

Barbara Grattan

**TOWN BOARD MEETING
AGENDA
PHILIP CARDINALE, Supervisor**

March 3rd, 2004

**Edward Densieski, Councilman
George Bartunek, Councilman**

**Barbara Blass, Councilwoman
Rose Sanders, Councilwoman**

**Barbara Grattan, Town Clerk
Dawn Thomas, Town Attorney**

ELECTED OFFICIALS

**Laverne Tennenberg
Madelyn Sendlewski
Paul Leszczynski
Mark Kwasna
Maryann Wowak Heilbrunn
Richard Ehlers
Allen M. Smith**

**Chairwoman Board of Assessors
Board of Assessors
Board of Assessors
Highway Superintendent
Receiver of Taxes
Town Justice
Town Justice**

DEPARTMENT HEADS

**John J. Hansen
Leroy E. Barnes, Jr.
Andrea Lohneiss
Ken Testa
Richard Hanley
Chief David Hegermiller
Judy Doll
John Reeve
Michael Reichel
Gary Pendzick**

**Accounting Department
Building Department
Community Development
Engineering Department
Planning Department
Police Department
Senior Services
Sanitation Department
Sewer District
Water Department**

PUBLIC COMMENT ON ANY RESOLUTIONS LISTED

BELOW:

COMMUNITY DEVELOPMENT AGENCY MEETING:

- #3** Declares Lead Agency and Determines Environmental Significance Upon the Conveyance of Real Property to FRP Development Corp.
- #4** A Resolution Authorizing Calling a Public Hearing on the CDA's Designation of FRP Development Corp. as a Qualified and Eligible Sponsor for Redevelopment of Approximately 150 Acres of Vacant Land at the Former Naval Weapons Industrial Reserve Plant, Calverton and for the sale by the CDA of Such Property to FRP Development Corp. for Redevelopment as a Theme Park and for Other Recreational and Commercial Purposes and Uses

REGULAR TOWN BOARD MEETING:

- #113 Approves SED Grant Application- To be Taken off the Table
- #128 Accepts Security Bond of Mill Developers, LLC (Buildings 5 through 8)- Table Resolution To Be Withdrawn
- #169 Accepts Security Bond of Mill Developers, LLC (Buildings 5 through 8)
- #170 Authorizes Supervisor to Execute Agreement with County of Suffolk (Youth Bureau)
- #171 Accepts 5% Security Bond of Sawmill Creek Realty, Inc. (Blue Fin Realty)
- #172 Authorizes the Designation of Certain Structures as Landmarks Pursuant to Chapter 73 Entitled, "Landmarks Preservation" of the Riverhead Town Code

- #173 Reduces Irrevocable Letter of Credit of Gendot Associates, Inc. and Zoumas Contracting Corp. (Subdivision Map of Deep Hole Road)
- #174 Approves Application of the Riverhead Central School District
- #175 Authorizes Town Clerk to Publish and Post Public Notice of Public Hearing to Consider a Proposed Local Law for an Amendment of Chapter 101 (Vehicles & Traffic) of the Riverhead Town Code (101-8 Weight Limits)
- #176 Resolution Authorizing Supervisor to Execute Change Order No. 1- RWD- Meadowcrest IV at Settler's Landing
- #177 Resolution Authorizing Water Service Contract with Sendlewski-RWD
- #178 Authorizes Town Clerk to Advertise for Bids Millbrook Gables Development-RWD
- #179 Resolution Authorizing Supervisor to Execute Water Service Contract with Hogan and Gendot-RWD
- #180 General Fund Budget Adjustment
- #181 Water Ext. #81-1998 Peconic LLC Project Budget Adoption
- #182 Aver Young Farmland Development Right Project Budget Adjustment
- #183 EPCAL Sewer Improvement Capital Project Budget Adjustment
- #184 East Creek Docking Facility Budget Adoption
- #185 Accepts Resignation of Account Clerk Typist (C. Piro)
- #186 Accepts Resignation of Bingo Inspector (J. McGoey)
- #187 Appoints Bingo Inspector (R. Morrissey)
- #188 Setting Terms and Conditions of Employment for Town Board Coordinator

- #189 A Resolution Authorizing the Issuance of \$40,000 Serial Bonds of the Town of Riverhead, Suffolk County, New York to Pay Part of the Cost of the Purchase and Installation of a Traffic Light at Osborne Avenue and Middle Road
- #190 Authorizes Supervisor to Execute Contract Agreement (R. Caffrey)
- #191 Sets Policy of Paper Recycling for Riverhead Town Facilities
- #192 Appoints Freedom of Information Law (FOIL) Officer (C. Kent)
- #193 201 Howell Avenue Town Hall Annex Project Budget Adjustment
- #194 Pays Bills

3/3/04

Adopted

Town of Riverhead Community Development Agency

Resolution # 3

Declares Lead Agency and Determines Environmental Significance Upon the Contract of Sale of Real Property to FRP Development Corp.

Member Densieski offered the following resolution,

which was seconded by Member Sanders:

WHEREAS, the Town of Riverhead Community Development Agency ("CDA") is considering designating FRP Development Corp. as a qualified and eligible sponsor pursuant to 507(2)(c) and (d) of the General Municipal Law and further considering the sale of approximately 150 acres of vacant land to allow the development of a theme attraction and other recreational and commercial uses at the Calverton Enterprise Park site; and

WHEREAS, the New York State Environmental Law and its implementing regulations require environmental review of any sale of the property by the Town of Riverhead Community Development Agency; and

WHEREAS, by resolution dated November 2, 1998, the Riverhead Town Board did adopt a Findings Statement pursuant to 6 NYCRR Part 617 respecting the redevelopment of the Calverton Enterprise Park site; such findings statement contemplating the sale of the entire property, or a portion thereof, for the redevelopment of the property, and

WHEREAS, the proposed contract of sale to FRP Development Corp. will not require either approvals or permits by any other governmental agency rendering coordinated review pursuant to 6 NYCRR Part 617 as neither constructive nor required; **NOW**

THEREFORE, BE IT RESOLVED, that in the matter of the contract of sale of approximately 150 acres of real property from the Riverhead CDA to the FRP Development Corp., the Riverhead CDA hereby declares itself to be the lead agency pursuant to 6 NYCRR Part 617 and further determines the action to be Type 1 pursuant to 6 NYCRR Part 617.4; and

BE IT FURTHER RESOLVED, that the proposed contract of sale is determined to be in conformance with the SEQRA Findings Statement as adopted by the Riverhead Town Board by Resolution dated November 2, 1998 and that a Supplemental Environmental Impact Statement need not be prepared prior to contract of sale, but will be required and prepared prior to any conveyance; and

3/3/04

Town of Riverhead Community Development Agency

Adopted

Resolution # 4

A Resolution Calling a Public Hearing on the Community Development Agency's Designation of FRP Development Corp. as a Qualified and Eligible Sponsor for Redevelopment of Approximately 150 acres of Vacant Land at the Former Naval Weapons Industrial Reserve Plant, Calverton Regarding for the Sale by the CDA of Such Property to FRP Development Corp. for Redevelopment as a Theme Park and for other Recreational and Commercial Purposes and Uses

Member Sanders offered the following resolution,

which was seconded by Member Densieski :

WHEREAS, the Town of Riverhead Community Development Agency ("CDA") is the owner of an approximately 2,400 acre parcel of land, together with the buildings located thereon, in Riverhead, which land is known as the former Naval Weapons Industrial Reserve Plant (Calverton Site) a portion of which is located within an Empire Zone duly designated as such pursuant to the New York State Economic Development Zone Act, being Article 18-B of the General Municipal Law; and

WHEREAS, there has been submitted to the CDA a proposal for, and the CDA is considering, (i) designating FRP Development Corp., a corporation organized and existing under the laws of New York, the "qualified and eligible sponsor" (Sponsor), pursuant to Section 507(2)(c) and (d) of the General Municipal Law and in accordance with the established rules and procedures provided by the CDA, for the redevelopment of approximately 150 acres of vacant land of the Calverton Site, and other rights in connection therewith ("the Property") and (ii) selling the Property, pursuant to 507(2)(d), 556(2) and 968(b) of the General Municipal Law to FRP Development Corp. pursuant to certain Agreement of Sale by and between the CDA and FRP Development Corporation, a draft of which Agreement of Sale is on file in the office of the Town Clerk of the Town of Riverhead and is available for public inspection during regular business hours ("the Agreement of Sale," for \$50,000 per acre for redevelopment by FRP Development Corporation as a theme park and for other recreational and/or commercial purposes and uses; and

WHEREAS, Sections 556(2), 507(2)(c) and (d), and 968(b) of the General Municipal Law require that a public hearing, following at least ten (10) days public notice, be held by the Agency on the question of designating FRP Development Corporation the Sponsor for the redevelopment of the Property and selling the Property to FRP Development Corp.; and

WHEREAS, the Town of Riverhead ("Town"), pursuant to Article 8 of the Environmental Conservation Law and the regulations promulgated thereunder by the State Department of Environmental Conservation ("SEQRA") has by Resolution Number 614 of 1998 accepted a final Generic Environmental Impact Statement upon the redevelopment of the Calverton Site and has further adopted a Findings Statement contemplating the sale of the Real Property or a portion thereof; and

WHEREAS, the CDA, pursuant to SEQRA, declared itself lead agency by Resolution dated March 3, 2004 for the sale of the Property to FRP Development Corporation, determined such sale of the Property to be a Type I Action pursuant to SEQRA, determined that such sale of the Property is in conformance with such Findings Statement resulting from such Generic Environmental Impact Statement and determined that such sale of the Property does not pose significant impacts to either the natural or social environment and that a Supplemental Environmental Impact Statement need not be prepared pursuant to SEQRA; and

WHEREAS, the CDA now desires to call a public hearing on the designation of FRP Development Corp. as the Sponsor for the redevelopment of the Property and the sale of the Property by the Agency to FRP Development Corp.; and

WHEREAS, a majority of the Town Board, acting as Members of the CDA, will attend such hearing; Now

THEREFORE, BE IT FURTHER RESOLVED, as follows:

Section 1. A public hearing will be held at Town Hall, 200 Howell Avenue in Riverhead, New York, in said Town on March 16, 2004 at 2:05 p.m., prevailing time, on the question of designating FRP Development Corp. the Sponsor for the redevelopment of the Property regarding the sale of the Property by the CDA to FRP Development Corp., and to hear all interested persons in the subject thereof, concerning the same, and to take such action thereon as is required or authorized by law.

