

RESOLUTION LIST

APRIL 17, 2018

- Res. #270 841 Old Country Road Sewer Relocation Riverhead Sewer District Capital Improvement Project Budget Adoption**
- Res. #271 Economic Development Fund 2017 Budget Adjustments**
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- Res. #283 Resolution Authorizing Supervisor to Sign Revised Project Scope Application for the NYSDOT Safe Routes to School Program PIN 0759.49**
- Res. #284 Adopts a Local Law to Amend Chapter 301 of the Riverhead Town Code Entitled “Exterior Lighting – Article XLIX §301-259 Exterior Lighting Standards” of the Riverhead Town Code”**
- Res. #285 Extends Bid Contract for Disposal and Recycling of Municipal Solid Waste**
- Res. #286 Accepts the Resignation of a Water Treatment Plant Operator Trainee (Kent Brace)**

- Res. #287** Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Article LVI – Chapter 301 Entitled “Zoning” Site Plan Application Procedures and Fees of the Riverhead Town Code
- Res. #288** Authorization to Publish Advertisement for Janitorial Supplies for the Town of Riverhead
- Res. #289** Awards Bid for Work Clothes
- Res. #290** Authorization to Publish Advertisement for Sporting Goods 2018 for the Town of Riverhead
- Res. #291** Authorization to Publish Advertisement for Town of Riverhead & Calverton Sewer Districts Generator Preventive Maintenance and Service 2018-2019
- Res. #292** Approves Chapter 255 Application of Chickenkidz, Inc. (Children’s Retail Consignment Event – April 18th through 22nd, 2018)
- Res. #293** Approves Chapter 255 Application of Hallockville Inc. (Long Island Fleece & Fiber Fair – May 19th and 20th, 2018)
- Res. #294** Approves Chapter 255 Application of Peconic Bay Medical Center (East End Walk at Tanger – Sunday, May 20, 2018)
- Res. #295** Approves Chapter 255 Application of Riverhead Raceway Inc. (Spring Fair at Riverhead Raceway – Sunday, April 22, 2018)
- Res. #296** Approves Chapter 255 Application of Riverhead Rotary (Riverhead Rotary Garden Festival – May 8, 2018 through May 13, 2018)
- Res. #297** Adds Sterling National Bank as an Official Depository for Town Funds
- Res. #298** Amends Resolution #259 of 2018 Which Reassigned the Salary of an Ordinance Inspector (Nicole Buckner)
- Res. #299** Appoints Special Counsel to Represent the Planning Board Relative to Specific Pending Litigation
- Res. #300** Authorizes Agreement with Automotive Rentals Inc. (ARI)
- Res. #301** Adopts a Local Law Amending Chapter 301 Entitled “Zoning and Land Development” of the Riverhead Town Code (Article I: Title, Purpose, Definitions an Interpretation)

- Res. #302** Authorizes the Supervisor to Execute an Agreement with Cummins, Inc., Regarding Generator Maintenance Service for the Riverhead Water District
- Res. #303** Authorizes Town Clerk to Publish and Post Notice to Bidders for Corrosion Control Chemical (PO4)
- Res. #304** Rejects Bid – Plant No. 4 Lime System Replacement Osborn Avenue, Riverhead, Riverhead Water District H2M Project No.: RDWD 18-01
- Res. #305** Public Interest Order in the Matter of the Increase and Improvement of Facilities of the Riverhead Water District in the Town of Riverhead, Suffolk County, New York – Consisting of the Construction of a New Ground Water Storage Tank at Plant No. 15 Site on Tuthills Lane in Riverhead, New York at a Maximum Cost of \$4,300,000.00
- Res. #306** Authorizes Amendment of Agreement with U.S. Department of Interior-U.S. Geological Survey
- Res. #307** Authorizes the Supervisor to Execute an Agreement with G&G Technologies, Inc. Regarding Cablecast Services
- Res. #308** Pays Bills

TOWN OF RIVERHEAD

Resolution # 270

841 OLD COUNTRY ROAD SEWER RELOCATION
RIVERHEAD SEWER DISTRICT
CAPITAL IMPROVEMENT PROJECT
BUDGET ADOPTION

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the Riverhead Sewer District has received a check from BJ's Wholesale Club Inc. of \$13,400.00 for professional engineering services to be provided by H2M Architects & Engineers for the sewer relocation at 841 Old Country Road, Riverhead.

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

	<u>FROM</u>	<u>TO</u>
ES2-2130-000-20051-8 Developer Fees	13,400.00	
ES2-8-8130-435-000-20051 Professional Service Eng.		13,400.00

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Accounting Department, the Sewer District and H2M, 575 Broad Hollow Road, Melville, NY 11747.

RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Hubbard <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Giglio <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Wooten <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Jens-Smith <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

The Resolution Was Thereupon Duly Declared Adopted

A. Type of Legislation		
Resolution <input checked="" type="checkbox"/> Local Law ___ Ordinance ___		
B. Title of Proposed Legislation 841 Old Country Road Sewer Relocation Capital Improvement Project		
C. Purpose of Proposed Legislation Sewer Relocation		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes <input checked="" type="checkbox"/> No ___		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact Funded by Developer Fees		
F. Total Financial Cost of Funding over 5 Years N/A		
G. Proposed Source of Funding		
Appropriation Account to be Charged:		
ES2-8-8130-435-000-20051 Professional Service Eng.		
Grant or other Revenue Source:		
ES2-2130-000-20051-8 Developer Fees		
Appropriation Transfer (list account(s) and amount):		
H. Timing of Impact		
I. Typed Name & Title of Preparer WILLIAM ROTHAR	J. Signature of Preparer William Rothaar	K. Date 4/11/18
L. Accounting Staff Name & Title WILLIAM ROTHAR	M. Signature of Accounting Staff William Rothaar	N. Date 4/11/18

TOWN OF RIVERHEAD

Resolution # 271

ECONOMIC DEVELOPMENT FUND
2017 BUDGET ADJUSTMENTS

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, budget adjustments are necessary for 2017 in the Economic Development Fund. Now, therefore be it

RESOLVED, that the Supervisor be, and is hereby authorized to establish the following budget adjustment and transfer of funds:

		<u>FROM</u>	<u>TO</u>
Z14-914-000	Fund Balance	24,800	
Z14-6-6980-433	Eco Dev Prof Svcs Legal		24,800

and be it further

RESOLVED, that that the Town Clerk is hereby authorized to forward a copy of this resolution to the Accounting department. And be it further

RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Hubbard	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Giglio	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Wooten	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Jens-Smith	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 272

GENERAL FUND 2017
BUDGET ADJUSTMENTS

Councilman Hubbard offered the following resolution,

which was seconded by Councilwoman Kent

WHEREAS, budget adjustments are necessary for 2017 in the General Fund. Now, therefore be it

RESOLVED, that the Supervisor be, and is hereby authorized to establish the following budget adjustment and transfer of funds:

		<u>FROM</u>	<u>TO</u>
A01-9-9035-805-NON	FICA Pol Non Uni Pers	50,700	
A01-1-1420-433-000	Atty – Prof Svcs Legal		50,700
A01-1-1620-402-000	Town Hall R&M Bldgs	36,500	
A01-1-1620-405-000	Town Hall R&M Veh	180	
A01-1-1620-415-000	Town Hall Supplies	770	
A01-1-1620-421-000	Town Hall Postage	930	
A01-1-1620-462-000	Town Hall Rent/Lease	1,200	
A01-9-9035-805-NON	FICA Pol Non Uni Pers	4,320	
A01-1-1620-426-000	Town Hall Fuel Gas/Dsl		15
A01-1-1620-471-000	Town Hall Utl Telephone		21,430
A01-1-1620-472-000	Town Hall Utl Electric		825
A01-1-1620-473-000	Town Hall Utl Heat		20,220
A01-1-1620-474-000	Town Hall Utl Water		1,120
A01-1-1620-475-000	Town Hall Utl Comm		290
A01-1-1625-404-000	B&G R&M Grounds	9,000	
A01-1-1625-403-000	B&G R&M Equipment	8,600	
A01-1-1625-405-000	B&G R&M Vehicles		17,600
A01-9-9035-805-NON	FICA Pol Non Uni Pers	5,500	
A01-3-3510-436-204	Dogs Prof Svc Animal Sh		5,500
A01-9-9010-801-NON	NYS Ret Non Uni Pers	120,000	
A01-9-9040-888-000	WC Claim Payments	9,200	
A01-9-9015-801-UNI	NYS Ret Pol Uni Pers		129,200
A01-9-9035-805-UNI	FICA Pol Uni Pers	48,400	
A01-9-9030-805-NON	FICA Non Uni Pers		48,400
A01-9-9035-805-UNI	FICA Pol Uni Pers	32,600	
A01-9-9065-810-NON	Hosp, Den & Opt Uni Pers		32,600

and be it further

RESOLVED, that that the Town Clerk is hereby authorized to forward a copy of this resolution to the Accounting department. And be it further

RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent Yes No

Hubbard Yes No

Giglio Yes No

Wooten Yes No

Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted

**FISCAL IMPACT STATEMENT
OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION**

A. Type of Legislation		
Resolution <input checked="" type="checkbox"/>	Local Law_____	Ordinance _____
B. Title of Proposed Legislation Economic Development Fund 2017 Budget Adjustment.		
C. Purpose of Proposed Legislation Adjust budget accounts for 2017 year end.		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes_____ No <input checked="" type="checkbox"/>		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact		
F. Total Financial Cost of Funding over 5 Years		
G. Proposed Source of Funding		
Appropriation Account to be Charged:		
Grant or other Revenue Source:		
Appropriation Transfer (list account(s) and amount):		
H. Timing of Impact		
I. Typed Name & Title of Preparer WILLIAM ROTHAR	J. Signature of Preparer William Rothaar	K. Date 4/9/2018
L. Accounting Staff Name & Title WILLIAM ROTHAR	M. Signature of Accounting Staff William Rothaar	N. Date 4/9/2018

TOWN OF RIVERHEAD

Resolution # 273

HIGHWAY FUND 2017
BUDGET ADJUSTMENTS

Councilwoman Kent offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, budget adjustments are necessary for 2017 in the Highway Fund. Now, therefore be it

RESOLVED, that the Supervisor be, and is hereby authorized to establish the following budget adjustment and transfer of funds:

		<u>FROM</u>	<u>TO</u>
DA1-5-5130-403	Machinery R&M Equip	14,550	
DA1-5-5130-426	Machinery Gas & Diesel		14,550

and be it further

RESOLVED, that that the Town Clerk is hereby authorized to forward a copy of this resolution to the Accounting department. And be it further

RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Hubbard <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Giglio <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Wooten <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Jens-Smith <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

The Resolution Was Thereupon Duly Declared Adopted

**FISCAL IMPACT STATEMENT
OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION**

A. Type of Legislation		
Resolution	X	Local Law _____ Ordinance _____
B. Title of Proposed Legislation Highway Fund 2017 Budget Adjustment.		
C. Purpose of Proposed Legislation Adjust budget accounts for 2017 year end.		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes _____ No X		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact		
F. Total Financial Cost of Funding over 5 Years		
G. Proposed Source of Funding		
Appropriation Account to be Charged:		
Grant or other Revenue Source:		
Appropriation Transfer (list account(s) and amount):		
H. Timing of Impact		
I. Typed Name & Title of Preparer WILLIAM ROTHAAAR	J. Signature of Preparer William Rothaar	K. Date 4/9/2018
L. Accounting Staff Name & Title WILLIAM ROTHAAAR	M. Signature of Accounting Staff William Rothaar	N. Date 4/9/2018

TOWN OF RIVERHEAD

Resolution # 274

RECREATION FUND 2017
BUDGET ADJUSTMENTS

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, budget adjustments are necessary for 2017 in the Recreation Fund. Now, therefore be it

RESOLVED, that the Supervisor be, and is hereby authorized to establish the following budget adjustment and transfer of funds:

		<u>FROM</u>	<u>TO</u>
A06-7-7020-440-000	Rec Adm Public Relations	810	
A06-7-7110-415-000	Parks Supplies	4,020	
A06-7-7180-451-000	Beach Food & Beverage	2,600	
A06-7-7310-443-000	Youth Prgm Travel/Lodging	1,050	
A06-7-7620-424-000	Adlt Rec Printing	3,900	
A06-7-7621-455-218	Bus Trip Rec Prgm Youth	2,910	
A06-7-7624-436-210	Rec Inst Prof Svcs Other	15,500	
A06-7-7020-490-000	Rec Adm Miscellaneous		4,650
A06-9-9010-801-NON	NYS Ret Non Uni Pers		11,700
A06-9-9030-805-NON	FICA Non Uni Pers		2,110
A06-9-9060-810-NON	Hosp Den & Opt Non Uni		12,330

and be it further

RESOLVED, that that the Town Clerk is hereby authorized to forward a copy of this resolution to the Accounting department. And be it further

RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Hubbard <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Giglio <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Wooten <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Jens-Smith <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

The Resolution Was Thereupon Duly Declared Adopted

**FISCAL IMPACT STATEMENT
OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION**

A. Type of Legislation		
Resolution <input checked="" type="checkbox"/>	Local Law_____	Ordinance _____
B. Title of Proposed Legislation Recreation Fund 2017 Budget Adjustment.		
C. Purpose of Proposed Legislation Adjust budget accounts for 2017 year end.		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes_____ No <input checked="" type="checkbox"/>		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact		
F. Total Financial Cost of Funding over 5 Years		
G. Proposed Source of Funding		
Appropriation Account to be Charged:		
Grant or other Revenue Source:		
Appropriation Transfer (list account(s) and amount):		
H. Timing of Impact		
I. Typed Name & Title of Preparer WILLIAM ROTHAAAR	J. Signature of Preparer William Rothaar	K. Date 4/9/2018
L. Accounting Staff Name & Title WILLIAM ROTHAAAR	M. Signature of Accounting Staff William Rothaar	N. Date 4/9/2018

TOWN OF RIVERHEAD

Resolution # 275

REFUSE & GARBAGE FUND 2017
BUDGET ADJUSTMENTS

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, budget adjustments are necessary for 2017 in the Refuse & Garbage Fund. Now, therefore be it

RESOLVED, that the Supervisor be, and is hereby authorized to establish the following budget adjustment and transfer of funds:

		<u>FROM</u>	<u>TO</u>
SR1-8-8160-280-000	Refuse Vehicles	7,620	
SR1-9-9040-888-000	WC Claim Payments	3,000	
SR1-9-9060-810-NON	Hosp Den & Opt Non Uni		2,900
SR1-9-9055-806-NON	MTA Tax		20
SR1-9-9010-801-000	NYS Retirement		7,700

and be it further

RESOLVED, that that the Town Clerk is hereby authorized to forward a copy of this resolution to the Accounting department. And be it further

RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Hubbard <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Giglio <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Wooten <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Jens-Smith <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 276

**2018 STOTZKY PARK PLAYGROUND
BUDGET ADOPTION**

Councilman Hubbard offered the following resolution,

which was seconded by Councilwoman Kent

WHEREAS, the Superintendent of Recreation requests a transfer of funds from the Park and Recreation Special Trust Fund for the purchase and installation of a playground set at Stotzky at Veterans Park.

RESOLVED, that the Riverhead Town Board authorizes the Accounting Department to establish the following budget and make the necessary transfers from the Special Trust Park and Recreation Account:

	<u>FROM</u>	<u>TO</u>
CM3-2130-000-00000-8 Transfer from Park and Rec Fees	6,000	
H01-7-7110-240-000-70169 Stotzky Park Equipment		6,000

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Recreation and the Accounting Departments.

RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Hubbard <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Giglio <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Wooten <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Jens-Smith <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

The Resolution Was Thereupon Duly Declared Adopted

**FISCAL IMPACT STATEMENT
OF PROPOSED RIVERHEAD TOWN
BOARD LEGISLATION**

A. Type of Legislation		
Resolution <input checked="" type="checkbox"/> Local Law _____ Ordinance _____		
B. Title of Proposed Legislation 2018 STOTZKY PARK PLAYGROUND		
C. Purpose of Proposed Legislation TO INSTALL PLAYGROUND SET		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes <input checked="" type="checkbox"/> No _____		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact TRANSFER OF FUNDS FROM PARKS AND RECREATION SPECIAL TRUST FUND		
F. Total Financial Cost of Funding over 5 Years \$6,000.00 TOTAL COST OF PROJECT		
G. Proposed Source of Funding		
Appropriation Account to be Charged:		
H01-7-7110-240-000-70169 Stotzky Park Equipment		
Grant or other Revenue Source:		
Appropriation Transfer (list account(s) and amount):		
CM3-2130-000-00000-8 Transfer from Park and Rec Fees		
H. Timing of Impact IMMEDIATE UPON PASSAGE OF RESOLUTION		
I. Typed Name & Title of Preparer Raymond Coyne	J. Signature of Preparer 	K. Date 4/5/18
L. Accounting Staff Name & Title WILLIAM ROTHAR	M. Signature of Accounting Staff William Rothaar	N. Date 4/10/18

TOWN OF RIVERHEAD

Resolution # 277

2018 VETERANS PARK BUDGET ADOPTION
BUDGET ADOPTION

Councilwoman Kent offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the Superintendent of Recreation requests a transfer of funds from the Park and Recreation Special Trust Fund for the purchase and installation of a 4 foot high fence around the playground at Veterans Park.

RESOLVED, that the Riverhead Town Board authorizes the Accounting Department to establish the following budget and make the necessary transfers from the Special Trust Park and Recreation Account:

		<u>FROM</u>	<u>TO</u>
CM3-2130-000-00000-8	Transfer from Park and Rec Fees	8,000	
H01-7-7110-240-000-70167	Veterans Park Capital Project		8,000

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Recreation and the Accounting Departments.

RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Hubbard <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Giglio <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Wooten <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Jens-Smith <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

The Resolution Was Thereupon Duly Declared Adopted

**FISCAL IMPACT STATEMENT
OF PROPOSED RIVERHEAD TOWN
BOARD LEGISLATION**

A. Type of Legislation Resolution <input checked="" type="checkbox"/> Local Law _____ Ordinance ____		
B. Title of Proposed Legislation 2018 STOTZKY PARK PLAYGROUND		
C. Purpose of Proposed Legislation TO ERECT A 4 FOOT FENCE AROUND THE PLAYGROUND		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes <input checked="" type="checkbox"/> No _____		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact TRANSFER OF FUNDS FROM PARKS AND RECREATION SPECIAL TRUST FUND		
F. Total Financial Cost of Funding over 5 Years \$21,000 TOTAL COST OF PROJECT		
G. Proposed Source of Funding Appropriation Account to be Charged: H01-7-7110-240-000-70167 Veterans Park Capital Project Grant or other Revenue Source: Appropriation Transfer (list account(s) and amount): CM3-2130-000-00000-8 Transfer from Park and Rec Fees		
H. Timing of Impact IMMEDIATE UPON PASSAGE OF RESOLUTION		
I. Typed Name & Title of Preparer Raymond Coyne	J. Signature of Preparer 	K. Date 4/5/18
L. Accounting Staff Name & Title WILLIAM ROTHAR	M. Signature of Accounting Staff William Rothaar	N. Date 4/10/18

TOWN OF RIVERHEAD

Resolution # 278

WATER FUND 2017
BUDGET ADJUSTMENTS

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, budget adjustments are necessary for 2017 in the Water Fund.
Now, therefore be it

RESOLVED, that the Supervisor be, and is hereby authorized to establish the following budget adjustment and transfer of funds:

		<u>FROM</u>	<u>TO</u>
EW1-9-9010-801-NON	NYS Ret Non Uni Pers	5,400	
EW1-9-9030-808-NON	FICA Non Uni Pers		5,400
EW1-9-9040-888-000	WC Claim Payments	11,050	
EW1-9-9055-806-NON	MTA Tax Non Uni Pers		50
EW1-9-9060-810-NON	Hosp Den & Opt Non Uni		11,000

and be it further

RESOLVED, that that the Town Clerk is hereby authorized to forward a copy of this resolution to the Accounting department. And be it further

RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Hubbard <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Giglio <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Wooten <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Jens-Smith <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

The Resolution Was Thereupon Duly Declared Adopted

**FISCAL IMPACT STATEMENT
OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION**

A. Type of Legislation		
Resolution	X	Local Law _____ Ordinance _____
B. Title of Proposed Legislation Water District Fund 2017 Budget Adjustment.		
C. Purpose of Proposed Legislation Adjust budget accounts for 2017 year end.		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes _____ No X		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact		
F. Total Financial Cost of Funding over 5 Years		
G. Proposed Source of Funding		
Appropriation Account to be Charged:		
Grant or other Revenue Source:		
Appropriation Transfer (list account(s) and amount):		
H. Timing of Impact		
I. Typed Name & Title of Preparer WILLIAM ROTHAAAR	J. Signature of Preparer William Rothaar	K. Date 4/9/2018
L. Accounting Staff Name & Title WILLIAM ROTHAAAR	M. Signature of Accounting Staff William Rothaar	N. Date 4/9/2018

TOWN OF RIVERHEAD

Resolution # 279

AUTHORIZING REMOVAL OF FIXED ASSET RECORDS FROM SYSTEM

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, the following items listed below by department have been deemed broken or unusable and need to be removed from the Town of Riverhead's system. The Accounting Department hereby requests that the Town Board authorize the removal of these records from the Fixed Asset system. Now, therefore be it

RESOLVED, that the Accounting Department is hereby authorized to discard or scrap the following items:

<u>Tag #</u>	<u>Description</u>	<u>Department</u>
31539	Chair	Accounting
23148	Blk Cannondale Police	Police
27788	Kyocera Copier	Engineering
23	1980 International Tractor	Highway
N/A	Low Light Camera	Police
27435	External Hard Drive S/N A0627451	Police
24239	Bipod Stand	Police
20398	Panasonic CCTV S/N 36B07086	Police
N/A	Realistic High Power Video/Audio Tape Eraser S/N 3T025	Police
N/A	Pro-38 Portable Radio S/N 95035162	Police
N/A	Radioshack Weather Alarm Clock	Police
20806	Sony Mini TV	Police
N/A	10.4" LCD Screen	Police
N/A	Nikon N80 35mm w/ Speedlight & 2 extra lenses S/N 2441156	Police
23065	Illuminator, OR compact 12V	Police
N/A	3 Panasonic Auto Iris Lenses	Police
N/A	Watec Auto Iris Lens	Police
20807	Bausch & Lomb The Discoverer 60mm Telescope	Police
23250	Pin Hole Camera, Key Hole Camera & Lenses	Police
21712	Dual Deck Director	Police
N/A	New Video System	Police
23064	900 Meg Wireless Camera	Police
21288	Nikon ED AF-1 Nikkon 300 mm	Police
20810	Cannon 8mm Camera	Police
20818	Sony 8mm VCR	Police
20801	GYRR VCR	Police
20802	GYRR VCR	Police
23085	Govideo Dual Video VCR	Police
N/A	Plano Box w/Misc. Hardware	Police

N/A	Box w/New Video Hardware	Police
N/A	Nikon F4S 35mm Camera	Police
N/A	Vibe 800 Watt Amplifier	Police
20208	Cannon L1 Camera 8MM	Police
28807	DVR Camera S/N 701007539	Police
28808	DVR Camera S/N 701007548	Police
28809	DVR Camera S/N 701007566	Police
N/A	2 Boxes w/ Misc. Power Cords	Police
N/A	6 Rolls 35mm Film	Police
N/A	32 8mm Video Tapes	Police
N/A	15 VHS Tapes	Police
N/A	87 Audio Cassette Tapes	Police
N/A	Box w/ Cell Phones	Police
27845	Dash Mount Radar Kit	Police
27846	Dash Mount Radar Kit	Police
27847	Dash Mount Radar Kit	Police
27848	Dash Mount Radar Kit	Police
27849	Dash Mount Radar Kit	Police
27850	Dash Mount Radar Kit	Police
27851	Dash Mount Radar Kit	Police
N/A	Samsonite Briefcase	Police
N/A	5 Bike Helmets	Police
N/A	2 Flip Face Shields	Police
N/A	1 White Motorcycle Helmet	Police
N/A	2 Coach Bags	Police
N/A	Werler WKA6-12F Battery	Police
27433	Brown Case Batteries (Blk Batteries) w/ Charger	Police
27434	Brown Case Batteries (Blk Batteries) w/ Charger	Police

BE IT FURTHER RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent Yes No Hubbard Yes No
Giglio Yes No Wooten Yes No
Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted

**FISCAL IMPACT STATEMENT
OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION**

A. Type of Legislation		
Resolution <input checked="" type="checkbox"/> _____ Local Law _____ Ordinance _____		
B. Title of Proposed Legislation		
Removal of Fixed Assets		
C. Purpose of Proposed Legislation		
Removal of Fixed Assets from System		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes _____ No <input checked="" type="checkbox"/> _____		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact		
F. Total Financial Cost of Funding over 5 Years		
G. Proposed Source of Funding		
Appropriation Account to be Charged:		
Grant or other Revenue Source:		
Appropriation Transfer (list account(s) and amount):		
H. Timing of Impact		
I. Typed Name & Title of Preparer BILLIE JO JAEGER	J. Signature of Preparer Billie Jo Jaeger	K. Date 4/11/18
L. Accounting Staff Name & Title WILLIAM ROTHAR	M. Signature of Accounting Staff William Rothaar	N. Date 4/11/18

04.17.2018
180280

ADOPTED

TOWN OF RIVERHEAD

Resolution # 280

**RESOLUTION REPEALING CERTAIN PREVIOUSLY ADOPTED SERIAL
BOND AUTHORIZATIONS**

Councilman Hubbard offered the following resolution,

which was seconded by Councilwoman Kent

4155-2080-7187.01

43219-2-29, 37 & 44

REPEAL OF BOND RESOLUTIONS

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 the 17th day of April, 2018, at 7:05 o'clock P.M., Prevailing Time.

The meeting was called to order by _____, and upon roll being called, the following were present:

PRESENT:

ABSENT:

RESOLUTION DATED APRIL 17, 2018.

RESOLUTION REPEALING CERTAIN PREVIOUSLY ADOPTED SERIAL
BOND AUTHORIZATIONS.

WHEREAS, the Town Board of the Town of Riverhead, Suffolk County, New York, has heretofore pursuant to various bond resolutions duly adopted by said Town Board on various dates authorized financing for various capital improvements in and for said Town, including incidental improvements and expenses in connection therewith, and

WHEREAS, it has now been determined that all or a portion of certain of said financing authorizations will not be required for said capital projects and it is now desired to repeal solely from said serial bond authorizations of said resolutions, the unused portion thereof; NOW, THEREFOR, BE IT

RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Town Board of the Town of Riverhead, Suffolk County, New York, as follows:

Section 1. The serial bond authorizations of the bond resolutions listed on the attached Appendix A are hereby repealed to the extent indicated therein; provided, however, such repeal shall only be effective to the extent any such authorization to be repealed has not heretofore utilized for the issuance of obligations of the Town therefor.

Section 2. This resolution shall take effect immediately and neither publication nor posting is required.

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

THE VOTE

Kent Yes No

Hubbard Yes No

Giglio Yes No

Wooten Yes No

Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted

This resolution was thereupon declared duly adopted.