Section 2. The Secretary of the CDA is hereby authorized and directed to cause a copy of the Notice of Public Hearing hereinafter provided to be published once in the News-Review, the newspaper hereby designated as the official newspaper for this purpose and one having general circulation in, and available to residents of, the Town of Riverhead, such publication to be made not less than ten (10) days before the date designated for the hearing. The Secretary is hereby further authorized and directed to cause a copy of such Notice of Public Hearing to be posted in such places as she deems appropriate under the circumstances, such posting to be done not less than ten (10) days before the date designated for the hearing.

Section 3. The Notice of Public Hearing shall be in substantially in the form attached hereto.

THEREFORE, BE IT FURTHER RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to Charles Cuddy, Esq., 445 Griffing Avenue, Riverhead, NY 11901, Jack O'Connor, CBRE, Inc., 88 Froehlich Farm Blvd., Suite 100, Woodbury, NY 11797 and Community Development Agency Director Andrea Lohneiss.

The Vote:

Member Bartunek	<u>ABSENT</u>
Member Sanders	<u>YES</u>
Member Blass	<u>YES</u>
Member Densieski	<u>YES</u>
Chairman Cardinale	<u>YES</u>

THE VOTE
~~Bartunek~~ ABSENT yes no Sanders yes no
Blass yes no Densieski yes no
Cardinale yes no
THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

The Resolution is ADOPTED.

Notice of Public Hearing

Town of Riverhead Community Development Agency
Town of Riverhead, Suffolk County, New York

NOTICE IS HEREBY GIVEN that the Members of the Town of Riverhead Community Development Agency, Town of Riverhead, Suffolk County, New York (CDA) will meet at the Town of Riverhead Town Hall, 200 Howell Avenue, Riverhead, NY, in said Town, on March 16, 2004 at 2:05 p.m., prevailing time for the purpose of conducting a public hearing on whether FRP Development Corp. should be designated the "qualified and eligible sponsor" for the redevelopment of approximately 150 acres of vacant land at the CDA-owned Calverton site, being the former Naval Weapons Industrial Reserve Plant, Calverton (Calverton Site) and whether the Property should be sold to FRP Development Corp. pursuant to a certain Agreement of Sale by and between the CDA and FRP Development Corp., a draft of which Agreement of Sale is on file in the Office of the Town Clerk of the Town of Riverhead and is available for public inspection during regular business hours ("Agreement of Sale") for \$50,000 per acre in cash with no financing contingency, for redevelopment of the Property by FRP Development Corp. as a theme park and for other recreational and/or commercial purposes and uses.

The Town of Riverhead, pursuant to Article 8 of the Environmental Conservation Law and the regulations promulgated thereunder by the State Department of Environmental Conservation ("SEQRA") has by Resolution #614 of 1998 accepted a final Generic Environmental Impact Statement upon the redevelopment of the Calverton Site and has further adopted a Findings Statement contemplating the sale of the Real Property or a portion thereof.

The CDA, pursuant to SEQRA, declared itself "lead agency" by Resolution dated March 3, 2004 for the sale of the Property to FRP Development Corp. determined such sale of the Property to be a Type I Action pursuant to SEQRA, determined that such sale of the Property is in conformance with such Findings Statement resulting from such Generic Environmental Impact Statement and determined that such sale of the Property does not pose significant impacts to either the natural or social environment and that a Supplemental Environmental Impact Statement need not be prepared pursuant to SEQRA.

At said public hearing the Members of the Agency will hear all persons interested in the subject matter thereof.

Dated: Riverhead, New York
March 3, 2004

BY ORDER OF MEMBERS OF THE TOWN OF RIVERHEAD COMMUNITY
DEVELOPMENT AGENCY, TOWN OF RIVERHEAD, SUFFOLK COUNTY

By _____
Andrea Lohneiss

TOWN OF RIVERHEAD

333
Adopted

Resolution # 169

ACCEPTS 5% SECURITY BOND OF MILL POND DEVELOPERS, LLC
(BUILDINGS 5 INCLUSIVE THRU 8)

COUNCILWOMAN SANDERS offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

WHEREAS, Mill Pond Developers, LLC has posted a security bond in the sum of One Hundred Three Thousand Five Hundred Seventy Six Dollars (\$103,576) (Selective Insurance Company of America #B197813) representing the 5% site plan security bond as noted in the approved site plan dated March 20, 1990 Resolution #203 and Amended Site Plan approval dated November 2, 1992 Resolution #659 and the approved condominium map known as Section 2 dated September 22, 2003 and filed as map #334 in the Suffolk County Clerks Office for Buildings 5 inclusive thru 8, designated as units 25 thru 48 located at Elton Avenue, Riverhead, New York, Suffolk County Tax Map # 600-109.00-02-001.00 and 109.00-01-010.00 pursuant to Section 108-133 (I) of the Riverhead Town Code; and

WHEREAS, the Town Attorney has reviewed said security bond and deems it to be sufficient in its form.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts the 5% security bond in the sum of One Hundred Three Thousand Five Hundred Seventy Six Dollars (\$103,576) issued to the Town of Riverhead; and,

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to Mill Pond Developers, LLC, PO Box 999, Riverhead, New York 11901, the Building Department; the Planning Department and the Town Attorney's Office.

THE VOTE

~~ABSENT~~
Bartunek Yes No Sanders Yes No

Blass Yes No Densieski Yes No

Cardinale Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

March 2, 2004

Adopted

TOWN OF RIVERHEAD

170

AUTHORIZES SUPERVISOR TO EXECUTE AGREEMENT

WITH COUNTY OF SUFFOLK (YOUTH BUREAU)

COUNCILMAN DENSIESKI offered the following resolution, which was seconded by
COUNCILWOMAN BLASS.

WHEREAS, the Riverhead Town Board and the County of Suffolk desire to make available a Youth Development Delinquency Program in the Town of Riverhead.

NOW, THEREFORE, BE IT, RESOLVED, that the Supervisor be and hereby is authorized to enter into and execute an agreement between the County of Suffolk and Town of Riverhead to make available a Youth Development Delinquency program in the Town of Riverhead; and

BE IT FURTHER RESOLVED, that the Town Clerk be and hereby is directed to forward a certified copy of this resolution to: Suffolk County Youth Bureau, Lee Dennison Building, 3rd Floor, Hauppauge, New York 11788 - Attn: Jeannette Santos, Director; and the Juvenile Aid Bureau, and the Office of Accounting.

THE VOTE

ABSENT Bartunek ___ yes ___ no Sanders yes ___ no
 Blass yes ___ no Densieski yes ___ no
 Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

Janice Seus / JAB

Exhibit A-1

Whereas, the County and Contractor have entered into an Agreement, for a term from January 1, 2003 through December 31, 2003, with two (2) one-year extensions at the County's option, to provide a development delinquency prevention program; and

Whereas, the parties hereto desire to modify the Agreement to extend the from December 31, 2003 through December 31, 2004 and to increase the Total Cost of Agreement for the 2004 Budget Period as set forth below;

Now, Therefore, in consideration of the covenants, promises and consent herein contained, the parties hereto agree as follows:

1. Term of Agreement:

The Term of Agreement paragraph on page 1 of the Agreement is amended to read January 1, 2003 through December 31, 2004 with one (1) one-year extension at the County's option as set forth on page 1 of this First Amendment of Agreement.

2. Payment of Services:

The Total Cost of Agreement shall be increased by the amount specified on page one for the 2004 Budget Period.

3. Budget:

The budget annexed hereto as Exhibit C-1 is made part of the Agreement for the 2004 Budget Period.

4. Gratuities:

The Contractor represents and warrants that it has not offered or given any gratuity to any official, employee or agent of Suffolk County or New York State or of any political party, with the purpose or intent of securing an agreement or securing favorable treatment with respect to the awarding or amending of an agreement or the making of any determinations with respect to the performance of an agreement, and that he has read and is familiar with the provisions of Local Law No. 32-1980 of Suffolk County (Chapter 386 of the Suffolk County Code).

5. Except as herein amended, all other representations, terms and conditions of said Agreement, including any and all amendments or budget modifications executed prior to the date hereof, are hereby ratified and confirmed to be in full force and effect.

End of Text for Exhibit A-1

Amendment of Agreement

This is the First Amendment of an Agreement, between the County of Suffolk (County), a municipal corporation of the State of New York, having its principal office at the County Center, Riverhead, New York 11901, acting through its duly constituted Youth Bureau (Department), having its principal office at H. Lee Dennison Building-3rd Floor, 100 Veterans Memorial Highway, Hauppauge, New York (Mailing Address: Box 6100, Hauppauge, New York 11788-0099), and Town of Riverhead (Juvenile Aid Bureau - Youth Counseling Program) (Contractor), a New York not-for-profit corporation, having its principal place of business at 210 Howell Avenue, Riverhead, New York 11901.

The parties hereto desire to modify the Agreement by extending the term from December 31, 2003, through December 31, 2004 (1/1/04 to 12/31/04 = 2004 Budget Period). Sufficient funding exists in the 2004 Suffolk County Operating Budget.

Term of Agreement: Shall be January 1, 2003 through December 31, 2004 with one (1) one-year extension at the County's option.

Percentage of State Aid: 18% **Percentage of Advance:** 25%

Total Cost of Agreement: Shall not exceed \$56,548 (of which \$29,762 is for the 2004 Budget Period)

Terms and Conditions: Shall be as set forth in Exhibit A-1 attached.

In Witness Whereof, the parties hereto have executed this First Amendment of Agreement as of the latest date written below.