* * * * *

APPENDIX A

BOND RESOLUTIONS SUBJECT TO REPEAL IN WHOLE OR PART

<u>ADOPTION DATE</u>	<u>RESOLUTION NO</u>	<u>CAPITAL PROJECT</u>	<u>AMOUNT AUTHORIZED</u>	<u>AMOUNT HEREBY REPEALED</u>
9/3/2008	563	Increase/Improvement of Riverhead Sewer District	\$3,600,000	\$3,600,000
3/31/2009	282	Increase/Improvement of Calverton Sewer District	\$6,500,000	\$6,500,000
8/4/2009	743	Acq. of Land for Condemnation	\$1,500,000	\$864,000
2/6/2014	100	Increase/Improvement of Riverhead Sewer District (Additional Cost)	\$5,700,000	\$5,700,000

TOWN OF RIVERHEAD

Resolution # 281

AUTHORIZING REMOVAL OF FIXED ASSET RECORDS FROM SYSTEM

Councilwoman Kent offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the following items listed below by department have been deemed broken or unusable and need to be removed from the Town of Riverhead's system. The Accounting Department hereby requests that the Town Board authorize the removal of these records from the Fixed Asset system. Now, therefore be it

RESOLVED, that the Accounting Department is hereby authorized to discard or scrap the following items:

<u>Tag #</u>	<u>Description</u>	<u>Department</u>
HWY 54B	2005 Spaulding Asphalt Hauler V#T4PRO52610353	HWY
HWY 29	1992 Poweray-WR V#4006	HWY
HWY 119	1981 Mack Sno Fighter V#1M2S137C5BA001368	HWY
HWY 27	2007 Tymco- Swep V# 1HTMPAFN67H433830	HWY
HWY 70	1988 Caterpillar Tractor V# 1HSHKG2R7MH354971	HWY
HWY 23	1980 International I-240PL V#2230153B100534X	HWY
HWY 122	1996 Mack Sno Fighter V# 1M2K191C2TM008547	HWY
HWY 38	1982 C9S185 KD7 TFF V# 130790UB2957	HWY
OLD HWY 95	1990 ASPLUNDH EGER BEAVER WOOD CHIPPER	HWY
OLD HWY 58	1994 FORD F700 DUMP SAFETY TRUCK	HWY
OLD HWY 36	1997 SHWARTZ SWEEPER V#1HTSCAAP2WH501955	HWY

BE IT FURTHER RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent Yes No Hubbard Yes No
 Giglio Yes No Wooten Yes No
 Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted

**FISCAL IMPACT STATEMENT
OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION**

A. Type of Legislation		
Resolution <input checked="" type="checkbox"/>	Local Law <input type="checkbox"/>	Ordinance <input type="checkbox"/>
B. Title of Proposed Legislation		
Removal of Fixed Assets		
C. Purpose of Proposed Legislation		
Removal of Fixed Assets from System		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact		
F. Total Financial Cost of Funding over 5 Years		
G. Proposed Source of Funding		
Appropriation Account to be Charged:		
Grant or other Revenue Source:		
Appropriation Transfer (list account(s) and amount):		
H. Timing of Impact		
I. Typed Name & Title of Preparer BILLIE JO JAEGER	J. Signature of Preparer Billie Jo Jaeger	K. Date 04/11/18
L. Accounting Staff Name & Title WILLIAM ROTHAAAR	M. Signature of Accounting Staff William Rothaar	N. Date 4/11/18

TOWN OF RIVERHEAD

Resolution # 282

**GRANTS EXCAVATION/IMPORTATION PERMIT AS PROVIDED BY CHAPTER 229
TO PAULO RODRIGUES, 50 SHIRLEY STREET, WADING RIVER
SCTM 600-027-01-015.03**

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the parcel of real property located at 50 Shirley Street, Wading River, further described as Suffolk County Tax Map No. 600-027-01-015.03, improved with a single-family dwelling, has a backyard that slopes down to the northeast; and

WHEREAS, Paulo Rodrigues, as owner of the subject parcel and occupant of the dwelling, has petitioned the Town Board for an excavation permit pursuant to Chapter 229 of the Riverhead Town Code to excavate and import 300 cubic yards of earthen material to this parcel for the purposes of leveling the backyard to make it more usable; and

WHEREAS, Kenneth Matthew Shaw, PE, has designed a retaining wall capable of supporting the proposed earth loads and submitted a signed and sealed earthwork plan, dated December 4, 2017; and

WHEREAS, the Riverhead Planning Department determines the application to be a Type II action pursuant to 6NYCRR Part 617 and therefore no determination of significance is required; and

WHEREAS, the Town Board has reviewed and considered the application for the aforementioned excavation/importation permit.

NOW THEREFORE BE IT RESOLVED that based upon the forgoing the Town Board hereby grants the excavation permit requested by the applicant, such permit to authorize the importation of not more than 300 cubic yards of soils in accordance with the application and calculations of Kenneth Matthew Shaw, PE, and in accordance with necessary approvals and permits; and be it further

RESOLVED, the Building Department is hereby authorized to accept and collect a permit fee of \$700; representing \$2.00 per cubic yard for the importation of said soils, in addition to a permit fee of \$100.00; and be it further

RESOLVED, that all other provisions of Chapter 229 being hereby waived; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Paulo Rodrigues, 50 Shirley St, Wading River, NY 11789, and that all Town Hall Departments may review and obtain a copy of this resolution from

electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent Yes No

Hubbard Yes No

Giglio Yes No

Wooten Yes No

Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 283

RESOLUTION AUTHORIZING SUPERVISOR TO SIGN REVISED PROJECT SCOPE APPLICATION FOR THE NYSDOT SAFE ROUTES TO SCHOOL PROGRAM PIN 0759.49

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, The Community Development Department applied for and received an award of \$474,000 from New York State Department of Transportation to support Safe Routes to Schools; and

WHEREAS, the agreement with the New York State Department of Transportation for the Safe Routes to Schools Project has expired; and

WHEREAS, the Town of Riverhead would like to re-activate the funding and go to Bid for construction to complete the project; and

NOW, THEREFORE, BE IT RESOLVED, that the Riverhead Town Board hereby authorizes the Town Supervisor to sign the revised application and any and all additional NYSDOT required documents for the Safe Routes to School Project, subject to review and approval by the Town Attorney; and

RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent Yes No Hubbard Yes No
Giglio Yes No Wooten Yes No
Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 284

ADOPTS A LOCAL LAW TO AMEND CHAPTER 301 OF THE RIVERHEAD TOWN CODE ENTITLED “EXTERIOR LIGHTING – ARTICLE XLIX § 301-259 EXTERIOR LIGHTING STANDARDS” OF THE RIVERHEAD TOWN CODE”

Councilman Hubbard offered the following resolution,

which was seconded by Councilwoman Kent

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a local law to amend Chapter 108 of the Riverhead Town Code entitled, “Zoning and Land Development - Article LII Commercial Solar Energy Production Systems”; and

WHEREAS, a public hearing was held on the 3rd day of April, 2018 at 2:05 o'clock p.m. at Riverhead 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; and

WHEREAS, the proposed amendment to Chapter 301 is a Type II action pursuant to SEQRA.

NOW, THEREFORE, BE IT RESOLVED, that a local law to consider an amendment to Chapter 301 entitled, “Zoning and Land Development – Article XLIX Exterior Lighting” of the Town Code of the Town of Riverhead is hereby adopted as specified in the attached notice of adoption; and be it further

RESOLVED, that the Town Clerk 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 all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent Yes No Hubbard Yes No
Giglio Yes No Wooten Yes No
Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law to amend Chapter 301 of the Riverhead Town Code entitled, "Zoning and Land Development – Article XLIX Exterior Lighting" at its regular meeting held on April 17, 2018.

Be it enacted by the Town Board of the Town of Riverhead as follows:

Chapter 301
Zoning and Land Development
ARTICLE XLIX

Article XLIX. Exterior Lighting Commercial

§ 301-259 Exterior Lighting Standards.

A. General standards.

- (1) All exterior lighting shall be designed, located and lamped in order to prevent:
 - (a) Overlighting;
 - (b) Energy waste;
 - (c) Glare;
 - (d) Light trespass;
 - (e) Skyglow.
- (2) All nonessential exterior commercial and residential lighting is encouraged to be turned off after business hours and/or when not in use. Lights on a timer are encouraged. Sensor-activated lights are encouraged to replace existing lighting that is desired for security purposes.
- (3) Canopy lights, such as service station lighting, shall be fully recessed and full cutoff luminaires so as to ensure that no light source is visible from or causes glare on public rights-of-way or adjacent properties.
- (4) Area lights. All area lights shall be full-cut-off-type luminaires.
- (5) The Long Island Power Authority shall not install any luminaires after the effective date of this article that light the public right-of-way.

B. Type of luminaires.

- (1) All exterior lighting, with an exemption granted to municipal recreational fields, rated to be lamped at greater than1,800 lumens (100 watts incandescent) ~~and greater~~ shall use full cutoff luminaires as determined by photometry test or certified by the manufacturer and installed as designed with the light source

directed downward. Municipal recreational fields, at a minimum, shall utilize partially shielded fixtures to direct light to the field of play, and to minimize upglow and light trespass.

(2) All exterior light fixtures rated to emit 1,800 lumens (100 watts incandescent) and less, regardless of the number of lamps, shall use fully shielded fixtures (See Figure 1.) and shall be installed as designed. (See Figure 1.^[1])

~~(3) Privately owned or leased light fixtures located on public utility poles or located in the public right-of-way are prohibited.~~

C. Exempt exterior lighting. The following types of exterior lighting are exempt from the provisions of this section:

(1) Holiday lighting lit between November 15 and January 15 of the following year.

(2) Motion-sensor-activated luminaires, provided:

(a) They are fully shielded and located in such a manner as to prevent glare and lighting onto properties of others or into a public right-of-way;

(b) The luminaire is set to only go on when activated and to go off within five minutes after activation has ceased;

(c) The luminaire shall not be triggered by activity off the property; and

(d) The luminaire, regardless of the number of lamps, does not exceed 1,800 lumens and is not rated to exceed 100 watts.

(3) Vehicular lights and all temporary emergency lighting needed by the Fire and Police Departments, or other emergency services.

(4) Uplighting for flags, provided the flag is not used for advertising and the total maximum lumen output is 1,300 lumens.

(5) Lighting of radio, communications and navigation towers, provided the owner or occupant demonstrates that the Federal Aviation Administration (FAA) regulations can only be met through the use of lighting that does not comply with this article, and that the provisions of this article are otherwise met.

(6) Runway lighting. Lighting on any landing strip or runway, provided the owner or occupant demonstrates that the Federal Aviation Administration (FAA) regulations can only be met through the use of lighting that does not comply with this article.

(7) Neon lights. Neon lights as permitted pursuant to Article **XLVIII**, Signs, of this chapter.

(8) Residential landscape lighting as defined herein, provided the lamp or lamps are

not visible across property lines and, in addition, are not triggered by a dusk-to-dawn timer.

~~D. Prohibited exterior lighting. The following types of lighting are prohibited:~~

~~(1) Searchlights, except those used for governmental, emergency and law enforcement purposes.~~

~~(2) Strobe lights, laser lights, or revolving lighting.~~

~~(3) Neon lights, except as legally permitted.~~

~~(4) Blinking, pulsating, tracing, or flashing lights, unless temporarily triggered by a security system.~~

~~(5) Any light fixture that may be construed as or confused with a traffic signal, traffic control device or maritime navigational markers.~~

~~(6) Lighting that is determined by municipal law enforcement personnel to contribute to disabling or distracting glare into a public roadway.~~

~~(7) Any light fixture located within a designated nature preserve, easement, or waterway.~~

~~(8) Illuminated signs without a municipal permit.~~

~~(9) Nonmunicipal recreational field lighting, including but not limited to tennis, basketball and handball courts, and sports fields, including but not limited to baseball, soccer, and football, without site plan approval and a building permit.~~

~~§ 301-260. Placement and height of luminaires.~~

D. Placement and height of luminaires.

~~A. (1)~~ Luminaires, exclusive of municipal streetlighting, and municipal recreational fields, shall be mounted no higher than 16 feet from the level ground to the lowest light-emitting part of the fixture.

~~B. (2)~~ Luminaires on commercially used properties shall be located and shielded in a manner to prevent light projection beyond the property line. (See Figure 3.^[1])

~~C. (3)~~ Luminaires used for municipal recreational fields and municipal outdoor recreational uses shall be exempt from the height restriction, and illuminance levels, provided all other provisions of this article are met and the light is used only while the field is in use.

~~D. (4)~~ Sign lighting. Lighting shall be mounted on the top of the sign, directed downward, and positioned and shielded so that the light source is not visible. No individual lamp shall exceed 1,000 lumens. Mounting height of lights shall not

exceed 16 feet.^[2]

~~E.~~ (5) Mounting height of residential luminaries may not exceed 14 feet.

~~§ 301-261. Illuminance and type of lamp.~~

E. Illuminance and type of lamp.

A. (1) Illuminance levels for parking lots, sidewalks, and other walkways affected by side-mounted building lights and freestanding sidewalk lights (not streetlights) shall not exceed illuminance levels listed in the IESNA Recommended Practices, either PR33 or RP20, depending on the application. (See Tables 1, 2 and 3.^[1]) The Town of Riverhead recognizes that not every such area will require lighting.

~~B.~~ (2) Parking lot lighting shall not exceed an overall average illumination as listed on Table 1.^[2]

~~C.~~ (3) Streetlight luminaires shall be full cutoff luminaires and be lamped with high-pressure sodium or compact fluorescent light source. The Engineering Division shall make a determination for the type of light distribution, the height, and lumen value of the light source for each location, based on the manufacturer's supplied photometric information, in order to meet the streetlighting warrants. The criteria for evaluating the warrant of streetlights shall be in conformance with the American Association of State Highway Transportation Officials (AASHTO) standards and/or a safety hazard as determined by the Town Engineer. The Town Engineer shall reserve the option to alter the type of light, light intensity of public roads and public facilities in areas where public safety is an issue. Streetlight luminaries shall be brought into compliance with this section no later than December 31, 2017.^[3]

~~D.~~ (4) All existing and/or new exterior lighting shall not cause light trespass and shall protect adjacent properties from glare and excessive lighting.

~~E.~~ (5) Gas station under-canopy fixtures shall be lamped so as not to exceed light level measurements as recommended in RP33, Table 2.^[4]

~~F.~~ (6) All ATM and bank lighting shall conform to the provisions of the New York State ATM Safety Act, as contained in the New York State Banking Law § 75-a et seq., and the provisions of this article.

~~G.~~ (7) All Long Island Power Authority leased preexisting nonconforming unshielded floodlight fixtures, including GE Powerflood, Mercury Vapor fixtures, and all one-thousand-watt fixtures shall not be relamped, repaired or replaced.

~~H.~~ The following types of lamps shall not be permitted:

~~(1) Mercury Vapor.~~

~~(2) Unshielded LED lamps, except as exempt for holiday lighting.~~

~~(3) Metal halide, except as approved by the Town Engineer and only when the correlated color temperature (CCT) is less than 3,200 K and when the arc tube of the lamp is enclosed with a protective acrylic or tempered glass shroud.~~

~~F. G.~~ All Long Island Power Authority (LIPA) leased preexisting nonconforming fixtures shall be replaced on or before December 31, 2010, with full cutoff fixtures and must meet the light solutions "Installation and Criteria" as adopted by LIPA on March 24, 2006:

(1) Light levels shall not exceed recommendations (Table 1).

~~D. H.~~ Prohibited exterior lighting. The following types of lighting are prohibited:

(1) Searchlights, except those used for governmental, emergency and law enforcement purposes.

(2) Strobe lights, laser lights, or revolving lighting.

(3) Neon lights, except as legally permitted.

(4) Blinking, pulsating, tracing, or flashing lights, unless temporarily triggered by a security system.

(5) Any light fixture that may be construed as or confused with a traffic signal, traffic control device or maritime navigational markers.

(6) Lighting that is determined by municipal law enforcement personnel to contribute to disabling or distracting glare into a public roadway.

(7) Any light fixture located within a designated nature preserve, easement, or waterway.

(8) Illuminated signs without a municipal permit.

(9) Nonmunicipal recreational field lighting, including but not limited to tennis, basketball and handball courts, and sports fields, including but not limited to baseball, soccer, and football, without site plan approval and a building permit.

(10) Privately owned or leased light fixtures located on public utility poles or located in the public right-of-way are prohibited.

(11) No exterior LED light fixtures shall exceed 3,000K.

(12) Mercury Vapor.

(13) Unshielded LED lamps, except as exempt for holiday lighting.

(14)Metal halide, except as approved by the Town Engineer and only when the correlated color temperature (CCT) is less than 3,200 K and when the arc tube of the lamp is enclosed with a protective acrylic or tempered glass shroud.

- Underline represents addition(s)
- Overstrike represents deletion(s)

Dated: Riverhead, New York
April 17, 2018

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

DIANE M. WILHELM, Town Clerk

FISCAL IMPACT STATEMENT
OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION

A. Type of Legislation		
Resolution _____ Local Law <u>X</u> Ordinance _____		
B. Title of Proposed Legislation		
ADOPTS A LOCAL LAW TO AMEND CHAPTER 301 OF THE RIVERHEAD TOWN CODE ENTITLED "EXTERIOR LIGHTING – ARTICLE XLIX § 301-259 EXTERIOR LIGHTING STANDARDS" OF THE RIVERHEAD TOWN CODE"		
C. Purpose of Proposed Legislation		
Notice of adoption to amend Chapter 301 Zoning of the Town Code to change lighting from 4,000 degree kelvin to 3,000 degree kelvin		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes _____ No <u>X</u>		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact		
F. Total Financial Cost of Funding over 5 Years		
G. Proposed Source of Funding		
H. Timing of Impact		
I. Typed Name & Title of Preparer Jefferson V. Murphree Building & Planning Administrator	J. Signature of Preparer 	K. Date 4/10/18
L. Accounting Staff Name & Title WILLIAM ROTHAR	M. Signature of Accounting Staff William Rothaar	N. Date 4/11/18

TOWN OF RIVERHEAD

Resolution # 285

**EXTENDS BID CONTRACT FOR DISPOSAL AND RECYCLING OF MUNICIPAL
SOLID WASTE**

Councilwoman Kent offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the Town Board of the Town of Riverhead, by Resolution No. 289 adopted April 18, 2017, entitled, "Awards Bid for Disposal and Recycling of Municipal Solid Waste"; and

WHEREAS, the bid was awarded to Peconic Recycling and Transfer Group, in the amount of \$74.50 per ton; and

WHEREAS, the Engineering Department is recommending that the bid and bid specifications for the Disposal and Recycling of Municipal Solid Waste Contract be extended for one (1) additional year as outlined in the existing contract; and

WHEREAS, Peconic Recycling and Transfer Group has forwarded correspondence expressing their desire to extend the existing contract for one (1) year in accordance with the existing bid specifications and bid award at the current contract price from May 1, 2018 through to April 30, 2019.

NOW, THEREFORE, BE IT RESOLVED, that the Riverhead Town Board be and does hereby authorize the one year bid extension of the Disposal and Recycling of Municipal Solid Waste contract for Peconic Recycling and Transfer Group, in the amount of \$74.50 per ton; and

BE IT FURTHER RESOLVED, that the Riverhead Town Board be and does hereby authorize the Town Supervisor to execute any documents or agreements, to the extent required, with Peconic Recycling and Transfer Group to effectuate the terms of the bid award and specifications; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized directed to forward a copy of this resolution to Peconic Recycling and Transfer Group, 560 Commerce Drive, Cutchogue, NY 11935, Engineering Department, Office of the Town Attorney, Office of Accounting and Purchasing; and be it further

RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent Yes No
Giglio Yes No
Jens-Smith Yes No

Hubbard Yes No
Wooten Yes No

The Resolution Was Thereupon Duly Declared Adopted



February 2, 2018

Town of Riverhead
Engineering Department
1295 Pulaski Street
Riverhead, NY 11901
Attention: Shannon Clifford

RE: 12-461

Dear Ms. Clifford:

We are requesting a one (1) year extension of our current contract which is to expire on 4/30/18 with terms remaining the same at \$74.50 per ton.

Thank you in advance.

Sincerely,

Anthony Confredo
Peconic Recycling and Transfer, LLC

TOWN OF RIVERHEAD

Resolution # 289

AWARDS BID FOR DISOPOSAL AND RECYCLING OF MUNICIPAL SOLID WASTE

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, the Town Board of the Town of Riverhead, by Resolution #95 adopted on February 7, 2017, authorized the issuance of a Notice to Bidders for the Disposal and Recycling of Municipal Solid Waste; and

WHEREAS, pursuant to the terms of the bid request, each proposal must comply with the instructions in the Notice to Bidders and required that all proposals be submitted on or before 11:00 am on March 31, 2017 and

WHEREAS, one (1) response to the bid request were received, opened and read aloud on March 31, 2017 at 11:00 am in the office of the Town Clerk, 200 Howell Avenue, Riverhead, New York; and

WHEREAS, the Office of the Town Attorney and the Town Engineering Department did review and evaluate the bid proposal; and

WHEREAS, after serious consideration and evaluation, the Office of the Town Attorney and Town Engineering Department has determined that Peconic Recycling and Transfer Group was a responsible bidder and recommends that the bid be awarded to Peconic Recycling and Transfer Group, subject to filing the requisite proof of insurance, reservation of the Town's right to cancel the contract at any time without notice, and all such other terms as set forth in the bid specifications.

NOW THEREFORE BE IT RESOLVED, that the bid for Disposal and Recycling of Municipal Solid Waste for the Town of Riverhead be and is hereby awarded to Peconic Recycling and Transfer Group, in the amount of \$74.50 per ton; and be it further

RESOLVED, that the Town Board be and does hereby authorize the Town Clerk to return any and all bid bonds received in connection with the above; and be it further

RESOVLED, that the Town Board be and does hereby authorize the Supervisor to execute any documents or agreements, to the extent required, with Peconic Recycling and Transfer Group to effectuate the terms of the bid specifications; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized directed to forward a copy of this resolution to Peconic Recycling and Transfer Group, 560 Commerce Drive, Cutchogue, NY 11935, Town Engineering Department, Office of the Town Attorney and Purchasing; and be it further

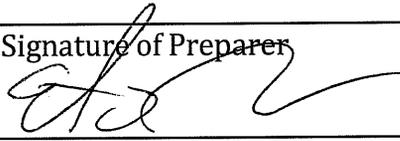
RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Hubbard Yes No Giglio Yes No
Wooten Yes No Dunleavy Yes No
Walter ABSENT

The Resolution Was Thereupon Duly Declared Adopted

**FISCAL IMPACT STATEMENT
OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION**

A. Type of Legislation Resolution <u> X </u> Local Law _____ Ordinance _____		
B. Title of Proposed Legislation – Extends Bid Contract for Disposal and Recycling of Municipal Solid Waste		
C. Purpose of Proposed Legislation: Extends Contract with Peconic Recycling and Transfer Group for a one year term.		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes <u> X </u> No _____		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact – Extending the Contract will allow the town to continue disposal of MSW at the current bid rate.		
F. Total Financial Cost of Funding over 5 Years - 0		
G. Proposed Source of Funding – N/A		
H. Timing of Impact – Immediately after Awarded		
I. Typed Name & Title of Preparer -Ernesto Rosini/SC	J. Signature of Preparer 	K. Date 4/4/18
L. Accounting Staff Name & Title -William Rothar – Financial Administrator	M. Signature of Accounting Staff	N. Date

TOWN OF RIVERHEAD

Resolution # 286

**ACCEPTS THE RESIGNATION OF A WATER TREATMENT PLANT OPERATOR
TRAINEE**

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the Town has received written notification from Kent Brace, a Water Treatment Plant Operator Trainee at the Riverhead Town Water District, tendering his resignation effective April 6, 2018.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board hereby accepts the resignation of Kent Brace.

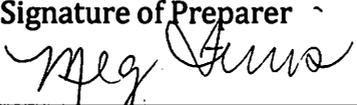
RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to Kent Brace, the Water District Superintendent, the Personnel Officer and the Financial Administrator. Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device, and if needed, a certified copy of same can be obtained from the office of the Town Clerk

THE VOTE

Kent Yes No Hubbard Yes No
Giglio Yes No Wooten Yes No
Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted

**FISCAL IMPACT STATEMENT
OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION**

A. Type of Legislation		
Resolution <input checked="" type="checkbox"/>	Local Law _____	Ordinance _____
B. Title of Proposed Legislation: Accepts the Resignation of a Water Treatment Plant Operator Trainee (Kent Brace)		
C. Purpose of Proposed Legislation: Accepts employee resignation		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes _____ No <input checked="" type="checkbox"/>		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact		
F. Total Financial Cost of Funding over 5 Years		
G. Proposed Source of Funding		
H. Timing of Impact		
I. Typed Name & Title of Preparer Meg Ferris	J. Signature of Preparer 	K. Date 4/11/2018
L. Accounting Staff Name & Title	M. Signature of Accounting Staff	N. Date

TOWN OF RIVERHEAD

Resolution # 287

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER A LOCAL LAW TO AMEND ARTICLE LVI - CHAPTER 301 ENTITLED "ZONING" SITE PLAN APPLICATION PROCEDURES AND FEES OF THE RIVERHEAD TOWN CODE

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

RESOLVED, the Town Clerk is hereby authorized to publish the attached public notice to consider a local law to amend Chapter 301 entitled, "Zoning" of the Riverhead Town Code once in the April 26, 2018 issue of the News-Review Newspaper, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed amendment to be posted on the sign board of the Town; and be it further

RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent Yes No

Giglio Yes No

Jens-Smith Yes No

Hubbard Yes No

Wooten Yes No

The Resolution Was Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town at Riverhead at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, on the 1st day of May 2018 at 2:05 o'clock p.m. to amend Chapter 301, entitled "Zoning" of the Riverhead Town Code.

Be it enacted by the Town Board of the Town of Riverhead as follows:

CHAPTER 301
Zoning

Article LVI: Site Plan Review

§ 301-305. Application procedures; fees.

F. Inspections.

(1) Subsequent to site plan approval and the issuance of a building permit, it is the obligation of the applicant to arrange call for site plan inspections by filling out a site plan inspection form and providing the required fee upon the installation or construction of each of the following:

- (a) Drainage improvements prior to backfill.
- (b) Grading and site improvements prior to the first lift of paving.
- (c) ~~Post-construction prior to the issuance of a certificate.~~ After first lift of paving.
- (d) Post-construction prior to the issuance of a certificate.

(2) An inspection fee of \$250 per inspection must be paid prior to each inspection and/or reinspection.

(3) Six (6) final as-built surveys must be submitted prior to post-construction inspection required by subsection F(1)(d) of this section

G. Fees.

(1) The applicant shall submit 75% of the review fee set forth in Subsection **G(2)** of this section with the preliminary site plan application. The remainder of the review fee shall be submitted with the application for final site plan approval. An application for preliminary site plan approval and/or final site plan approval shall not be deemed complete until all fees are paid.

(2) For each site plan application submitted to the Planning Department under the provisions of this chapter, the review fee shall be \$500, plus \$0.10 per square foot of site improvements and/or altered area. The fee to review an application to amend a previously approved site plan shall be \$500. In no instance shall a site plan review exceed \$30,000. For either a preliminary site plan application or final site plan application to be deemed complete, the appropriate fee must be paid. No review of a preliminary site plan or final site plan shall be undertaken until the appropriate fee is paid.

(3) Revisions to a site plan or to elevations which significantly change the character or appearance of the project or which occur after the issuance of a certificate of occupancy shall require resubmission of an amended site plan and shall be charged accordingly.

(4) If any, land clearing, site work or building construction or alteration is commenced prior to the submission of a site plan application, the required application review fee shall be double of the fee delineated in 301-305G (2) above and may exceed \$30,000.

- Underscore represents addition(s)
- Overstrike represents deletion(s)

Dated: Riverhead, New York
April 17, 2018

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

DIANE M. WILHELM, Town Clerk

FISCAL IMPACT STATEMENT
OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION

A. Type of Legislation Resolution <u> X </u> Local Law <u> </u> Ordinance <u> </u>		
B. Title of Proposed Legislation AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER A LOCAL LAW TO AMEND ARTICLE LVI - CHAPTER 301 ENTITLED "ZONING" SITE PLAN APPLICATION PROCEDURES AND FEES OF THE RIVERHEAD TOWN CODE		
C. Purpose of Proposed Legislation AMENDS SITE PLAN APPLICATION PROCEDURES AND FEES		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes <u> X </u> No <u> </u>		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact \$50 for the Town Clerk to publish the law in the newspaper		
F. Total Financial Cost of Funding over 5 Years		
G. Proposed Source of Funding Town Clerk>Marketing & Advertising> A01-1-1410-441-000-00000		
H. Timing of Impact		
I. Typed Name & Title of Preparer Jefferson V. Murphree Building & Planning Administrator	J. Signature of Preparer 	K. Date 4/10/18
L. Accounting Staff Name & Title	M. Signature of Accounting Staff	N. Date

TOWN OF RIVERHEAD

Resolution # 288

**AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR
JANITORIAL SUPPLIES FOR THE TOWN OF RIVERHEAD**

Councilman Hubbard offered the following resolution,

which was seconded by Councilwoman Kent

WHEREAS, the Town Clerk is authorized to re-publish and post a notice to bidders for proposals for **JANITORIAL SUPPLIES** for the Town of Riverhead and;

WHEREAS, the Town Clerk is hereby authorized to re-publish and post the following public notice in the **APRIL 26, 2018** issue of the News Review.

NOW , THEREFORE BE IT, RESOLVED, that all Town Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent Yes No Hubbard Yes No
Giglio Yes No Wooten Yes No
Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of **JANITORIAL SUPPLIES** for use by the Town of Riverhead will be received by the Town Clerk of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York, 11901 until **2:00 PM on MAY 22, 2018** at which time they will be publicly opened and read aloud.

Bid Packets including specifications may be examined and/or obtained on **APRIL 12, 2018** on the Town's website at www.townofriverheadny.gov, click on bid requests.

Each proposal must be submitted on the form provided in a sealed envelope clearly marked bids for **"BID FOR JANITORIAL SUPPLIES"**. Any and all exceptions to the specifications must be listed on a separate sheet of paper, bearing the designation 'EXCEPTIONS TO THE SPECIFICATIONS' and attached to the bid form.