Town of Riverhead (Juvenile Aid Bureau - Youth Counseling Program)

County of Suffolk

By: _____
Name:
Title:
Fed. Taxpayer ID #:
Date: _____

By: _____
Paul Sabatino
Chief Deputy County Executive
Date: _____

Approved as to Form, Not Reviewed as to Execution:

**Approved:
Youth Bureau**

**Christine Malafi
Suffolk County Attorney**

By: _____
Jeannette Santos Date
Director

By: _____
Patricia M. Jordan
Assistant County Attorney

Recommended:

Date: _____

By: _____
Fred Verbarg Date
Principal Planner - Youth Services

TOWN OF RIVERHEAD

Resolution # 171

ACCEPTS 5% SECURITY BOND OF SAWMILL CREEK REALTY INC. (BLUE FIN REALTY)

COUNCILWOMAN BLASS offered the following resolution,

which was seconded by COUNCILWOMAN SANDERS

WHEREAS, Sawmill Creek Realty LLC (for Eagle Enterprises) has posted a security bond (Nova Casualty Company No. 44864) in the sum of Sixteen Thousand Eight Hundred Dollars (\$16,800) representing the 5% site plan security bond as noted in the approved site plan dated November 19, 2002, as Resolution #1178 for work for new Medical Office Building to be located at the northeast corner of Philip Street and East Main Street, Riverhead, New York, Suffolk County Tax Map # 600-105.00-02-049.00 pursuant to Section 108-133 (I) of the Riverhead Town Code; and

WHEREAS, the Town Attorney has reviewed said security bond and deems it to be sufficient in its form.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts the 5% performance bond in the sum of Sixteen Thousand Eight Hundred Dollars (\$16,800) issued to the Town of Riverhead; and,

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to Sawmill Creek Realty LLC, 29 Central Avenue, Hauppauge, New York 11778, the Building Department; the Planning Department and the Town Attorney's Office.

THE VOTE

ABSENT Bartunek Yes No Sanders Yes No
Blass Yes No Densieski Yes No
Cardinale Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

3/3/04

TOWN OF RIVERHEAD

Adopted

Resolution # 172

AUTHORIZES THE DESIGNATION OF CERTAIN STRUCTURE(S) AS LANDMARKS PURSUANT TO CHAPTER 73 ENTITLED, "LANDMARKS PRESERVATION" OF THE RIVERHEAD TOWN CODE

COUNCILWOMAN SANDERS offered the following resolution, was seconded by

COUNCILMAN DENSIESKI :

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider the designation of the following structures as landmarks: the Lemuel B. Hallock House (a.k.a. Red Barn B&B) S.C.T.M. #0600-9-2-5; the Jedediah Hawkins House S.C.T.M. #0600-69-2-10; the Wilbur-Fanning House S.C.T.M. #0600-89-2-57.8 and the District #10 Schoolhouse S.C.T.M. #0600-89-2-57.2; and

WHEREAS, a public hearing was held on the 3rd day of February, 2004 at 7:05 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby designates the aforementioned structures as landmarks pursuant to chapter 73 "Landmarks Preservation", of the Riverhead Town Code be as specified in the attached notice of adoption; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached notice of adoption once in the News Review newspaper and to post same on the signboard at Town Hall; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to the Riverhead Planning Board; the Riverhead Planning Department and the Riverhead Building Department.

THE VOTE
ABSENT Bartunek ___ yes ___ no Sanders ✓ yes ___ no
Blass ✓ yes ___ no Densieski ✓ yes ___ no
Cardinale ✓ yes ___ no
THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a resolution pursuant to Chapter 73 entitled, "Landmarks Preservation" of the Riverhead Town Code at its regular meeting held on March 3, 2004 designating the following structures as landmarks: the Lemuel B. Hallock House (a.k.a. Red Barn B&B) S.C.T.M. #0600-9-2-5; the Jedediah Hawkins House S.C.T.M. #0600-69-2-10; the Wilbur-Fanning House S.C.T.M. #0600-89-2-57.8 and the District #10 Schoolhouse S.C.T.M. #0600-89-2-57.2.

Dated: Riverhead, New York
March 3, 2004

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD**

BARBARA GRATTAN, Town Clerk

TOWN OF RIVERHEAD

340
Adopted

Resolution # 173

**REDUCES IRREVOCABLE LETTER OF CREDIT OF GENDOT ASSOCIATES, INC.
AND ZOUMAS CONTRACTING CORP.
(SUBDIVISION MAP OF DEEP HOLE ROAD)**

COUNCILMAN DENSIESKI offered the following resolution, was seconded by
COUNCILWOMAN SANDERS.

WHEREAS, by Resolution # 167 dated February 4, 2003, the Riverhead Town Board accepted S.C.N.B. Irrevocable Letter of Credit No. 030121A in the amount of \$410,000.00 representing road and drainage improvements in the subdivision entitled, "Subdivision Map of Deephole Road."; and

WHEREAS, pursuant to memorandum dated January 29, 2004, from Vincent A. Gaudiello, P.E. of the Office of John J. Raynor, P.E. & L.S., P.C. and Riverhead Planning Board Resolution #18 adopted on February 20, 2004, it has been determined that a substantial portion of the road and drainage improvements have been completed and has further recommended that the security posted be reduced from \$410,000.00 to \$136,667.00.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby approves the reduction of the Irrevocable Letter of Credit of Gendot Associates, Inc. and Zoumas Contracting Corp. and hereby accepts S.C.N.B. Irrevocable Letter of Credit #040121A in the amount of \$136,667.00; and be it further

RESOLVED, that the Town Clerk is authorized to release S.C.N.B. Irrevocable Letter of Credit #030121A in the amount of \$410,000.00; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Peter S. Danowski, Jr., Esq., 616 Roanoke Avenue, P.O. Box 779, Riverhead, New York, 11901; Gendot Associates, Inc., P.O. Box 534, Wading River, New York, 11792; Zoumas Contracting Corp., P.O. Box 361, Wading River, New York, 11792; the Riverhead Planning Department; the Riverhead Building Department and the Office of the Town Attorney.

THE VOTE

ABSENT

Bartunek ___ yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

**THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED**

Resolution # 174

APPROVES APPLICATION OF THE RIVERHEAD CENTRAL SCHOOL DISTRICT

COUNCILWOMAN BLASS

offered the following resolution, was seconded by

COUNCILWOMAN SANDERS :

WHEREAS, the Riverhead Central School District has submitted an application for the purpose of conducting a fund-raiser for the Cancer Society Relay for Life to be held on the grounds of the school district at Pulaski Street and Osborne Avenue, Riverhead, New York, between the hours of 2:00 p.m. on Friday, June 18, 2004 and 10:00 a.m. on Saturday, June 19, 2004; and

WHEREAS, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

WHEREAS, the applicant has requested the application fee be waived; and

WHEREAS, the Town Attorney of the Town of Riverhead has reviewed all documents regarding said application.

NOW THEREFORE BE IT RESOLVED, that the application of the Riverhead Central School District for the purpose of conducting a fund-raiser for the Cancer Society Relay for Life to be held on the grounds of the school district at Pulaski Street and Osborne Avenue, Riverhead, New York, between the hours of 2:00 p.m. on Friday, June 18, 2004 and 10:00 a.m. on Saturday, June 19, 2004 is hereby approved; and be it further

RESOLVED, that the Town Board of the Town of Riverhead hereby waives the application fee; and be it further

RESOLVED, that a fire safety inspection by the Town Fire Marshal is required prior to the opening of this event to the public and shall be contacted at least three days in advance at (631) 727-3200 extension 209, for the purpose of arranging the "pre-opening" inspection appointment; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to the Riverhead Central School District, Attn: Theresa Drozd, Student Government Advisor, 700 Osborne Avenue, Riverhead, New York, 11901; the Riverhead Fire Marshal and Chief David Hegermiller of the Riverhead Police Department.

THE VOTE

ABSENT Bartunek ___ yes ___ no Sanders ✓ yes ___ no
Blass ✓ yes ___ no Densieski ✓ yes ___ no
Cardinale ___ yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

3/3/04

Adopted

TOWN OF RIVERHEAD

Resolution # 175

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE OF PUBLIC HEARING TO CONSIDER A PROPOSED LOCAL LAW FOR AN AMENDMENT OF CHAPTER 101 (VEHICLES & TRAFFIC) OF THE RIVERHEAD TOWN CODE (101-8 -WEIGHT LIMITS)

COUNCILWOMAN SANDERS

_____ offered the following resolution,

which was seconded by COUNCILWOMAN BLASS _____ :

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish the attached public notice to consider a proposed local law to consider the amendment of Chapter 101 entitled, "Vehicles & Traffic" of the Riverhead Town Code, once in the March 11, 2004 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further

RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to Chief Hegermiller, the Riverhead Police Department; the Riverhead Highway Department and the Office of the Town Attorney.

THE VOTE

ABSENT

Bartunek ___ yes ___ no Sanders ✓ yes ___ no
Blass ✓ yes ___ no Densieski ✓ yes ___ no
Cardinale ✓ yes ___ no

THE RESOLUTION ✓ WAS ___ WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 16th day of March, 2004 at 2:10 p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to consider a proposed local law to amend Chapter 101 of the Riverhead Town Code entitled, "Vehicles & Traffic" as follows:

§ 101-8. Weight limits.

No person shall operate a motor vehicle of a total weight of greater than 10,000 pounds upon the following designated town highways or part thereof, except local deliveries.

Street	Location
<u>Middle Road</u>	<u>In its entirety, commencing from the intersection of Middle Country Road (S.R. 25) in an easterly direction to the intersection of Doctors Path</u>

Dated: Riverhead, New York
March 3, 2004

BY ORDER OF THE BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

- Underline represents addition(s)

3/3/04

Adopted

TOWN OF RIVERHEAD

RESOLUTION AUTHORIZING SUPERVISOR TO
EXECUTE CHANGE ORDER No. 1
RIVERHEAD WATER DISTRICT
MEADOWCREST IV AT SETTLER'S LANDING
Resolution # 176

Adopted 3/3/04

COUNCILWOMAN BLASS offered the following resolution
which was seconded by COUNCILMAN DENSIESKI,

RESOLVED, that the Supervisor be and is hereby authorized to
execute Change Order No. 1 for the project known as the Meadowcrest
IV at Settler's Landing and be it further

RESOLVED, that the Town Clerk shall forward a certified copy
of this resolution to H2M; Frank Isler, Esq.; Roy Wanser, Inc.;
Accounting, Department; and Gary Pendzick.