The Town board reserves the right and responsibility to reject any or all bids or to waive any formality if it believes such action to be in the best interest of the Town.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Diane M. Wilhelm, Town Clerk

**FISCAL IMPACT STATEMENT
OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION**

A. Type of Legislation Resolution <input checked="" type="checkbox"/> Local Law _____ Ordinance _____		
B. Title of Proposed Legislation JANITORIAL SUPPLIES		
C. Purpose of Proposed Legislation YEARLY ALLOTTMENT OF SUPPLIES FOR TOWN HALL BUILDINGS & DEPARTMENTS		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes _____ No xxxx _____		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact 		
F. Total Financial Cost of Funding over 5 Years 		
G. Proposed Source of Funding 		
H. Timing of Impact 		
I. Typed Name & Title of Preparer M. Tague	J. Signature^[P1] of Preparer MARY ANN TAGUE	K. Date 4/13/18
L. Accounting Staff Name & Title William Rothaar, Financial Administrator	M. Signature of Accounting Staff William Rothaar	N. Date 4/13/2018

TOWN OF RIVERHEAD

Resolution # 289

AWARDS BID FOR WORK CLOTHES

Councilwoman Kent offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the Town Clerk was authorized to publish and post a notice for sealed bids for WORK CLOTHES for the Town of Riverhead and;

WHEREAS, 3 bids were received, opened and read aloud in the Office of the Town Clerk, 200 Howell Avenue, Riverhead, NY 11901 on March 22nd, 2018 at 2:00 pm; and

WHEREAS, it is the recommendation of the Purchasing Department that the bid for **WORK CLOTHES** be and hereby is, awarded to **LONG ISLAND CAULIFLOWER ASSOCIATION; PROVENGO, LLC; and WOODS MENS & BOYS CLOTHING** for prices on the attached pages; and

NOW THEREFORE BE IT RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to **LONG ISLAND CAULIFLOWER ASSOCIATION; PROVENGO, LLC and WOODS MENS & BOYS CLOTHING**, and the Purchasing Department; and

BE IT FURTHER RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent Yes No Hubbard Yes No
Giglio Yes No Wooten Yes No
Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted

Item #	Description	LI CAULIFLOWER		PROVENGO	WOODS	
Item #1	Trousers Poly-Cotton Blend Dickies & 100% cotton					
	(A) Sizes 28-42			N/B	REDKAP PT20	\$13.42
	(B) Sizes 44-60			N/B		\$16.24
	(C) 100% Cotton Dickies PC Size 28-42			N/B		\$20.24
	(D) 100% Cotton, Size 44-60			N/B		\$24.24
Item #2	Jeans – Dickies, Pre-washed CR393 Relaxed fit					
	(A) Sizes 28-42 Poly-cotton			N/B		\$16.20
	(A1) Sizes 44-50 Poly cotton			N/B		\$17.70
	(A2) Sizes 52-56			N/B		\$17.70
	(B) Dickies, Pre-washed C993 Regular Fit					
	(B1) Sizes 28-42			N/B		\$16.30
	(B2) Sizes 44-50			N/B		\$17.88
	(B3) Sizes 52-56			N/B		\$17.88
	(C) Dickies, Relaxed fit Carpenter Jeans 1993SNB					
	(C1) Sizes 28-42			N/B		\$22.74
	(C2) Sizes 44-50			N/B		\$24.94
	(C3) Sizes 52-56			N/B		\$24.94
	(D) Carhartt Carpenter Jeans #74308				CARHARTT B237	
	(D1) Sizes 28-42			N/B		\$27.90
	(D2) Sizes 44-50			N/B		\$27.90
	(D3) Sizes 52-56			N/B	CARHARTT B13	\$32.24
	(E) Carhartt Relaxed fit Jeans #74307					
	(E1) Sizes 28-42			N/B	CARHARTT B460	\$23.78
	(E2) Sizes 44-50			N/B		\$23.78
	(E3) Sizes 52-56			N/B		\$26.48
	(F) Signature Levis			N/B	LEVIS 505 & 550	
	(F1) Sizes 28-56			N/B		\$44.20
Item #3	Short Sleeve Uniform Shirts Dickies – NAVY Poly/Cotton Blend Dickies SP 24 (or equal)					
	(A) Sizes S-XL			N/B	REDKAP SP24	\$9.14
	(B) Sizes 2XL-3XL			N/B		\$10.94
	(C) Sizes 4XL-5XL			N/B		\$10.94

	Tall add amount or % to the above prices			N/B		\$10.94
Item #4	Short Sleeve Uniform Shirts 100% Cotton-NAVY BLUE					
	(A) Sizes S-XL			N/B	RED KAP SC40	\$14.74
	(B) Sizes 2XL-3XL			N/B		\$17.44
	Tall add amount or % to above prices			N/B	REDKAP SC40	\$16.65
Item #5	Long Sleeve Uniform Shirts - Poly/Cotton Blend Dickies SP20 (or equal)					
	(A) Sizes S-XL			N/B	REDKAP SP14	\$10.70
	(B) Sizes 2XL-3XL			N/B		\$13.20
	(C) Size 4XL-5XL			N/B		\$13.20
	Tall add amount or % to the above prices			N/B		\$13.20
Item #6	Long Sleeve Uniform Shirts - 100% cotton			N/B		
	(A) Sizes S-XL			N/B	REDKAP SC30	\$16.20
	(B) Sizes 2XL-3XL			N/B		\$18.88
	(C) Size 4XL-5XL			N/B		\$18.88
	Tall add amount or % to the above prices			N/B		\$18.88
Item #7	Short Sleeve T-Shirt, Poly/Cotton Blend – Hi-Visibility & Blue					
	(A) Sizes S-XL			N/B		\$2.28
	(B) Sizes 2XL-3XL			N/B		\$5.88
	(C) Size 4XL-5 XL			N/B		\$6.68
	Tall add amount or % to the above prices			N/B		LT&XLT=\$5.00 2XT&3XT=\$8.00
Item #8	Long Sleeve T-Shirt, Poly/Cotton Blend- Hi-visibility					
	(A) Sizes SMALL-XL			N/B		\$5.18
	(B) Size 2XL-3XL-4XL			N/B		\$7.72
	Tall add amount or % to the above prices			N/B		LT&XLT=\$6.75 2XT-4XT=\$8.30
Item #9	Coveralls, one piece unlined - Dickies #4879				RED KAP CT10	
	(A) Sizes 28-46			N/B		\$23.90
	(B) Sizes 48-50			N/B		\$23.90
	(C) Sizes 52-60			N/B		\$27.90
Item #10	Coveralls, Insulated 20 Degrees - Dickies #2430 (or equal) 100% cotton - brown; black					
	(A) Sizes S-XL			N/B	DICKIES TB239	\$65.78
	(B) Sizes 2XL-3XL			N/B		\$71.80

	(C) Size 4XL			N/B		\$71.80
Item #11	Bib Overalls, Insulated - Dickies Duck - brown; black					
	(A) Sizes S-XL			N/B	DICKIES TB839	\$58.24
	(B) Sizes 2XL-3XL			N/B		\$62.80
	(C) Sizes 4XL-5XL			N/B		\$62.80
	Tall add amount or % to the above prices			N/B		
Item #12	Long Sleeve Sweatshirt - Poly/Cotton Blend – HI-VISIBILITY (pullover)					
	(A) Sizes S-XL			N/B		\$6.84
	(B) Sizes 2XL			N/B		\$9.78
	3X			N/B		\$9.98
	(C) Size 4XL			N/B		\$10.88
	Tall add amount or % to the above prices			N/B		
Item #13	Long Sleeve Hooded Zippered Sweatshirt, HI-VISIBILITY					
	(A) Sizes S-XL			N/B		\$15.54
	(B) Sizes 2XL			N/B		19.44
	3X			N/B		19.94
	(C) Size 4XL			N/B		\$20.44
	Tall add amount or % to the above prices			N/B		40% UPCHARGE
Item #14	Long Sleeve Insulated Hooded Zippered Sweatshirt, HI-VISIBILITY & BLUE					
	(A) Sizes S-XL			N/B	THERMAL LINED	\$32.24
	(B) Sizes 2XL-3XL			N/B		\$35.24
	(C) Size 4XL			N/B		\$39.24
	Tall add amount or % to the above prices			N/B		30%
Item #15	Long Sleeve Hooded Zippered Sweatshirt, HI VIS stripes (lighter weight)					
	(A) Sizes S-XL			N/B	LUXSWTLHZ	\$28.24
	(B) Sizes 2XL-3XL			N/B		\$28.24
	(C) Size 4XL			N/B		\$28.24
	Tall add amount or % to the above prices			N/B		N/A
Item #16	High Visibility Parka (Scotch lite reflective material) Waterproof					
	(A) Sizes S-XL	\$57.00		N/B		\$47.24

	(B) Sizes 2XL – 3XL	\$69.00		N/B		\$47.24
	(C) Sizes 4XL-5XL	\$69.00		N/B		\$47.24
	Tall add amount or % to above prices			N/B		N/A
Item #17	High Visibility Bomber jacket, waterproof					
	(A) Sizes S-XL			N/B		\$35.88
	(B) Sizes 2XL-3XL			N/B		\$35.88
	(C) Sizes 4XL-5XL			N/B		\$35.88
	Tall add amount or % to the above prices			N/B		
Item #18	High Visibility Rain Jacket & Pants Breathable					
	Game brand or equal					
	(A) Sizes S-XL	\$57.00		N/B	PORT WEST	\$39.90
	(B) Sizes 2XL-3XL	\$65.00		N/B	PANTS:H444	\$39.90
	(C) Size 4XL	\$65.00		N/B	JACKET:VH443	\$39.90
	Tall add amount or % to the above prices			N/B		N/A
Item #	Description					
	THE FOLLOWING ITEMS TO BE UTILIZED BY FIRE MARSHAL & CODE ENFORCEMENT					
Item #19	5.11 (or equal) Men's Short Sleeve PDU shirt 65% poly/35% cotton twill. Navy					
	(A) Sizes S-XL			\$37.80		N/B
	(B) Sizes 2XL-3XL			\$43.80		N/B
	(C) Sizes 4XL			\$43.80		N/B
Item #20	5.11 Tactical men's long sleeve PDU shirts 65% poly/35% cotton, navy					
	(A) Sizes S-XL			\$37.80		N/B
	(B) Sizes 2XL-3XL			\$43.80		N/B
	(C) Sizes 4XL			\$43.80		N/B
Item #21	Tac Lite Pro Pants - Navy					
	(A) Sizes 38-42		W 28-44 INSEAM 30,32,34,36	\$36.20		N/B
	(B) Sizes 42-50		W-46-54 UNHEMMED	\$41.60		N/B
Item #22	TDU Poly cotton rip stop 5.11 pants, dark navy #74003					
	(A) Sizes S-XL			S-2X	\$36.20	N/B
	(B) Sizes 2XL-3XL			3X-4X	\$41.60	N/B
	(C) Sizes 4XL					N/B

Item #23	5.11 Short sleeved collared polo shirts, poly cotton & 100% cotton navy or black					
	(A) Sizes S-XL		S-2X	\$28.50		N/B
	(B) Sizes 2XL-3XL		3XL	\$32.80		N/B
	(C) Sizes 4XL-5XL		TALL L-5X	\$32.80		N/B
Item #24	5.11 Long sleeved collared polo shirts, navy or black					
	(A) Sizes S-XL		2-2X	\$30.50		N/B
	(B) Sizes 2XL-3XL		3XL	\$35.50		N/B
	(C) Sizes 4XL		TALL L-5X	\$35.50		N/B
Item #25	5.11 Tactical s/s Taclite-Pro shirt w/free card wallet					N/B
	(A) Sizes S-XL		NO FREE CARD S-2X	\$35.00		N/B
	(B) Sizes 2XL-3XL		3XL	\$39.50		N/B
	(C) Sizes 4XL		TALL L-5X	\$39.50		N/B
Item #26	RAINGEAR for Fire Marshals w/lettering Cornerstone, Class III, Level II , or equal					
	(A) Sizes S-XL			NO BID	CLASS 3 STRIPED	N/B
	(B) Sizes 2XL-3XL			NO BID	HIVIZ RAIN JACKET	N/B
	(C) Sizes 4XL			NO BID	W/ONE COLOR SCREEN	N/B
						N/B
						N/B
						N/B
						N/B
Item #	Description			Price		N/B
	THE FOLLOWING ITEMS TO BE UTILIZED BY THE PUMP OUT BOAT OPERATORS					N/B
Item #27	5.11 Tactical Shorts TDU					
	(A) Size 32			\$34.00		N/B
	(B) Size 34			\$34.00		N/B
	(C) Size 36			\$34.00		N/B
	(D) Size 38			\$34.00		N/B
	(E) Size 40			\$34.00		N/B
	(F) Size 42			\$34.00		N/B
	(G) Size 44			\$34.00		N/B

Item #28	5.11 Tactical Performance Polo Shirt White				PROPPER F5341	
	(A) - Sizes S-XL		S-2X	\$28.50		N/B
	(B) - Sizes 2XL-3XL		3X	\$32.80		N/B
	(C) - Sizes 4XL		L-5X	\$32.80		N/B
						N/B
	THE FOLLOWING ITEMS TO BE UTILIZED BY BAY CONSTABLE					N/B
Item #29	Danner striker II GTX Men's Waterproof Quarter Boot					
	Black		#43011	\$148.00		N/B
Item #30	Danner Striker 8" Torrent waterproof boot Gore-tex					
	Black		#43003	\$155.00		N/B
Item #31	Galls 6 pocket BDU Pants color Navy #TR077					
			ROTHCO 6 POCKET BDU PANTS	\$22.00		N/B
	RAINGEAR ADDITIONS					N/B
Item #32	Grunden's Clipper 116 Bib pants, mid weight PVC coating	\$67.00		NO BID	CARHARTT MAYNE BID OVERALL	
					101075	N/B
Item #33	Grunden's Clipper 82 Hooded Jacket	M-XL \$68 2XL-\$72 3XL- \$89.00		NO BID	CARHARTT SURREY COAT #100100	
Item #34	Tingley 10" & 15" Rubber over boot style #1400	10"--26.50 15" N/A		NO BID		\$25.90
Item #35	Tingley PVC Knee Boot style 51144 & 51244	\$24.85				\$26.90
				PATCH TO ANY GARMENT	\$2.00	

**FISCAL IMPACT STATEMENT
OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION**

A. Type of Legislation Resolution <input checked="" type="checkbox"/> Local Law _____ Ordinance _____		
B. Title of Proposed Legislation WORK CLOTHES		
C. Purpose of Proposed Legislation YEARLY ALLOTTMENT OF UNIFORMS FOR TOWN EMPLOYEES PER CSEA CONTRACT		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes _____ No xxxxx__		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact 		
F. Total Financial Cost of Funding over 5 Years 		
G. Proposed Source of Funding 		
H. Timing of Impact 		
I. Typed Name & Title of Preparer M. Tague	J. Signature^[P1] of Preparer MARY ANN TAGUE	K. Date 4/13/18
L. Accounting Staff Name & Title William Rothaar, Financial Administrator	M. Signature of Accounting Staff William Rothaar	N. Date 4/13/2018

TOWN OF RIVERHEAD

Resolution # 290

**AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR SPORTING GOODS 2018
FOR THE TOWN OF RIVERHEAD**

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the Town Clerk is authorized to publish and post a notice to bidders for proposals for **SPORTING GOODS 2018** for the Town of Riverhead and;

WHEREAS, the Town Clerk is hereby authorized to publish and post the following public notice in the **APRIL 26, 2018** issue of the News Review.

NOW , THEREFORE BE IT, RESOLVED, that all Town Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent Yes No Hubbard Yes No
Giglio Yes No Wooten Yes No
Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of **SPORTING GOODS 2018** for the use in the Town of Riverhead, Riverhead, New York will be received at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York until **2:00 PM on MAY 17, 2018** at which time they will be publicly opened and read aloud.

Specifications may be examined and/or obtained on **APRIL 26, 2018** on the Town of Riverhead website at www.townofriverheadny.gov, click on bid requests.

Each proposal must be submitted on the form provided in sealed envelope clearly marked **SPORTING GOODS 2018**. Any and all exceptions to the specifications must be listed on a separate sheet of paper, bearing the designation 'EXCEPTIONS TO THE SPECIFICATIONS' and attached to the bid form.

The Town board reserves the right and responsibility to reject any or all bids or to waive any formality if it believes such action to be in the best interest of the Town.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Diane M. Wilhelm, Town Clerk

**FISCAL IMPACT STATEMENT
OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION**

A. Type of Legislation		
Resolution <input checked="" type="checkbox"/> __	Local Law_____	Ordinance _____
B. Title of Proposed Legislation SPORTING GOODS BID		
C. Purpose of Proposed Legislation SUPPLY USING DEPARTMENTS WITH SPORTING GOODS FOR 1 YEAR CONTRACT		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes_____ No xxx		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact		
F. Total Financial Cost of Funding over 5 Years		
G. Proposed Source of Funding		
H. Timing of Impact		
I. Typed Name & Title of Preparer M. Tague	J. Signature^[P1] of Preparer MARY ANN TAGUE	K. Date 4/13/18
L. Accounting Staff Name & Title William Rothaar, Financial Administrator	M. Signature of Accounting Staff William Rothaar	N. Date 4/13/2018

TOWN OF RIVERHEAD

Resolution # 291

**AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR TOWN OF RIVERHEAD &
CALVERTON SEWER DISTRICTS GENERATOR PREVENTIVE MAINTENANCE
AND SERVICE 2018-2019**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, the Town Clerk is authorized to publish and post a notice to bidders for proposals for **TOWN OF RIVERHEAD & CALVERTON SEWER DISTRICTS GENERATOR PREVENTIVE MAINTENANCE AND SERVICE 2018-2019**.

NOW THEREFORE BE IT RESOLVED, that the Town Clerk is hereby authorized to publish and post the following public notice in the April 26, 2018 issue of the News Review; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent Yes No

Hubbard Yes No

Giglio Yes No

Wooten Yes No

Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the **TOWN OF RIVERHEAD & CALVERTON SEWER DISTRICTS GENERATOR PREVENTIVE MAINTENANCE AND SERVICE 2018-2019** (labor, parts, and equipment necessary for preventive maintenance for its diesel and natural gas generators, including but not limited to, general inspection, lubrication service, cooling system service, and other scheduled and 24 hour emergency service to any generators located at various Riverhead & Calverton Sewer District locations. In addition to the above, the Riverhead & Calverton Sewer districts, at their sole option, may also engage the services of the successful bidder for the design and/or installation of replacement and/or new generator sets at various facilities. Bids will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, until **11:00 a.m. on May 15, 2018**, at which time all bids will be publically read aloud.

Bid Specifications and/or Plans are available on the Town website at www.townofriverheadny.gov, click on "Bid Requests", beginning April 26, 2018.

All bids must be submitted on the bid form provided. Any and all exceptions to the Specifications must be listed on a separate sheet of paper, bearing the designation "**EXCEPTIONS TO THE SPECIFICATIONS**" and be attached to the bid form.

All bids must be submitted to the Town Clerk's Office, at the address stated above, in a sealed envelope clearly marked "**TOWN OF RIVERHEAD & CALVERTON SEWER DISTRICTS GENERATOR PREVENTIVE MAINTENANCE AND SERVICE 2018-2019**". Proposals must be received by the Office of the Town Clerk by no later than **11:00 am on May 15, 2018**.

Please take notice that the Town Board reserves the right to reject in whole or in part any or all bids, waive any informality in the bids, and accept the bid which is deemed most favorable in the interest of the Town of Riverhead. The Town Board will use its discretion to make judgmental determination as to its best estimate of the lowest bidder. Note: Bid responses must be delivered to the Office of the Town Clerk at the address above. **The Town may decline to accept, deem untimely, and/or reject any bid response/proposal that is not delivered to the Office of the Town Clerk.**

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD
Diane M. Wilhelm, Town Clerk

FISCAL IMPACT STATEMENT OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION

A. Type of Legislation		
Resolution <input checked="" type="checkbox"/>	Local Law <input type="checkbox"/>	Ordinance <input type="checkbox"/>
B. Title of Proposed Legislation Authorizes Publish & Post for Riverhead & Calverton Sewer Districts Generator Maintenance & Service 2018-2019		
C. Purpose of Proposed Legislation Publish & Post Advertisement for Bids		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact Fee to publish advertisement in local paper		
F. Total Financial Cost of Funding over 5 Years		
G. Proposed Source of Funding Town Clerk >Clerk Marketing & Advertising > A01-1-1410-441-000-00000		
H. Timing of Impact		
I. Typed Name & Title of Preparer Michael Reichel	J. Signature of Preparer	K. Date 4-12-18
L. Accounting Staff Name & Title William Rothaar, Financial Admin.	M. Signature of Accounting Staff William Rothaar	N. Date 4/16/18

TOWN OF RIVERHEAD

Resolution # 292

**APPROVES CHAPTER 255 APPLICATION OF CHICKENKIDZ, INC.
(Children's Retail Consignment Event – April 18th through 22nd, 2018)**

Councilman Hubbard offered the following resolution,

which was seconded by Councilwoman Kent

WHEREAS, on April 4, 2018, Susan Biegner, on behalf of ChickenKidz, Inc., submitted a Chapter 255 Application for the purpose of conducting a children's retail consignment event, to take place at the Polish Hall, located at 214 Marcy Avenue, Riverhead, New York, on the following dates and times:

:

Wednesday, April 18, 2018 between the hours of 1:00 p.m. and 8:00 p.m.

Thursday, April 19, 2018 between the hours of 9:00 a.m. and 2:00 p.m.

Friday, April 20, 2018 between the hours of 9:00 a.m. and 8:00 p.m.

Saturday, April 21, 2018 between the hours of 9:00 a.m. and 4:00 p.m.

Sunday, April 22, 2018 between the hours of 9:00 a.m. and 2:00 p.m.; and

WHEREAS, ChickenKidz, Inc. has completed and filed a Short Environmental Assessment Form in accordance with 6 NYCRR 617; and

WHEREAS, the applicant has paid the requisite Chapter 255 Application fee; and

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

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

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby has classified the proposed action a "Type II" pursuant to SEQRA NYCRR 617.5 C (15) and requiring no further environmental review; and be it further

RESOLVED, that the Chapter 255 Application of ChickenKidz, Inc., to conduct a children's retail consignment event, to take place at the Polish Hall, located at 214 Marcy Avenue, Riverhead, New York, on the aforesaid dates and times, is hereby approved; and be it further

RESOLVED, that this approval is subject to the provisions of Riverhead Town Code Chapter 251 - "Noise Control", Chapter 301 Article XLVIII - "Signs" and any other section of the Riverhead Town Code that may pertain to this event; and be further

RESOLVED, that any tent installations, including the obtainment of any necessary tent permits, and any all electric shall comply with the applicable provisions of the Building and Fire Code of New York State, the National Electrical Code and National Fire Protection Association 102 (Tents & Membrane Structures); and be it further

RESOLVED, that the approval for this event shall be subject to receipt of an Outdoor Public Safety Plan to be submitted to the Fire Marshal's Office prior to the commencement of this event; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to ChickenKidz, Inc., 8 Fairmont Avenue, Medford, New York, 11763; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent Yes No Hubbard Yes No
Giglio Yes No Wooten Yes No
Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 293

APPROVES CHAPTER 255 APPLICATION OF HALLOCKVILLE INC.
(Long Island Fleece & Fiber Fair – May 19th and 20th, 2018)

Councilwoman Kent offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, on March 29, 2018, Herbert J. Strobel, on behalf of Hallockville Inc., submitted a Chapter 255 Application for the purpose of conducting a country style fair entitled, “Long Island Fleece & Fiber Fair”, to include craft vendors, craft artisans demonstrations, children’s activities and museum tours to be held at the Hallockville Farm Museum, located at 6038 Sound Avenue, Riverhead, New York, on Saturday, May 19th, 2018 and Sunday, May 20th, 2018, between the hours of 10:00 a.m. and 4:00 p.m. each day; and

WHEREAS, Hallockville Inc. has completed and filed a Short Environmental Assessment Form in accordance with 6 NYCRR 617; and

WHEREAS, the applicant has requested the Chapter 255 Application fee be waived due to its not-for-profit status; and

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

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

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead has classified the action as a “Type II” pursuant to SEQRA NYCRR Part 617.5 C (15) and requiring no further environmental review; and be it further

RESOLVED, that the Chapter 255 Application of Hallockville Inc. for the purpose of conducting a country style fair, entitled, “Long Island Fleece & Fiber Fair”, to include craft vendors, craft artisans demonstrations, children’s activities and museum tours to be held at the Hallockville Farm Museum, located at 6038 Sound Avenue, Riverhead, New York, on Saturday, May 19th, 2018 and Sunday, May 20th, 2018, between the hours of 10:00 a.m. and 4:00 p.m. each day, is hereby approved; and be it further

RESOLVED, that the Riverhead Town Board hereby waives the Chapter 255 Application fee for this event due to the applicant’s not-for-profit status; and be it further

RESOLVED, that approval for this event shall be subject to

- Receipt of required Suffolk County Department of Health permit(s), including the Vendors Temporary Food Service Permit(s);
- Receipt of required Public Gathering/Emergency Medical Services (EMS) permit(s);
- Receipt of any permits as may be required by the New York State Department of Labor;
- Receipt of an Outdoor Public Safety Plan to be submitted to the Fire Marshal's Office;

and be it further

RESOLVED, that all of the above permits and insurance are to be received **no later than May 1, 2018**; and be it further

RESOLVED, that this approval is subject to Riverhead Town Code Chapter 301-251 G (7) entitled, "Signs" and any other section of the Riverhead Town Code that may apply to this event; and be it further

RESOLVED, that any necessary tent permits must be obtained and the tent installation and all electric shall comply with the applicable provisions of the Building and Fire Code of New York State, the National Electrical Code and the National Fire Protection Association 102 (Tents & Membrane Structures); and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Hallockville, Inc., Attn: Herbert J. Strobel, 6038 Sound Avenue, Riverhead, New York, 11901; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent Yes No Hubbard Yes No
 Giglio Yes No Wooten Yes No
 Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 294

APPROVES CHAPTER 255 APPLICATION OF PECONIC BAY MEDICAL CENTER
(East End Walk at Tanger – Sunday, May 20, 2018)

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, on March 9, 2018, Lauren Jacobsen, on behalf of Peconic Bay Medical Center, submitted a Chapter 255 Application for the purpose of conducting a 5K Walk, a fundraiser for the hospital, to be held at the Tanger Outlet Center (Sections I and II) located at 200 Tanger Mall Drive, Riverhead, New York, on Sunday, May 20, 2018, between the hours of 7:00 a.m. and 12:00 noon (includes set-up and break-down); and

WHEREAS, Peconic Bay Medical Center has requested the applicable Chapter 255 fee be waived due to its not-for-profit status; and

WHEREAS, Peconic Bay Medical Center has completed and filed a Short Form Environmental Assessment Form in accordance with 6 NYCRR 617; and

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

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

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead has classified the action as a "Type II" pursuant to SEQRA NYCRR Part 617.5 C (15) and requiring no further environmental review; and be it further

RESOLVED that the Chapter 255 Application of Peconic Bay Medical Center for the purpose of conducting a 5K Walk, a fundraiser for the hospital, said 5K walk event to be held at the Tanger Outlet Center (Sections I and II) located at 200 Tanger Mall Drive, Riverhead, New York, on Sunday, May 20, 2018, between the hours of 7:00 a.m. and 12:00 noon on the aforementioned day and hours, is hereby approved; and be it further

RESOLVED, that the Town Board of the Town of Riverhead hereby waives the Chapter 255 Application fee due to the applicant's not-for-profit status; and be it further

RESOLVED, that any tent installations, including the obtainment of any necessary tent permits, and any all electric shall comply with the applicable provisions of the Building and Fire Code of New York State, the National Electrical Code and National Fire Protection Association 102 (Tents & Membrane Structures); and be it further

RESOLVED, that this approval is subject to receipt of an Outdoor Public Safety Plan, to be submitted to the Fire Marshal's office no later than May 1, 2018; and be it further

RESOLVED, that this approval is subject to the provisions of Riverhead Town Code Chapter 301 Article XLVII I - "Signs" and any other section of the Riverhead Town Code that may pertain to this event; and be further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Peconic Bay Medical Center, Attn: Lauren Jacobsen, 1300 Roanoke Avenue, Riverhead, New York 11901 and Tanger Outlet Center, Attn: Leslie A. Anthony, 200 Tanger Outlet Mall Drive, Riverhead, New York, 11901; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent Yes No

Hubbard Yes No

Giglio Yes No

Wooten Yes No

Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 295

APPROVES CHAPTER 255 APPLICATION OF RIVERHEAD RACEWAY INC.
(Spring Fair at Riverhead Raceway – Sunday, April 22, 2018)

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, on February 2, 2018, Thomas J. Gatz, on behalf of Riverhead Raceway, Inc., submitted a Chapter 255 Application for the purpose of conducting a Spring Fair, having the sale of crafts and related merchandise, a small mobile petting zoo, and food vendors, at their location of 1797 Old Country Road, Riverhead, New York, to be held on Sunday, April 22, 2018, between the hours of 10:00 a.m. and 4:00 p.m., having a rain date of Sunday, April 29, 2018; and

WHEREAS, Riverhead Raceway, Inc. has completed and filed a Short Environmental Assessment Form in accordance with 6 NYCRR 617; and

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

RESOLVED, that the applicable Chapter 255 Application fee has been paid; and be it further

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

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead has classified the action as a "Type II" pursuant to SEQRA NYCRR Part 617.5 C (15) and requiring no further environmental review; and be it further

RESOLVED, that the application of Riverhead Raceway, Inc., for the purpose of conducting a Spring Fair, having the sale of crafts and related merchandise, a small mobile petting zoo, and food vendors, at their location of 1797 Old Country Road, Riverhead, New York, to be held on Sunday, April 22, 2018, between the hours of 10:00 a.m. and 4:00 p.m., having a rain date of Sunday, April 29, 2018, is hereby approved; and be it further