RESOLUTION PREPARED BY FRANK A. ISLER, ESQ.
SUBMITTED BY RIVERHEAD WATER DISTRICT

THE VOTE

ABSENT Bartunek ___ yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

3/3/04

Adopted

RESOLUTION AUTHORIZING WATER
SERVICE CONTRACT WITH SENDLEWSKI
RIVERHEAD WATER DISTRICT

Adopted 3/3/2004

177

Councilperson COUNCILWOMAN SANDERS offered the following
resolution which was seconded by COUNCILWOMAN BLASS,

RESOLVED, the Supervisor be and is hereby authorized to
execute the attached Water Service Agreement on behalf of the
Riverhead Water District, and be it further

RESOLVED, that the Town Clerk forward certified copies of this
resolution to the Accounting Department, Gary Pendzick, Frank
Isler, Esq., Planning Department, Assessors, and Jeanmarie
Costello, Esq.

THIS RESOLUTION PREPARED BY FRANK A. ISLER
FOR THE RIVERHEAD WATER DISTRICT

THE VOTE

ABSENT Bartunek yes no Sanders yes no

Blass yes no Densieski yes no

Cardinale yes no

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

WATER SERVICE AGREEMENT
RIVERHEAD WATER DISTRICT WITH SENDLEWSKI

AGREEMENT, made this ____ day of _____, 2004, between the Riverhead Water District (hereinafter referred to as the "District"), AND HOLLY SENDLEWSKI, residing at Middle Road, Calverton, New York, (hereinafter referred to as the "Licensee"),

WHEREAS, the Riverhead Water District agrees to temporarily supply water through an existing service from a water main currently existing in the bed of Deep Hole Road, under the following terms and conditions:

1. Licensee consents to pay and shall pay the Riverhead Water District district-wide tax as same shall be levied as though the premises were within the District. Owners consent to such assessment and tax.

2. Licensee shall pay for metered water at a rate to be set by the Town Board from time to time, currently \$1.25 per 1,000 gallons.

3. That an easement over Lot 1 shall remain in full force and effect as given by the owners, John and Doris Sendlewski, to Holly Sendlewski (Licensee herein) for the purpose of obtaining water from the bed of Deep Hole Road.

4. This agreement is temporary and may be terminated by either party upon sixty days written notice.

IN WITNESS WHEREOF, the parties have hereunto

set their hands and seals the day and year above written.

TOWN OF RIVERHEAD
WATER DISTRICT

By: _____

HOLLY SENDLEWSKI

STATE OF NEW YORK

SS.:

COUNTY OF SUFFOLK)

On the ___ day of _____, 2004, before me, the undersigned, personally appeared PHILIP CARDINALE personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity and that by his signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

STATE OF NEW YORK)

SS.:

COUNTY OF SUFFOLK)

On the ___ day of _____, 2004, before me, the undersigned, personally appeared HOLLY SENDLEWSKI personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her capacity and that by her signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

SCHEDULE A - DESCRIPTION

AMENDED 10/28/03

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being at Calverton in the Town of Riverhead, County of Suffolk, State of New York, more particularly bounded and described as follows:

BEGINNING at a point which marks the intersection of the northerly side of Middle Road with the westerly side of Deep Hole Road from said point of beginning;

RUNNING along the northerly side of Middle Road South 51 degrees 12 seconds 00 minutes West, 210.97 feet to the true point of place of beginning; and from said true point or place of beginning;

RUNNING THENCE South 21 degrees 12 seconds 00 minutes West along the northerly line of Middle Road 156.24 feet to land now or formerly of Doris Sendlewki and;

THENCE continuing along said last mentioned land the following two (2) courses and distances:

1. North 27 degrees 33 minutes 50 seconds West, 120.00 feet; and
2. South 62 degrees 26 minutes 10 seconds West, 68.70 feet to land now or formerly of John J. White and;

THENCE RUNNING along said last mentioned land the following four (4) courses and distances:

1. North 23 degrees 40 minutes 10 seconds West, 82.11 feet;
2. North 18 degrees 51 minutes 50 seconds West, 76.21 feet;
3. North 80 degrees 25 minutes 30 seconds East, 90.95 feet;
4. North 73 degrees 46 minutes 30 seconds East, 79.55 feet; and

THENCE South 38 degrees 48 minutes 00 seconds East, 207.05 feet to the northerly side of Middle Road and the true point or place of **BEGINNING**.

3/3/2004

TOWN OF RIVERHEAD

Adopted

**AUTHORIZES TOWN CLERK TO ADVERTISE FOR BIDS- MILLBROOK
GABLES DEVELOPMENT-RIVERHEAD WATER DITRICT**

Resolution # 178

Adopted: 03/03/2004

COUNCILWOMAN SANDERS offered the following resolution, which was seconded by
COUNCILWOMAN BLASS

RESOLVED, that the Town Clerk be and is authorized to publish in the March 11, 2004 edition of the News Review and post the attached Notice to Bidders with regard to receiving bids for the installation of water mains and appurtenances for Millbrook Gables Development, and be it further

RESOLVED, that the Town Clerk shall forward a certified copy of this resolution to Frank Isler, Esq., H2M, and Gary Pendzick.

THIS RESOLUTION PREPARED BY FRANK A. ISLER FOR RIVERHEAD WATER DISTRICT

THE VOTE

ABSENT Bertunek ___ yes ___ no Sanders yes ___ no
 Blass yes ___ no Densieski yes ___ no
 Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
 THEREFORE DULY ADOPTED

H2M GROUP
NOTICE TO BIDDERS

The Town Board of Riverhead will receive bids for the following contract:

Installation of Water Mains and Appurtenances

Project No.: Millbrook Gables Development, Sigal Avenue Extension – RDWD 03-51

for the Riverhead Water District at the Town Clerk's office, Town Hall, 200 Howell Avenue, Riverhead, New York 11901, until 11:00 AM, prevailing time, on **Monday, March 22, 2004**, at which time and place all bids will be publicly opened and read.

Contract documents, including drawings and technical specifications, are on file at the following offices:

Town Clerk, Town of Riverhead
Town Hall, 200 Howell Avenue
Riverhead, New York 11901

Holzmacher, McLendon & Murrell, P.C.
575 Broad Hollow Road
Melville, New York 11747

Copies of the contract documents may be obtained at the above locations *on or after March 11, 2004* upon deposit of Fifty Dollars (\$50.00) in cash, certified check, bank money order or postal money order, made payable to the TOWN OF RIVERHEAD for each set furnished.

Deposits for Plans and Specifications will be refunded to Bidders who return same in good condition within ten (10) days. Other deposits will either be partially or not refunded if the Plans and Specifications have not been returned in good condition within thirty (30) days after bids have been opened.

Each proposal must be accompanied by a bid bond in the amount of five percent (5%) of the total bid, or a certified check made payable to the TOWN OF RIVERHEAD as assurance that the bid is made in good faith.

The right is reserved to reject any or all bids, to waive any informalities, and to accept the lowest responsible bid.

BY ORDER OF THE TOWN BOARD
TOWN OF RIVERHEAD
SUFFOLK COUNTY, NEW YORK

ACTING AS THE GOVERNING BODY
OF THE RIVERHEAD WATER DISTRICT

BARBARA GRATTAN, TOWN CLERK

DATED: March 11, 2004

Adopted

3/3/04

RESOLUTION AUTHORIZING SUPERVISOR TO EXECUTE
WATER SERVICE CONTRACT
WITH HOGAN AND GENDOT
RIVERHEAD WATER DISTRICT

Adopted 3/3/04

179

Councilperson COUNCILWOMAN BLASS offered the following
resolution which was seconded by COUNCILMAN DENSIESKI,

RESOLVED, the Supervisor be and is hereby authorized to
execute a Water Service Agreement on behalf of the Riverhead Water
District with Jerome E. Hogan, Carolyn C. Hogan, John P. Hogan and
Gendot Associates, Inc. and be it further

RESOLVED, that the Town Clerk forward certified copies of this
resolution to the Accounting Department, Gary Pendzick, Frank
Isler, Esq., Planning Department, Assessors, and Charles Cuddy,
Esq.

THIS RESOLUTION PREPARED BY FRANK A. ISLER
FOR THE RIVERHEAD WATER DISTRICT

THE VOTE
ABSENT Bartunek ___ yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no
THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

COPY

WATER SERVICE AGREEMENT
RIVERHEAD WATER DISTRICT

AGREEMENT, made this ____ day of _____, 2004, between the Riverhead Water District (hereinafter referred to as the "District"), and JEROME E. HOGAN, CAROLYN C. HOGAN, JOHN P. HOGAN AND GENDOT ASSOCIATES, INC. (hereinafter referred to as the "Licensee"),

WHEREAS, the Riverhead Water District agrees to temporarily supply water through an existing service from a water main currently existing in the bed of Twomey Avenue, Calverton, under the following terms and conditions:

1. Licensee consents to pay and shall pay the Riverhead Water district district-wide tax and any applicable extension tax as same shall be levied as though the premises were within the District. Owners consent to such assessment and tax.
2. Licensee shall pay for metered water at a rate to be set by the Town Board from time to time, currently \$1.25 per 1,000 gallons.
3. This agreement is temporary and may be terminated by either party upon sixty days written notice.

IN WITNESS WHEREOF, the parties have hereunto set

their hands and seals the day and year above written.

TOWN OF RIVERHEAD
WATER DISTRICT

By: _____

JEROME E. HOGAN

CAROLYN C. HOGAN

JOHN P. HOGAN

GENDOT ASSOCIATES, INC.