RESOLVED, that any necessary tent permit(s) must be obtained and the tent installation and all electric shall comply with the applicable requirements of the NFPA Life Safety Code (NFPA 101), the NFPA Temporary Membrane Structures/Tents (NFPA 102) and the Fire Code of New York State and the Building Code of New York State; and be it further

RESOLVED, that an Outdoor Public Safety Plan is to be submitted to the Fire Marshal's office **no later than April 19, 2018**; and be it

RESOLVED, that this approval is subject to the obtaining of any permits as may be required by the New York State Department of Labor, Suffolk County Department of Health, New York State Liquor Authority and all such laws, rules and regulations, including Chapter 205 of the Riverhead Town Code; and be it further

RESOLVED, that this approval is subject to Riverhead Town Code Chapter 301 Article XLVIII entitled, "Signs" and any other section of the Riverhead Town Code that may apply to this event; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Riverhead Raceway Inc. Attn: Thomas J. Gatz, P.O. Box 1743, Riverhead, New York, 11901; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent Yes No Hubbard Yes No
Giglio Yes No Wooten Yes No
Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 296

**APPROVES CHAPTER 255 APPLICATION OF RIVERHEAD ROTARY
(Riverhead Rotary Garden Festival – May 8, 2018 through May 13, 2018)**

Councilman Hubbard offered the following resolution,

which was seconded by Councilwoman Kent

WHEREAS, on March 20, 2018, Angela Reese, on behalf of Riverhead Rotary, submitted a Chapter 255 Application for the purpose of conducting a Garden Festival, a fundraiser for Riverhead Rotary charities, offering the sale of plants, flowers and shrubs, to be held at the Tanger Outlet Center (Section 1 – Office Max lot) located at 200 Tanger Mall Drive, Riverhead, New York, on Tuesday, May 8, 2018, through Sunday, May 13, 2018, between the hours of 9:00 a.m. and 6:00 p.m. (set-up on Monday, May 7, 2018); and

WHEREAS, Riverhead Rotary has requested the applicable Chapter 255 fee be waived due to its not-for-profit status; and

WHEREAS, Riverhead Rotary has completed and filed a Short Form Environmental Assessment Form in accordance with 6 NYCRR 617; and

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

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

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead has classified the proposed action as a “Type II” pursuant to SEQRA NYCRR Part 617.5 C (15) and requiring no further environmental review; and be it further

RESOLVED that the Chapter 255 Application of Riverhead Rotary for the purpose of conducting a Garden Festival, a fundraiser for Riverhead Rotary, offering the sale of plants, flowers and shrubs, to be held at the Tanger Outlet Center (Section 1 – Office Max lot) located at 200 Tanger Mall Drive, Riverhead, New York, on the aforementioned dates and times, is hereby approved; and be it further

RESOLVED, that the Town Board of the Town of Riverhead hereby waives the Chapter 255 Application fee due to the applicant’s not-for-profit status; and be it further

RESOLVED, that any tent installations, including the obtainment of any necessary tent permits, and any all electric shall comply with the applicable provisions of the Building and Fire Code of New York State, the National Electrical Code and National Fire Protection Association 102 (Tents & Membrane Structures); and be it further

RESOLVED, that this approval is subject to receipt of an Outdoor Public Safety Plan, to be submitted to the Fire Marshal's office **no later than April 27, 2018**; and be it further

RESOLVED, that this approval is subject to the provisions of Riverhead Town Code Chapter 301-251 G. - "Signs" and any other section of the Riverhead Town Code that may pertain to this event; and be further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Riverhead Rotary, Attn: Angela Reese, P.O. Box 518, Riverhead, New York 11901, and Tanger Outlet Center, Attn: Janine Nebons, 200 Tanger Outlet Mall Drive, Riverhead, New York, 11901; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent Yes No

Hubbard Yes No

Giglio Yes No

Wooten Yes No

Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 297

ADDS STERLING NATIONAL BANK AS AN OFFICIAL DEPOSITORY FOR TOWN FUNDS

Councilwoman Kent offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, by Resolution 29 (180029) , adopted on January 3, 2018, the Town Board designated Peoples United Bank, Capital One, Citibank, Chase, Bank United, First Bank of Long Island and Empire National Bank as banks and trust companies in connection with the Investment Policy for the Town of Riverhead; and

WHEREAS, Financial Administrator has recommended that Sterling National Bank be added as an official depository and designated bank and trust company as provided by General Municipal Law and by Town Law.

NOW THEREFORE BE IT RESOLVED, that Sterling National Bank, be and is hereby, designated as an official depository for the Town of Riverhead; and be it further,

RESOLVED, that VII, Designation of Depositories under the Investment Policy for the Town of Riverhead as adopted under Resolution 29 (180029) be amended only to include Sterling National Bank as a bank and trust company authorized for the deposit of Town funds; and be it further,

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent Yes No

Hubbard Yes No

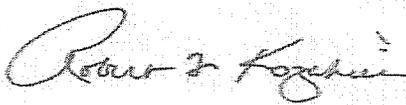
Giglio Yes No

Wooten Yes No

Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted

FISCAL IMPACT STATEMENT OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION

A. Type of Legislation Resolution <input checked="" type="checkbox"/> Local Law _____ Ordinance _____		
B. Title of Proposed Legislation Adds Sterling National Bank as a n Official Depository for Town Funds		
C. Purpose of Proposed Legislation: Adds Sterling National Bank to existing list of approved banks and trust companies for the deposit of town funds.		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes _____ No <input checked="" type="checkbox"/>		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact		
F. Total Financial Cost of Funding over 5 Years		
G. Proposed Source of Funding		
H. Timing of Impact		
I. Typed Name & Title of Preparer Robert F. Kozakiewicz, Town Attorney	J. Signature of Preparer 	K. Date 4/10/18
L. Accounting Staff Name & Title WILLIAM ROTHAR	M. Signature of Accounting Staff 	N. Date 4/11/18

TOWN OF RIVERHEAD

Resolution # 298

**AMENDS RESOLUTION #259 OF 2018 WHICH REASSIGNED
THE SALARY OF AN ORDINANCE INSPECTOR**

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, by Resolution #259, adopted on April 3, 2018, the Town Board of the Town of Riverhead reassigned the salary of Ordinance Inspector Nicole Buckner from Group 5, Step 8 of the 2018 CSEA Administrative Salary Schedule to Group 5, Step 9 of the 2018 CSEA Administrative Salary Schedule; and

WHEREAS, the reassignment should have been from Group 5, Step 8 of the 2018 CSEA Administrative Salary Schedule to Group 5, Step 9A of the 2018 CSEA Administrative Salary Schedule.

NOW THEREFORE BE IT RESOLVED, that Resolution #259-2018 (180259) is hereby amended and the Town Board hereby reassigns the salary of Ordinance Inspector Nicole Buckner from Group 5, Step 8 of the 2018 CSEA Administrative Salary Schedule which is \$65,449.87 to Group 5, Step 9A of the 2018 CSEA Administrative Salary Schedule which is \$68,165.39; and be it further

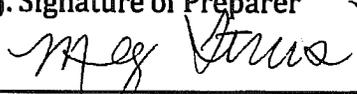
RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent Yes No Hubbard Yes No
Giglio Yes No Wooten Yes No
Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted

**FISCAL IMPACT STATEMENT
OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION**

A. Type of Legislation		
Resolution <input checked="" type="checkbox"/>	Local Law <input type="checkbox"/>	Ordinance <input type="checkbox"/>
B. Title of Proposed Legislation: Reassigns the Salary of an Ordinance Inspector – Nicole Buckner		
C. Purpose of Proposed Legislation: increase to rate of pay		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact \$1810.35 additional salary expense in fiscal 2018.		
F. Total Financial Cost of Funding over 5 Years		
G. Proposed Source of Funding		
H. Timing of Impact effective 4/2/2018		
I. Typed Name & Title of Preparer Meg Ferris	J. Signature of Preparer 	K. Date 3/28/2018
L. Accounting Staff Name & Title WILLIAM ROTHAAAR	M. Signature of Accounting Staff 	N. Date 4/12/18

TOWN OF RIVERHEAD

Resolution # 299

**APPOINTS SPECIAL COUNSEL TO REPRESENT THE PLANNING BOARD
RELATIVE TO SPECIFIC PENDING LITIGATION**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, the Town Board wishes to appoint Special Counsel to represent the Planning Board of the Town of Riverhead relative to current pending litigation in Supreme Court, County of Suffolk, captioned as follows: *William F. Andes Jr., Eva Andes, Martin Silver and Dale Silver v. The Planning Board of the Town of Riverhead, John Reeve, Sandra Reeve, J & S Reeve Summer Cottages, LLC and 18 Whites Lane, LLC, under Index No. 18-01311*

WHEREAS, the Town Board wishes to appoint the law firm of Smith Finkelstein Lundberg Isler and Yakaboski, LLP.

NOW THEREFORE, BE IT RESOLVED, that the law firm of Smith Finkelstein Lundberg Isler and Yakaboski, LLP is hereby appointed as Special Counsel to the Planning Board of the Town of Riverhead specifically for the above referenced proceeding(s); and be it further

RESOLVED, that the legal services to be provided by the law firm of Smith Finkelstein Lundberg Isler and Yakaboski, LLP as Special Counsel shall be billed at the hourly rates previously established by this Board for this firm for such similar legal services; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to the law firm of Smith Finkelstein Lundberg Isler and Yakaboski, LLP, 456 Griffing Ave., Riverhead, New York 11901; and be it further

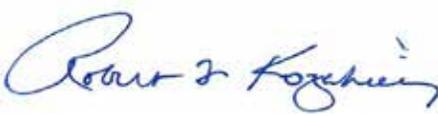
RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent Yes No Hubbard Yes No
Giglio Yes No Wooten Yes No
Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted

**FISCAL IMPACT STATEMENT
OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION**

A. Type of Legislation Resolution <u> X </u> Local Law <u> </u> Ordinance <u> </u>		
B. Title of Proposed Legislation <u>APPOINTS SPECIAL COUNSEL TO REPRESENT THE PLANNING BOARD</u> <u>RELATIVE TO SPECIFIC PENDING LITIGATION.</u>		
C. Purpose of Proposed Legislation: Appointment of special counsel due to Town Attorney conflict regarding Article 78 Proceeding.		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes <u> X </u> No <u> </u>		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact To be paid from Professional Services – Legal – A01-1-1420-433		
F. Total Financial Cost of Funding over 5 Years		
G. Proposed Source of Funding		
H. Timing of Impact		
I. Typed Name & Title of Preparer Robert F. Kozakiewicz, Town Attorney	J. Signature of Preparer 	K. Date 4/5/18
L. Accounting Staff Name & Title WILLIAM ROTHAR FINANCIAL ADMINISTRATOR	M. Signature of Accounting Staff William Rothaar	N. Date 4/11/18

TOWN OF RIVERHEAD

Resolution # 300

AUTHORIZES AGREEMENT WITH AUTOMOTIVE RENTALS INC. (ARI)

Councilman Hubbard offered the following resolution,

which was seconded by Councilwoman Kent

WHEREAS, the New York State Office of General Services (OGS) has awarded a contract entitled, "Group 72002-Fleet Maintenance Services (Statewide) to Automotive Rentals Inc. (ARI) for a contract term beginning on February 03, 2015 and continuing to February 02, 2020; and

WHEREAS, the ARI allows for local municipalities to enter into an agreement with ARI on an as need basis for fleet maintenance service; and

WHEREAS, the Highway Superintendent of the Town of Riverhead wishes to enter into an agreement under the OGS Statewide Fleet Maintenance Services award.

NOW THEREFORE BE IT RESOLVED, that the Town Board, be and hereby, authorizes the Highway Department's execution of an agreement with ARI in accordance with the OGS contract entitled, "Group 72002-Fleet Maintenance Services (Statewide) in the form attached hereto; and be it further

RESOLVED, that the Highway Department and Accounting Department are authorized to execute any and all documents with ARI deemed necessary to carry out the terms of this resolution; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent Yes No

Hubbard Yes No

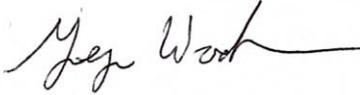
Giglio Yes No

Wooten Yes No

Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted

FISCAL IMPACT STATEMENT OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION

A. Type of Legislation Resolution <u> X </u> Local Law <u> </u> Ordinance <u> </u>		
B. Title of Proposed Legislation Authorizes Agreement with Automotive Rentals Inc.		
C. Purpose of Proposed Legislation: Permits the Highway Department to contract with Automotive Rentals Inc. under awarded New York State OGS Contract "Group 72002 – Fleet Maintenance Services (Statewide).		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes <u> </u> No <u> X </u>		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact 		
F. Total Financial Cost of Funding over 5 Years 		
G. Proposed Source of Funding 2018 Highway Department Equipment Repair		
H. Timing of Impact 		
I. Typed Name & Title of Preparer George Woodson, Highway Superintendent	J. Signature of Preparer 	K. Date 4/10/18
L. Accounting Staff Name & Title 	M. Signature of Accounting Staff 	N. Date

TOWN OF RIVERHEAD

Resolution # 301

ADOPTS A LOCAL LAW AMENDING CHAPTER 301 ENTITLED "ZONING AND LAND DEVELOPMENT" OF THE RIVERHEAD TOWN CODE (Article I: Title, Purpose, Definitions and Interpretation)

Councilwoman Kent offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a local law amending Chapter 301 entitled "Zoning and Land Development" of the Riverhead Town Code; and

WHEREAS, the proposed said amendment to Chapter 301 is classified as a Type 2 Action pursuant to SEQRA under 6NYCRR Part 617.5 (c) 27; and

WHEREAS, a public hearing was held on the 3rd day of April, 2018 at 2:15 o'clock p.m. at Riverhead 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 a local law amending Chapter 301 entitled "Zoning and Land Development" of the Riverhead Town Code be and is hereby adopted 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, the official newspaper, and to post same on the signboard at Town Hall; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device, and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent Yes No Hubbard Yes No
Giglio Yes No Wooten Yes No
Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE that the Town Board of the Town of Riverhead adopted a local law amending Chapter 301 entitled "Zoning and Land Development", of the Riverhead Town Code at its meeting held on April 17, 2018. **Be it enacted** by the Town Board of the Town of Riverhead as follows:

**Chapter 301. Zoning and Land Development
Article I: Title, Purpose, Definitions and Interpretation**

§ 301-3. Definitions; word usage.