SCHEDULE A

ALL that certain plot, piece or parcel of land with the buildings and improvements thereon erected, situate, lying and being in the Town of Riverhead, at Calverton, County of Suffolk and State of New York, being known and designated as Lot No.5 on a certain Map entitled, "Subdivision Map of Jerome and Bessie Hogan," filed in the Office of the Clerk of the County of Suffolk on 10/3/89 as Map No. 8827, said Lot being bounded and described as follows:

BEGINNING at a point on the Southerly side of Twomey Avenue, said point being distant 321.35 feet Southerly from the Southeasterly end of a curve connecting the Southerly side of Twomey Avenue with the Southeasterly side of Riley Avenue;

THENCE from said point of beginning along the Southerly side of Twomey Avenue, South 22 degrees 50 minutes 10 seconds East, 577.50 feet to a point;

THENCE South 67 degrees 09 minutes 50 seconds West, 200.00 feet to a point;

THENCE South 22 degrees 52 minutes 22 seconds East, 201.45 feet to a point and lands now or formerly of Zeh;

THENCE along said lands South 68 degrees 45 minutes 52 seconds West, 219.33 feet to a monument and lands now or formerly of Central School District No.2;

THENCE along said lands North 22 degrees 50 minutes 10 seconds West, 670.68 feet to a point;

THENCE North 53 degrees 28 minutes 00 seconds East, 431.38 feet to the Southerly side of Twomey Avenue, the point or place of BEGINNING.

STATE OF NEW YORK)
) SS.:
 COUNTY OF SUFFOLK)

On the ___ day of _____, 2004, before me, the undersigned, personally appeared PHILIP CARDINALE personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity and that by his signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

STATE OF NEW YORK)
) SS.:
 COUNTY OF SUFFOLK)

On the ___ day of _____, 2004, before me, the undersigned, personally appeared JEROME E. HOGAN personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity and that by his signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

STATE OF NEW YORK)
) SS.:
 COUNTY OF SUFFOLK)

On the ___ day of _____, 2004, before me, the undersigned, personally appeared CAROLYN C. HOGAN personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her capacity and that by her signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

STATE OF NEW YORK)

SS.:

COUNTY OF SUFFOLK)

On the ___ day of _____, 2004, before me, the undersigned, personally appeared JOHN P. HOGAN personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity and that by his signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

STATE OF NEW YORK)

SS.:

COUNTY OF SUFFOLK)

On the ___ day of _____, 2004, before me, the undersigned, personally appeared _____ personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity and that by his signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

MARCH 3, 2004

TOWN OF RIVERHEAD

Adopted

GENERAL FUND

BUDGET ADJUSTMENT

RESOLUTION # 180

COUNCILMAN DENSIESKI offered the following resolution,
 which was seconded by COUNCILWOMAN SANDERS.

BE IT RESOLVED, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

		<u>FROM</u>	<u>TO</u>
001.000000.390599	APPROPRIATED FUND BALANCE	\$ 250	
001.075100.540000	HISTORIAN, OFFICE TRAVEL, ETC.		\$ 250
001.000000.390599	APPROPRIATED FUND BALANCE	850	
001.071800.542512	BEACHES, SIGNAGE EXP.		850
001.000000.390599	APPROPRIATED FUND BALANCE	8,400	
001.036200.541500	SAFETY INSPECTION, CAR EXP.		8,400

THE VOTE

ABSENT Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

Adopted

MARCH 3, 2004

TOWN OF RIVERHEAD

WATER EXT. #81 – 1998 PECONIC LLC PROJECT

BUDGET ADOPTION

RESOLUTION # 181

COUNCILWOMAN SANDERS offered the following resolution,
which was seconded by COUNCILMAN DENSIESKI

BE IT RESOLVED, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

		<u>FROM</u>	<u>TO</u>
406.092705.421050.30029	DEVELOPER FEES	\$4,000	
406.093200.543501.30029	ENGINEER EXP.		\$4,000

THE VOTE

ABSENT Bartunek Yes No Sanders Yes No
 Blass Yes No Densieski Yes No
 Cardinale Yes No

MARCH 3, 2004

Adopted

TOWN OF RIVERHEAD

AVERY YOUNG FARMLAND DEVELOPMENT RIGHT PROJECT

BUDGET ADJUSTMENT

RESOLUTION # 182

COUNCILWOMAN BLASS

COUNCILWOMAN BLASS

offered the following resolution,

which was seconded by

COUNCILMAN DENSIESKI

BE IT RESOLVED, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

	<u>FROM</u>	<u>TO</u>
406.019400.494200.42040 SERIAL BOND PROCEEDS	\$1,640	
406.019400.543000.42040 PROFESSIONAL SERVICES		\$1,640

THE VOTE

ARSENT Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

MARCH 3, 2004

Adopted

TOWN OF RIVERHEAD

EPCAL SEWER IMPROVEMENT CAPITAL PROJECT

BUDGET ADJUSTMENT

RESOLUTION # 183

COUNCILMAN DENSIESKI

offered the following resolution,

which was seconded by

COUNCILWOMAN BLASS

BE IT RESOLVED, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

		<u>FROM</u>	<u>TO</u>
406.092705421050.20017	DEVELOPER FEES	\$10,000	
406.081300.543504.20017	ENGINEER EXP.		\$10,000

THE VOTE

ABSENT

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

MARCH 3, 2004

TOWN OF RIVERHEAD
EAST CREEK DOCKING FACILITY.

Adopted

BUDGET ADOPTION

RESOLUTION # 184

COUNCILWOMAN BLASS

offered the following resolution,

which was seconded by COUNCILWOMAN SANDERS

BE IT RESOLVED, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

		<u>SOURCE</u>	<u>USE</u>
122.072025.442510	DOCKAGE FEES	\$161,000	
122.072025.422030	ELECTRIC HOOKUP FEES	14,000	
122.072300.511500	PERSONNEL SERVICES		\$12,500
122.072300.524200	ICE HEATING EQUIPMENT		12,750
122.072300.523035	REST ROOM CAPITAL IMPROVEMENTS		40,000
122.072300.523020	FENCING IMPROVEMENTS		20,000
122.072300.523011	MISC. PLANT IMPROVEMENTS		20,000
122.072300.546200	ELECTRIC EXPENSE		20,000
122.072300.546400	WATER EXPENSE		1,000
122.072300.546100	TELEPHONE EXPENSE		700
122.072300.543975	ALARM MONITORING EXPENSE		400
122.072300.547504	GARBAGE EXPENSE		2,000
122.072300.542000	SUPPLIES		750
122.072300.542512	SIGNS		2,000
122.072300.542600	PRINTING EXPENSE		500

TOWN OF RIVERHEAD

EAST CREEK DOCKING FACILITY.

BUDGET ADOPTION CONTINUED

	<u>SOURCE</u>	<u>USE</u>
122.072300.548300	INSURANCE EXPENSE	10,000
122.072300.541000	REPAIRS & MAINTENANCE	31,000
122.090300.582500	SOCIAL SECURITY	1,000
122.090400.583500	WORK COMP.	400

THE VOTE

ABSENT Bartunek Yes No Sanders Yes No
 Blass Yes No *ABSTAIN* Densieski Yes No
 Cardinale Yes No

MARCH 3, 2004

Adopted

TOWN OF RIVERHEAD

ACCEPTS RESIGNATION OF ACCOUNT CLERK TYPISTRESOLUTION # 185COUNCILWOMAN SANDERS

offered the following

resolution, which was seconded by COUNCILMAN DENSIESKI.

WHEREAS, Cindy Piro has tendered her resignation as Account Clerk Typist in the Accounting Department, effective February 19, 2004.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board of the Town of Riverhead hereby accepts the resignation of Cindy Piro as Account Clerk Typist in the Accounting Department, effective February 19, 2004.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Cindy Piro, and the office of Accounting.

THE VOTE

~~ABSENT~~ Bartunek Yes NoSanders Yes NoBlass Yes NoDensieski Yes NoCardinale Yes No

MARCH 3, 2004

Adopted

TOWN OF RIVERHEAD

ACCEPTS RESIGNATION OF BINGO INSPECTOR

RESOLUTION # 186

COUNCILWOMAN BLASS

_____ offered the following
resolution, which was seconded by COUNCILMAN DENSIESKI

WHEREAS, John McGoey has tendered his resignation as the Bingo Inspector for the Town of Riverhead, effective immediately.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board of the Town of Riverhead hereby accepts the resignation of John McGoey as the Bingo Inspector for the Town of Riverhead, effective immediately.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to John McGoey, and the office of Accounting.

THE VOTE

ABSENT Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

MARCH 3, 2004

TOWN OF RIVERHEAD

Adopted

APPOINTS BINGO INSPECTOR

RESOLUTION # 187

COUNCILMAN DENSIESKI offered the following resolution,
which was seconded by COUNCILWOMAN BLASS.

RESOLVED, John McGoey has tendered his resignation as Bingo Inspector; and

WHEREAS, a vacancy exists for the position of Bingo Inspector.

NOW, THEREFORE, BE IT RESOLVED, that Roberta Morrissey is hereby appointed to the position of Bingo Inspector effective immediately, at the rate of \$10.00 per hour.

BE IT FURTHER, RESOLVED, that the Town Clerk be, and is hereby, authorized to forward a certified copy of this Resolution to Roberta Morrissey and the Office of Accounting.

THE VOTE

ABSENT Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

3/02/04

TOWN OF RIVERHEAD

AdoptedResolution # 188**SETTING TERMS AND CONDITIONS OF EMPLOYMENT
FOR TOWN BOARD COORDINATOR**

COUNCILWOMAN BLASS

_____ offered the following resolution,
which was seconded by COUNCILMAN DENSIESKI.

BE IT RESOLVED, THAT the terms and conditions of employment of Susan Herd, Town Board Coordinator, shall, effective March 1, 2004, be as follows:

TERM

1. These terms and conditions of employment shall continue in full force and effect until subsequently altered by Town Board resolution.
2. This employee is employed at the will of the Town Board and for no specific term or duration.

HOURS OF WORK

1. The employee's minimum basic work week shall be 35 hours. There shall be no maximum number of hours of work per week. The employee shall not receive additional compensation for holiday pay. The employee is not entitled to earn, accrue, or be paid for overtime or compensatory time. In addition, the employee shall not be entitled to utilize any type of paid leave time during the employee's first three months of employment with the Town.
2. The employee shall be entitled to the same paid holidays as are set forth in the 2004-2007 CSEA collective bargaining agreement,
3. (a) Five (5) days of personal leave will be granted.

(b) Personal leave may not be accumulated and must be used within the calendar year earned, except that unused personal days at the end of each year shall be converted to sick time and may be used as sick time, subject to all the rules and pertaining to sick time.

(c) Personal leave must be approved by the Town Supervisor. The employee must request such leave at least forty eight (48) hours in advance unless the personal leave is deemed to be an emergency of which the employee had no prior knowledge, in which case the employee must notify the Town Supervisor or designee of such absence. Failure to notify the Town Supervisor or designee of the absence will result in loss of pay for the day's absence.

3/02/04

4. Funeral Leave. The employee shall be entitled to four (4) consecutive working days leave of absence computed either from the day of death or the day following death, at the employee's option, for the death of the employee's spouse, child (including adopted children), father, mother, brother, sister, parents, parents-in-law, grandparents, grandparents-in-law, grandchildren, daughter-in-law, brother-in-law, sister-in-law, son-in-law, or stepchild.

5. Jury Service. The employee will be paid the employee's regular salary while performing jury service upon documentary proof being filed with the Town Supervisor. The employee shall endorse the jury salary checks to the Town. Travel allowance or mileage compensation checks for jury service are to be retained by the employee.

6. Court Appearance. The employee's absence by reason of appearance as a defendant or witness on behalf of the Town in any court action involving the Town will be approved by the Town Supervisor for the number of days necessary. The employee shall not lose any salary therefrom.

7. Parentage Leave. The employee shall receive a parentage leave as defined in the 2004-2007 CSEA contract, Article III, Section 5.

VACATIONS

1. The employee shall be entitled to 70 hours of vacation (March 1 to December 31) during fiscal year 2004.

2. The employee, upon request, shall be paid the employee's vacation pay prior to the vacation, providing the employee shall have given three (3) weeks' notice to the Supervisor.

3. Upon retirement or termination of service, except for cause, the employee shall be compensated, in cash, for any accumulated vacation.

4. The employee may carry over any unused vacation days from one (1) year into the following year, but in no event shall the employee carry over more than 105 vacation hours from one year to the next.

5. The employee, at the employee's option, shall be entitled to make an election to work the current year's allotted vacation time. The employee must provide written notification to the Supervisor of the exercising of this option not fewer than thirty (30) days prior to the date of which payment is requested. The Supervisor is to acknowledge receipt of this notification to the payroll personnel prior to payment. Payment is to be processed during the next overtime run. Payment will be the same method as outlined in the 2002-2004 Superior Officers' Contract, Article IX, Section C, except that the buyback shall be in blocks of three days per month.

3/02/04

SICK LEAVE

1. Sick leave is absence necessitated by the employee's illness or other physical disability. Sick leave will be accumulated at the rate of 1.25 days per month up to a total accumulated sick leave of three hundred (300) days. After three hundred (300) days, additional paid sick leave may be granted in the sole discretion of the Town Board. In order to receive sick leave, the employee shall, when absent because of sickness for more than three (3) days, furnish the Supervisor, when requested by him, with a medical certificate. Failure to furnish a medical certificate will result in loss of pay for absent days. The Town Board, in its discretion, may request a physical examination the employee before the employee's return to work.

2. The employee, or legal representative, upon retirement or severance, is entitled to cash payment for accumulated sick leave. Said payment shall be paid in a lump sum the value of the employee's accumulated and unused sick leave to the extent of one hundred (100%) percent of the first two hundred and eighty (280) days hours thereof.

3. The employee may elect to reduce the sick time accrued under paragraph "1" one by filing a written election with the Supervisor one (1) month prior to payment. Buy-out shall be in lots of ten (10) sick days. No buy-out shall be permitted unless, at the time of election, the employee has accumulated at least twenty (20) sick days. The rate of pay shall be calculated at the time of payment based on a two hundred sixty (260) day work year. If the employee "buys-out" sick leave, the employee shall be permitted to reaccumulate sick days to a maximum of three hundred (300) days.

4. If the employee falls ill while on vacation then, upon presentation of a medical certificate certifying that the employee was confined to bed for more than five (5) working days during the vacation, may charge this illness to sick leave upon proper notification to the Supervisor and may take the same number of sick days as vacation days.

GRIEVANCE PROCEDURE

1. Consideration of Grievance.

A grievance by the employee shall be made, in writing, to the Town Board. Upon receipt of the grievance, the Town Board may request the employee to submit any agreed statement of facts or the employee's version of the facts, or any other documents that the Town Board may deem pertinent to the determination of the appeal.

The Town Board shall conduct a hearing within twenty (20) business days of receipt of an appeal. Within twenty (20) business days after the hearing, the Town Board shall make a decision based on its findings and advise the employee. The decision of the Town Board shall be

3/02/04

final and all parties bound thereby.

2. Time of Hearings.

All discussions and hearings shall, so far as practicable, be conducted during working hours.

3. Representation.

The employee shall have the right at all times to representation of the employee's choosing.

4. Limitations.

If a grievance occurs and cannot be resolved immediately, the employee shall obey all directives and shall present the grievance as soon thereafter as practicable. Grievances that are not presented within ten (10) days of the occurrence shall be deemed to have been abandoned.

5. Withdrawn Grievances.

The employee may withdraw a grievance at any point in the grievance procedure.

HEALTH INSURANCE

1. The Town shall pay, on the employee's behalf, one hundred (100%) percent of the cost of either the individual or family coverage for hospitalization under the Town Health Insurance Program. These plans shall also provide that the Town pays for one hundred (100%) percent coverage for the employee if the employee retires from the Town and Town shall also pay to the extent of fifty (50%) percent coverage on the premiums for the employee's family.

2. The Town shall pay, on the employee's behalf, one hundred (100%) percent of the cost of either the individual or family plan for dental coverage under the Riverhead Town Dental Plan.

3. The Town shall pay, on the employee's behalf, one hundred (100%) percent of the cost of either the individual or family plan for optical coverage under the Riverhead Town Optical Plan.

4. The employee, at the employee's option, may elect not to accept the Town's hospitalization coverage for a period of not less than one calendar year and receive the following payment during the first full pay period of each year the election is made: \$1,650.00 if the employee changes from family to no coverage; \$900 if the employee changes from family to

3/02/04

individual coverage; \$750 if the employee changes from individual to no coverage. Also, at the employee's option, the employee may elect not to accept the dental coverage for a period of not less than one calendar year and receive the following payment during the first full pay period of each year the election is made: \$230 if the employee changes from family to no coverage; \$150 if the employee changes from family to individual coverage; \$80 if the employee changes from individual to no coverage. Also, at the employee's option, the employee may elect not to accept the optical coverage for a period of not less than one calendar year and receive a payment of twenty five dollars (\$25.00) during the first full pay period of each year the election is made. The employee must sign an application form each year and said application shall include an acknowledgment that the employee is covered under another plan.

GENERAL PROVISIONS

1. The Town agrees to provide legal counsel to defend the employee in any action arising out of an assault on the employee on Town business, and the Town hereby agrees to defend, indemnify, and hold the employee harmless for any and all acts performed for the Town, its agents and employees, provided the employee was acting within the scope of employment. In the event that the employee is appointed, authorized or directed by the Town or one of its agencies to represent it as a member of the board of directors of an organization or agency, then the employee shall be covered by the provisions of Public Officers Law Section 18 and Town Code Sections 15-1 and 15-2 pertaining to the defense and indemnification of officers and employees of public entities, provided the employee is otherwise eligible for coverage pursuant to the terms of those provisions.
2. If the employee is injured or assaulted in the course of employment, the employee shall receive full salary until such time as the employee's application for reinstatement to full duty status, or, in the event of permanent disability, the employee's application for a disability pension be finally determined or by a physician's examination determining no further disability, whichever comes first. If the employee is injured on the job and reports the same to the Supervisor, and has to be absent from work, no days shall be deducted from his sick leave for such injury. If the employee receives a compensation check for lost time due to a compensable injury, the employee shall endorse the employee's check over to the Town. The above shall apply if the employee was acting within the scope of employment.
3. A leave of absence, without pay, may be granted to the employee in the discretion of the Town Board for a maximum of six (6) months, upon written application therefore and good cause shown.
4. If the employee is absent without leave or without due notification to the Supervisor, the employee shall suffer loss of pay for the days of such absence.
5. The employee will be paid every two (2) weeks on Thursday of the latter week.

3/02/04

6. Upon the employee's request to examine the employee's official employment personnel file, the employee may be permitted to do so at the discretion of the Town Board. Any material classified as confidential shall not be subject to duplication by the employee, but the employee shall have an opportunity to read said material and make a written reply, which shall be inserted in the personnel folder.

7. To the extent permitted by the U.S. Internal Revenue Code and the New York State Income Tax Laws, the Town shall establish a deferred compensation plan for the employee.

WAGES

The employee shall receive the following annual salary:

March 1, 2004-\$32,000(prorated)

THE VOTE

ABSENT Bartunek ___ yes ___ no Sanders ✓ yes ___ no

Blass ✓ yes ___ no Densieski ✓ yes ___ no

Cardinale ✓ yes ___ no

THE RESOLUTION ✓ WAS ___ WAS NOT

THEREFORE DULY ADOPTED

Resolution # 189

072113-03198

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, 200 Howell Avenue, in Riverhead, New York, in said Town, on March 3, 2004, at 2:00 o'clock P. M., Prevailing Time.

The meeting was called to order by Supervisor Cardinale and upon roll being called, the following were

PRESENT:

Supervisor Cardinale
Councilman Barbara Blass
Councilwoman Rose Sanders
Councilman Edward Densieski

ABSENT:

Councilman George Bartunek

The following resolution was offered by Councilman COUNCILMAN DENSIESKI, who moved its adoption, seconded by Councilman COUNCILWOMAN SANDERS, to-wit:

BOND RESOLUTION DATED MARCH 3, 2004.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$40,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY PART OF THE COST OF THE PURCHASE AND INSTALLATION OF A TRAFFIC LIGHT AT OSBORNE AVENUE AND MIDDLE ROAD, IN AND FOR SAID TOWN.

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital project; NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Riverhead, Suffolk County, New York, as follows:

Section 1. For the specific object or purpose of paying part of the cost of the purchase and installation of a traffic light at Osborne Avenue and Middle Road, in and for the Town of Riverhead, Suffolk County, New York, including incidental expenses in connection therewith, there are hereby authorized to be issued \$40,000 serial bonds of said Town pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid specific object or purpose is \$75,000, and the plan for the financing thereof shall be by the issuance of the \$40,000 serial bonds authorized pursuant to this bond resolution and the provision of \$35,000 current funds of the Town appropriated therefor.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is twenty years, pursuant to subdivision 72 of paragraph a of

Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Town of Riverhead, Suffolk County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Town a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Riverhead, Suffolk County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller

applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 10. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Sections 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 11. Upon this resolution taking effect, the same shall be published in full in the News Review, the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 12. This resolution is adopted subject to permissive referendum in accordance with Section 35.00 of the Local Finance Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

<u>Councilwoman Blass</u>	VOTING	<u>YES</u>
<u>Councilwoman Sanders</u>	VOTING	<u>YES</u>
<u>Councilman Densieski</u>	VOTING	<u>YES</u>
<u>Supervisor Cardinale</u>	VOTING	<u>YES</u>
<u>Councilman Bartunek</u>	VOTING	<u>ABSENT</u>

The resolution was thereupon declared duly adopted.

* * * *

THE VOTE

ABSENT
 Bartunek yes no Sanders yes no
 Blass yes no Densieski yes no
 Cardinale yes no

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

STATE OF NEW YORK)
)ss:
 COUNTY OF SUFFOLK)

I, the undersigned Clerk of the Town of Riverhead, Suffolk County, New York, DO
 HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board
 of said Town, including the resolution contained therein, held on March 3, 2004, with the original
 thereof on file in my office, and that the same is a true and correct transcript therefrom and of the
 whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open
 Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public
 notice of the time and place of said meeting to be given to the following newspapers and/or other
 news media as follows:

Newspaper and/or Other News Media

Date Given

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s)
of posted notice _____

Date of Posting

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town on March 3, 2004.

Town Clerk

AFFIDAVIT OF POSTING

STATE OF NEW YORK)
) ss.:
 COUNTY OF SUFFOLK)

I, the undersigned Clerk of the Town of Riverhead, Suffolk County, New York, DEPOSE
 AND SAY:

That on the _____ day of _____, 2004, I caused to be posted on the official
 signboard maintained by me pursuant to subdivision 6 of Section 30 of the Town Law, a Notice of
 Adoption of a resolution adopted by the Town Board of said Town on the _____ day of March, 2004.

A true and correct copy of such Notice of Adoption is attached hereto.

 Town Clerk

Sworn to before me this _____ day
 of _____, 2004

 Notary Public

NOTICE OF ADOPTION

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Riverhead, Suffolk County, New York, at a meeting held on March 3, 2004, duly adopted the resolution published herewith, subject to a permissive referendum.

Dated: Riverhead, New York
March _____, 2004.

Town Clerk

MARCH 3, 2004

Adopted

TOWN OF RIVERHEAD

AUTHORIZE SUPERVISOR TO EXECUTE CONTRACT AGREEMENT

RESOLUTION # 190

COUNCILWOMAN SANDERS offered the following resolution,
which was seconded by COUNCILMAN DENSIESKI.

BE IT HEREBY RESOLVED, that the Town Board of the Town of Riverhead hereby approves an employee contract with Ronald Caffrey, and authorizes the Town Supervisor to execute it with his signature; and

BE IT FURTHER, RESOLVED, that the Town Clerk be, and is hereby, authorized to forward a certified copy of this Resolution to Ronald Caffrey and the Office of Accounting.

THE VOTE

Sanders <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Blass <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Densieski <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	ABSENT Bartunek <input type="checkbox"/> Yes <input type="checkbox"/> No
Cardinale <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

3/3/04

Adopted

TOWN OF RIVERHEAD

Resolution # 191

SETS POLICY OF PAPER RECYCLING FOR RIVERHEAD TOWN FACILITIES

COUNCILMAN DENSIESKI offered the following resolution, was seconded by
COUNCILWOMAN SANDERS:

WHEREAS, it is appropriate and proper to conserve and recycle all of our natural resources; and

WHEREAS, it is fiscally responsible to recycle paper and not dispose of paper as "household waste"; and

WHEREAS, Riverhead Town employees are eager to be responsible and conserve; and

WHEREAS, the policy of paper recycling is consistent with other recycling programs that have been established, i.e. the battery recycling program, the S.T.O.P. program and the mercury thermometer program.

NOW THEREFORE BE IT RESOLVED, that separate containers will be utilized in the offices within Town facilities for refuse and for paper; and be it further

RESOLVED, that all non-food, non-confidential paper shall be recycled and papers of confidential nature shall be shredded; and be it further

RESOLVED, that all Riverhead Town Employees shall adhere to this policy; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to all Town of Riverhead Department Heads and the Town Attorney's Office.

THE VOTE

ABSENT	Bartunek	yes	no	Sanders	✓ yes	no
	Blass	✓ yes	no	Densieski	✓ yes	no
	Cardinale	✓ yes	no			

THE RESOLUTION ~~X~~ WAS WAS NOT
THEREFORE DULY ADOPTED

03/03/04

Adopted

TOWN OF RIVERHEAD

Resolution # 192

APPOINTS FREEDOM OF INFORMATION LAW (FOIL) OFFICER

COUNCILMAN DENSIESKI offered the following resolution,
which was seconded by COUNCILWOMAN BLASS.

WHEREAS, pursuant to Public Officer's Law §87. the Town is required to establish an individual responsible to review applications pursuant to the New York State Freedom of Information Law, and

WHEREAS, the Town Board has determined that the appropriate office to review FOIL requests is the Town Attorney's office,

NOW, THEREFORE, BE IT

RESOLVED that Deputy Town Attorney Chris Kent, Esq. is hereby appointed FOIL officer for the Town of Riverhead with the duty of reviewing FOIL applications received by the Town of Riverhead pursuant to the Freedom of Information Law of the State of New York, and

BE IT FURTHER

RESOLVED that the Town Clerk is hereby directed to forward a copy of this resolution to the Office of the Supervisor, Office of the Town Attorney, Town Clerk, Police Department, Building Department, Planning, Community Development, Assessor's Office, Highway Department, Sewer District, Water District, Tax Receiver, Justice Court, Recreation, Seniors.

THE VOTE

~~ABSENT~~ Bartunek ___ yes ___ no Sanders ✓ yes ___ no

Blass ✓ yes ___ no Densieski ✓ yes ___ no

Cardinale ✓ yes ___ no

THE RESOLUTION ~~X~~ WAS ___ WAS NOT

THEREFORE DULY ADOPTED

Adopted

MARCH 3, 2004

TOWN OF RIVERHEAD

201 HOWELL AVE. TOWN HALL ANNEX PROJECT

BUDGET ADJUSTMENT

RESOLUTION # 193

COUNCILWOMAN BLASS offered the following resolution,
which was seconded by COUNCILWOMAN SANDERS.

BE IT RESOLVED, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

	<u>FROM</u>	<u>TO</u>
406.036200.547900.40114 CONTINGENCY	\$10,000	
406.036200.523011.40114 BUILDING IMPROVEMENTS		\$10,000

THE VOTE

ABSENT Bartunek Yes No Sanders Yes No

Blass Yes No Densieski Yes No

Cardinale Yes No

COUNCILMAN DENSIESKI offered the following Resolution which was seconded by
COUNCILWOMAN SANDERS

FUND NAME		CD - 02/13/04	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$ 5,600,000.00	\$ 609,998.23	\$ 6,209,998.23
POLICE ATHLETIC LEAGUE	004	\$ 3,000.00	\$ -	\$ 3,000.00
TEEN CENTER	005	\$ 14,000.00	\$ -	\$ 14,000.00
RECREATION PROGRAM	006	\$ 100,000.00	\$ 750.49	\$ 100,750.49
SR NUTRITION SITE COUNCIL	007	\$ 1,800.00	\$ -	\$ 1,800.00
D.A.R.E. PROGRAM FUND	008	\$ 4,000.00	\$ -	\$ 4,000.00
CHILD CARE CENTER BUILDING FU	009	\$ 38,000.00	\$ 54.06	\$ 38,054.06
AG-FEST COMMITTEE FUND	021	\$ -	\$ -	\$ -
R.I.F.T.A. FUND	023	\$ 5,000.00	\$ 43.06	\$ 5,043.06
TOWN BD SPECIAL PROGRAM FUN	024	\$ 50,000.00	\$ -	\$ 50,000.00
YOUTH COURT SCHOLARSHIP FUN	025	\$ 1,500.00	\$ -	\$ 1,500.00
SRS DAYCARE BUILDING FUND	027	\$ -	\$ 2,074.60	\$ 2,074.60
COMMUNITY P.E.T.S. SHELTER	028	\$ -	\$ -	\$ -
ANIMAL SPAY & NEUTERING FUND	029	\$ -	\$ -	\$ -
EDZ FUND	030	\$ 28,000.00	\$ 2,758.62	\$ 30,758.62
HIGHWAY	111	\$ 1,000,000.00	\$ 72,459.93	\$ 1,072,459.93
WATER	112	\$ 2,150,000.00	\$ 64,195.74	\$ 2,214,195.74
REPAIR & MAINTENANCE	113	\$ 670,000.00	\$ -	\$ 670,000.00
RIVERHEAD SEWER DISTRICT	114	\$ 1,550,000.00	\$ 43,069.18	\$ 1,593,069.18
REFUSE & GARBAGE COLLECTION	115	\$ 700,000.00	\$ 195,621.98	\$ 895,621.98
STREET LIGHTING	116	\$ 525,000.00	\$ 35,664.29	\$ 560,664.29
PUBLIC PARKING	117	\$ 110,000.00	\$ 3,918.64	\$ 113,918.64
BUSINESS IMPROVEMENT DISTRIC	118	\$ 15,000.00	\$ 257.09	\$ 15,257.09
TOR URBAN DEV CORP TRUST AC	119	\$ -	\$ -	\$ -
AMBULANCE DISTRICT	120	\$ 240,000.00	\$ 955.03	\$ 240,955.03
CALVERTON SEWER DISTRICT	124	\$ 130,000.00	\$ 634.80	\$ 130,634.80
RIVERHEAD SCAV WASTE DISTRIC	128	\$ 690,000.00	\$ 19,556.56	\$ 709,556.56
SEWER DISTRICT FUND	130	\$ -	\$ -	\$ -
WORKER'S COMPENSATION FUND	173	\$ 950,000.00	\$ 3,419.56	\$ 953,419.56
HOSPITALIZATION SELF INSURAN	174	\$ -	\$ -	\$ -
RISK RETENTION FUND	175	\$ 700,000.00	\$ 44,658.92	\$ 744,658.92
UNEMPLOYMENT INSURANCE FUN	176	\$ 70,000.00	\$ -	\$ 70,000.00
MAIN STREET REHAB PROGRAM	177	\$ -	\$ -	\$ -
REVOLVING LOAN PROGRAM	178	\$ -	\$ -	\$ -
RESIDENTIAL REHAB	179	\$ -	\$ -	\$ -
DISCRETIONARY/SMALL CITIES	180	\$ -	\$ -	\$ -
CDBG CONSORTIUM ACCOUNT	181	\$ -	\$ 357.62	\$ 357.62
URBAN DEVEL CORP WORKING	182	\$ -	\$ -	\$ -
RESTORE	184	\$ -	\$ -	\$ -
PUBLIC PARKING DEBT	381	\$ 2,000.00	\$ 5.83	\$ 2,005.83
SEWER DISTRICT DEBT	382	\$ -	\$ 24.83	\$ 24.83
WATER DEBT	383	\$ 630,000.00	\$ 21.17	\$ 630,021.17
GENERAL FUN DEBT SERVICE	384	\$ 9,240,000.00	\$ 824.15	\$ 9,240,824.15
SCAVENGER WASTE DEBT	385	\$ 25,000.00	\$ 24.02	\$ 25,024.02
COMM DEVEL AGENCY CAP PROJ	405	\$ -	\$ -	\$ -
TOWN HALL CAPITAL PROJECTS	406	\$ -	\$ 217,457.98	\$ 217,457.98
EIGHT HUNDRED SERIES	408	\$ -	\$ -	\$ -
WATER IMPROVEMENT CAP PROJ	409	\$ -	\$ -	\$ -
NUTRITION CAPITAL IMPS	441	\$ -	\$ -	\$ -
CHIPS	451	\$ -	\$ -	\$ -
YOUTH SERVICES	452	\$ -	\$ 2,167.73	\$ 2,167.73
SENIORS HELPING SENIORS	453	\$ -	\$ 2,441.88	\$ 2,441.88
EISEP	454	\$ -	\$ -	\$ -
SCAVENGER WASTE CAP PROJ	470	\$ -	\$ -	\$ -
MUNICIPAL FUEL FUND	625	\$ 320,000.00	\$ 2,710.93	\$ 322,710.93
MUNICIPAL GARAGE	626	\$ 25,000.00	\$ 23,855.07	\$ 48,855.07
TRUST & AGENCY	735	\$ -	\$ ** 1,225,280.14	\$ 1,225,280.14
SPECIAL TRUST	736	\$ 950,000.00	\$ -	\$ 950,000.00
COMMUNITY PRESERVATION FUN	737	\$ 200,000.00	\$ -	\$ 200,000.00
CDA-CALVERTON	914	\$ 250,000.00	\$ 655.04	\$ 250,655.04
COMMUNITY DEVELOPMENT AGEN	915	\$ -	\$ -	\$ -
JOINT SCAVENGER WASTE	918	\$ -	\$ -	\$ -
CENTRAL CLEARING ACCOUNT	999	\$ -	\$ -	\$ -
TOTALS		\$ 26,987,300.00	\$ 2,575,917.17	\$ 29,563,217.17
SCHOOL/TN TAXES **		\$ -	\$ -	\$ -

COUNCILMAN DENSIESKI offered the following Resolution which was seconded by
 COUNCILWOMAN SANDERS

FUND NAME		CD - NONE	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$ -	\$ 342,366.50	\$ 342,366.50
POLICE ATHLETIC LEAGUE	004	\$ -	\$ -	\$ -
TEEN CENTER	005	\$ -	\$ -	\$ -
RECREATION PROGRAM	006	\$ -	\$ 190.00	\$ 190.00
SR NUTRITION SITE COUNCIL	007	\$ -	\$ -	\$ -
D.A.R.E. PROGRAM FUND	008	\$ -	\$ -	\$ -
CHILD CARE CENTER BUILDING FUND	009	\$ -	\$ 11.22	\$ 11.22
AG-FEST COMMITTEE FUND	021	\$ -	\$ -	\$ -
R.I.F.T.A. FUND	023	\$ -	\$ 222.78	\$ 222.78
TOWN BD SPECIAL PROGRAM FUND	024	\$ -	\$ 87,476.00	\$ 87,476.00
YOUTH COURT SCHOLARSHIP FUND	025	\$ -	\$ -	\$ -
SRS DAYCARE BUILDING FUND	027	\$ -	\$ -	\$ -
COMMUNITY P.E.T.S. SHELTER	028	\$ -	\$ -	\$ -
ANIMAL SPAY & NEUTERING FUND	029	\$ -	\$ -	\$ -
EDZ FUND	030	\$ -	\$ 1,083.71	\$ 1,083.71
HIGHWAY	111	\$ -	\$ 72,995.06	\$ 72,995.06
WATER	112	\$ -	\$ 32,889.70	\$ 32,889.70
REPAIR & MAINTENANCE	113	\$ -	\$ -	\$ -
RIVERHEAD SEWER DISTRICT	114	\$ -	\$ 15,565.76	\$ 15,565.76
REFUSE & GARBAGE COLLECTION	115	\$ -	\$ 3,337.33	\$ 3,337.33
STREET LIGHTING	116	\$ -	\$ 4,627.02	\$ 4,627.02
PUBLIC PARKING	117	\$ -	\$ 2,327.88	\$ 2,327.88
BUSINESS IMPROVEMENT DISTRICT	118	\$ -	\$ -	\$ -
TOR URBAN DEV CORP TRUST ACCOUNT	119	\$ -	\$ -	\$ -
AMBULANCE DISTRICT	120	\$ -	\$ 66,296.43	\$ 66,296.43
CALVERTON SEWER DISTRICT	124	\$ -	\$ 4,886.90	\$ 4,886.90
RIVERHEAD SCAY WASTE DISTRICT	128	\$ -	\$ 10,632.88	\$ 10,632.88
SEWER DISTRICT FUND	130	\$ -	\$ -	\$ -
WORKER'S COMPENSATION FUND	173	\$ -	\$ -	\$ -
HOSPITALIZATION SELF INSURANCE	174	\$ -	\$ -	\$ -
RISK RETENTION FUND	175	\$ -	\$ -	\$ -
UNEMPLOYMENT INSURANCE FUND	176	\$ -	\$ -	\$ -
MAIN STREET REHAB PROGRAM	177	\$ -	\$ -	\$ -
REVOLVING LOAN PROGRAM	178	\$ -	\$ -	\$ -
RESIDENTIAL REHAB	179	\$ -	\$ -	\$ -
DISCRETIONARY/SMALL CITIES	180	\$ -	\$ -	\$ -
CDBG CONSORTIUM ACCOUNT	181	\$ -	\$ 836.52	\$ 836.52
URBAN DEVEL CORP WORKING	182	\$ -	\$ -	\$ -
RESTORE	184	\$ -	\$ -	\$ -
PUBLIC PARKING DEBT	381	\$ -	\$ 32,501.32	\$ 32,501.32
SEWER DISTRICT DEBT	382	\$ -	\$ -	\$ -
WATER DEBT	383	\$ -	\$ 580,255.97	\$ 580,255.97
GENERAL FUN DEBT SERVICE	384	\$ -	\$ 316,718.62	\$ 316,718.62
SCAVENGER WASTE DEBT	385	\$ -	\$ 38,449.09	\$ 38,449.09
COMM DEVEL AGENCY CAP PROJ	405	\$ -	\$ -	\$ -
TOWN HALL CAPITAL PROJECTS	406	\$ -	\$ 999,054.74	\$ 999,054.74
EIGHT HUNDRED SERIES	408	\$ -	\$ -	\$ -
WATER IMPROVEMENT CAP PROJ	409	\$ -	\$ -	\$ -
NUTRITION CAPITAL IMPS	441	\$ -	\$ -	\$ -
CHIPS	451	\$ -	\$ -	\$ -
YOUTH SERVICES	452	\$ -	\$ 1,007.29	\$ 1,007.29
SENIORS HELPING SENIORS	453	\$ -	\$ -	\$ -
EISEP	454	\$ -	\$ -	\$ -
SCAVENGER WASTE CAP PROJ	470	\$ -	\$ -	\$ -
MUNICIPAL FUEL FUND	625	\$ -	\$ 1,197.90	\$ 1,197.90
MUNICIPAL GARAGE	626	\$ -	\$ 12,458.93	\$ 12,458.93
TRUST & AGENCY	735	\$ -	\$ 49,427.26	\$ 49,427.26
SPECIAL TRUST	736	\$ -	\$ -	\$ -
COMMUNITY PRESERVATION FUND	737	\$ -	\$ -	\$ -
CDA-CALVERTON	914	\$ -	\$ 2,130.16	\$ 2,130.16
COMMUNITY DEVELOPMENT AGENCY	915	\$ -	\$ -	\$ -
JOINT SCAVENGER WASTE	918	\$ -	\$ -	\$ -
CENTRAL CLEARING ACCOUNT	999	\$ -	\$ -	\$ -
TOTALS		\$ -	\$ 2,678,946.97	\$ 2,678,946.97
SCHOOL/TN TAXES **		\$ -	\$ -	\$ -