FLOOR AREA, COMMERCIAL

The sum of the horizontal areas of all floors of a building, including interior balconies and mezzanines. All horizontal dimensions of each floor are to be measured from the exterior faces of the walls of each such floor, including all roofed-over areas, or from the center line of party walls with any adjoining building. In computing floor area, the following shall be excluded from computation, except when used or intended to be used for human habitation or service to the public: atriums; attic space having a headroom of less than seven feet six inches; cellar and basement space; uncovered exterior balconies, decks or porches; floor space used exclusively for building maintenance or service areas related to maintenance; elevators and elevator lobby areas; mechanical and electrical equipment and storage areas for mechanical equipment; laundry equipment, laundry chutes and laundry storage areas (this exclusion shall not apply to commercial business dedicated to laundry-related services, i.e., dry cleaning or laundromats); stairways and stairwells (this exclusion shall only apply to commercial establishments equipped with elevator or escalator service); and public restrooms. ~~The floor area for hotels and country inns shall not include bathrooms; bathroom anterooms; closets; hallways; and foyers.~~ Notwithstanding the foregoing, that portion of floor area comprising any covered plaza or similar pedestrian common area amenity which is not used directly for commercial purposes or floor space used for off-street parking and loading purposes shall be excluded in computing floor area.

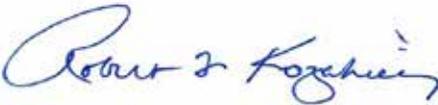
- Overstrike represents deletion(s)
- Underscore represents addition(s)

Dated: Riverhead, New York
April 17, 2018

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

Diane M. Wilhelm, Town Clerk

FISCAL IMPACT STATEMENT OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION

A. Type of Legislation Resolution _____ Local Law <u>X</u> _____ Ordinance _____		
B. Title of Proposed Legislation Adopts A Local Law To Amend Chapter 301 Entitled "Zoning And Land Development" Of The Riverhead Town Code (§301-3. Floor Area, Commercial)		
C. Purpose of Proposed Legislation: Amends definition of commercial floor area to remove exclusion for bathrooms, bathroom anterooms, closets, hallways and foyers.		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes <u>X</u> No _____		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact Cost for legal notice for publishing and posting by Town Clerk.		
F. Total Financial Cost of Funding over 5 Years Fifty (\$50) Dollars		
G. Proposed Source of Funding Town Clerk >Clerk Marketing & Advertising > A01-1-1410-441-000-00000		
H. Timing of Impact		
I. Typed Name & Title of Preparer Robert F. Kozakiewicz, Town Attorney	J. Signature of Preparer 	K. Date 4/12/2018
L. Accounting Staff Name & Title William Rothaar, Financial Admin.	M. Signature of Accounting Staff William Rothaar	N. Date 4/16/18

TOWN OF RIVERHEAD

Resolution # 302

AUTHORIZES THE SUPERVISOR TO EXECUTE AN AGREEMENT WITH CUMMINS, INC., REGARDING GENERATOR MAINTENANCE SERVICE FOR THE RIVERHEAD WATER DISTRICT

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, The Town of Riverhead requires generator maintenance service regarding the effective administration of the Riverhead Water District; and

WHEREAS, Cummins, Inc., is ready, willing and able to provide generator service and maintenance at two separate plant facilities; and

WHEREAS, the cost for such two-year service shall be a total of \$9,864.02.

NOW THEREFORE BE IT RESOLVED, that the Supervisor is authorized to execute an agreement with Cummins, Inc. in substantially the same form annexed hereto, regarding generator maintenance service at two separate facilities; and be it further

RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent Yes No

Hubbard Yes No

Giglio Yes No

Wooten Yes No

Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted

**FISCAL IMPACT STATEMENT
OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION**

A. Type of Legislation		
Resolution <u> X </u> Local Law <u> </u> Ordinance <u> </u>		
B. Title of Proposed Legislation - Authorizes the Supervisor to execute an agreement with Cummins Power Systems LLC regarding generator maintenance service for the Riverhead Water District		
C. Purpose of Proposed Legislation – Provided 2 year generator maintenance service at 2 separate locations		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes <u> X </u> No <u> </u>		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact – 2 year cost of \$9864.02 or \$4932.01 annually		
F. Total Financial Cost of Funding over 5 Years N/A 2 year agreement		
G. Proposed Source of Funding – water budget item		
H. Timing of Impact- May 2018		
I. Typed Name & Title of Preparer –Robin Halpin	J. Signature of Preparer	K. Date
L. Accounting Staff Name & Title	M. Signature of Accounting Staff	N. Date

CONSULTANT/PROFESSIONAL SERVICES AGREEMENT

This Agreement made the _____ of _____, 2018, between the TOWN OF RIVERHEAD, a municipal corporation organized and existing under the laws of New York, with its office located at 200 Howell Avenue, Riverhead, New York 11901 (hereinafter referred to as the "Town") and Cummins Inc., a company existing under the laws of the State of Delaware with a principal place of business at 155 Rittenhouse Circle, Bristol, PA, 19007 (hereinafter referred to as "Consultant").

In consideration of the mutual promises herein contained, Town of Riverhead and Consultant agree as follows:

1. SCOPE OF SERVICES

During the term of this Agreement, Consultant shall furnish the services set forth in Schedule A attached hereto and made a part hereof. These services are to be rendered by Consultant as an independent contractor and not as an employee of Town.

2. TERM OF AGREEMENT

The Agreement shall be deemed to have commenced on May 13, 2018, and terminate on May 12, 2020.

3. PAYMENT

For these services, Town will pay Consultant at the rate of NINE THOUSAND EIGHT HUNDRED SIXTY FOUR DOLLARS AND TWO CENTS (\$9,864.02) regarding scope of services as set forth in the attached Schedule A, which shall be paid as follows: A first payment of FOUR THOUSAND NINE HUNDRED THIRTY TWO DOLLARS AND ONE CENT (\$4,932.01) shall be paid within 30 days of receipt of a fully executed Agreement subject to the additional conditions in this section. A second payment in the amount of FOUR THOUSAND NINE HUNDRED THIRTY TWO DOLLARS AND ONE CENT (\$4,932.01) shall be paid on or about May 12, 2019, subject to the additional conditions in this section. The Town shall not have any liability for any other expenses or costs incurred by Consultant except for expenses expressly provided for in the attached schedule. Consultant shall not incur any expenses in Town's behalf except for those items expressly provided for in the attached schedule. Invoices for services and reimbursable expenses shall contain the following statement signed by Consultant, or if this Agreement is with a firm, an officer or authorized representative of the firm: "I hereby certify, to the best of my knowledge and belief, that this invoice is correct, and that all items invoiced are based upon actual costs incurred or services rendered consistent with the terms of the professional services agreement." Each invoice for reimbursable expenses shall be supported by: (a) an itemized description of expenses claimed; (b) pertinent information relative to the expenses; and (c) attached receipts. Invoices shall reference this Agreement or otherwise be identified in such a manner as Town may

reasonably require. Consultant shall produce an invoice after each completed service visit, and such invoice(s) shall be due net thirty (30) days from the invoicing date.

4. RIGHTS TO DOCUMENTS OR DATA

All information and data, regardless of form, generated in the performance of, or delivered under this Agreement, as well as any information provided to Consultant by Town, shall be and remain the sole property of Town. Consultant shall keep all such information and data in confidence and not disclose or use it for any purpose other than in performing this Agreement, except with Town's prior written approval. In the event that the legal right in any data and information generated in the performance of this Agreement does not vest in Town by law, Consultant hereby agrees and assigns to Town such legal rights in all such data and information. Final payment shall not be due hereunder until after receipt by Town of such complete document and data file, or a certification that there is no such information created by the services performed under this Agreement, and receipt of all information and data which is the property of Town. These obligations shall survive the termination of this Agreement.

5. PUBLICITY

Consultant shall not, without the prior written consent of Town, in any manner advertise or publish the fact that Town has entered into this Agreement with Consultant. Consultant shall not, without the prior written consent of the Town, provide, release or make available for inspection any documents, data, written material of any kind without the prior written consent of at least three members of the Town board or by resolution of the Town Board.

6. ASSIGNMENT AND SUBCONTRACTING

Performance of any part of this Agreement may not be subcontracted nor assigned without, in each case, the prior written consent of at least three members of the Town Board or by resolution of the Town Board.

7. TERMINATION

This Agreement may be terminated at any time and for any reason by either party upon 30 days written notice to the other party. In the event of such termination, Town shall have no further obligation to Consultant except to make any payments which may have become due for services rendered under this Agreement as tabulated from the effective date of termination. Likewise, the Town shall be entitled to pro rata refund of any monies previously paid tabulated from the effective date of termination regarding undelivered services.

8. RECORDS

Consultant shall keep accurate records of the time spent in the performance of services hereunder. The Town shall, until the expiration of three years after final payment under this Agreement, have access to and the right to examine any directly pertinent books, documents, papers and records of Consultant involving transactions related to this Agreement.

9. CHANGES

The Town, by resolution of the Town Board or written request by at least three members of the Town Board, within the general scope of this Agreement, may, at any time by written notice to Consultant, issue additional instructions, require additional services or direct the omission of services covered by this Agreement. In such event, there will be made an equitable adjustment in price and time of performance, but any claim for such an adjustment must be made within 15 days of the receipt of such written notice. In the event that the Consultant determines that a change order is required, Consultant shall obtain written approval of the Town, by resolution or written consent of at least three members of the Town Board, and if the change shall require the payment of additional compensation, Consultant must obtain the written approval of three members of the Town Board or resolution of the Town Board for the additional compensation prior to commencement of work regarding the change order. It is agreed and understood that no oral agreement, conversation, or understanding between the Consultant and the Town, its departments, officers, agents and employees shall effect or modify any of the terms or obligations of this Agreement or schedules annexed hereto and made a part hereof.

10. NOTICES

Any notice shall be considered as having been given: (i) to Town of Riverhead if mailed by certified mail, postage prepaid to Town of Riverhead, Attention: Daniel P. McCormick, 200 Howell Avenue, Riverhead, New York 11901; or (ii) to Consultant if mailed by certified mail, postage prepaid to Robert Mongrandi, Cummins Inc., 3025 Veterans Memorial Highway, Ronkonkoma, New York, 11779.

11. COMPLIANCE WITH LAWS

Consultant shall comply with all applicable federal, state and local laws and ordinances and regulations in the performance of its services under this Agreement. Consultant will notify Town immediately if Consultant's work for Town becomes the subject of a government audit or investigation. Consultant will promptly notify Town if Consultant is indicted, suspended or debarred. Consultant represents that Consultant has not been convicted of fraud or any other felony arising out of a contract with any local, state or federal agency. In carrying out the work required hereunder, Consultant agrees not to make any communication to or appearance before any person in the executive or legislative branches of the local, state or federal government for the purpose of influencing or attempting to influence any such persons in connection with the award,

extension, continuation, renewal, amendment or modification of any contract or agreement. Consultant may perform professional or technical services that are rendered directly in the preparation, submission or negotiation activities preceding award of a Town agreement/contract or to meet requirements imposed by law as a condition for receiving the award but only to the extent specifically detailed in the statement of work. Professional and technical services are limited to advice and analysis directly applying Consultant's professional and technical discipline.

12. INSURANCE, INDEMNITY AND LIABILITY

Consultant shall maintain Comprehensive General Liability Insurance and, if applicable, worker's compensation insurance, as follows:

- A. Worker's Compensation Insurance. Consultant shall maintain during the term of this Agreement worker's compensation insurance for all of Consultant's employees providing scope of services pursuant to this Agreement, which shall name the Town of Riverhead and Town of Riverhead Water District as additional insureds. In addition, in the event Consultant utilizes sub-contractor(s) regarding scope of services, sub-contractor(s) shall also be required to maintain worker's compensation insurance for each employees providing scope of services pursuant to this Agreement which shall also name the Town of Riverhead and Town of Riverhead Water District as additional insured, unless such sub-contractors are insured pursuant to Consultant's worker's compensation insurance policy.
- B. Commercial General Liability Insurance and Umbrella Liability Insurance: Consultant shall maintain during the term of this Agreement commercial general liability insurance and umbrella liability insurance regarding scope of services as applicable to Consultant's employees, agents and sub-contractor(s) regarding coverage for and claims related to personal injury, including death, as well as claims for property damage which may arise from rendered services pursuant to this Agreement, including acts and/or omissions, which shall name the Town of Riverhead and Town of Riverhead Water District as additional insureds, with policy limits as follows: Comprehensive General Liability Insurance in the amount of not less than ONE MILLION DOLLARS (\$1,000,000.00) per each occurrence and TWO MILLION DOLLARS (\$2,000,000.00), general aggregate. Umbrella Liability Insurance in the amount of not less than FIVE MILLION DOLLARS (\$5,000,000.00) per occurrence and in the aggregate.
- C. Commercial General Liability and Umbrella Liability Insurance. The above policies for commercial general liability and umbrella liability insurance must be written as to include Contractor's Protective Liability Insurance to protect

the Consultant against claims arising from the operations of any sub-contractor(s).

The above insurance policies must name the Town of Riverhead and Town of Riverhead Water District as additional insureds on a primary and non-contributory basis for general liability, automobile liability and excess umbrella liability. The additional insured status must be evidenced by a copy of endorsement CG 20 10 10 01, "additional insured-owners, lessee or contractors-scheduled person" or organization endorsement or its equivalent and copy of endorsement CG 20 37 10 01, "additional insured-owners, lessees or contractors-completed operations endorsement", or its equivalent.

D. Blanket Waiver of Subrogation – The above policies for workers' compensation insurance as well as comprehensive general liability insurance, automobile insurance, and excess umbrella liability insurance shall include waiver of transfer of rights of recovery against the Town of Riverhead and the Town of Riverhead Water District. Such waiver of subrogation shall be evidenced by certificate of insurance or copy of endorsement to the appropriate policy.

E. Owner's Protective Liability Insurance – (Town of Riverhead Water District, and/or Town Board, and/or Town of Riverhead as OWNER) – If the Town of Riverhead, Riverhead Water District deem necessary, the Contractor shall furnish to the just named entities with respect to the operations he or any of his subcontractors perform, a regular Owner's Protective Liability Insurance Policy for and in behalf of the TOWN WATER DISTRICT and/or TOWN BOARD, TOWN OF RIVERHEAD as OWNER, providing for a limit of not less than ONE MILLION DOLLARS (\$1,000,000.) each occurrence, a total limit of TWO MILLION DOLLARS (\$2,000,000.) general aggregate, for all damages arising out of bodily injuries to, or death of, two or more persons in any one accident; and regular Protective Property Damage Insurance providing for a limit of not less than ONE HUNDRED THOUSAND DOLLARS (\$100,000.) for all damages. The insurance must fully cover the legal liability of the TOWN DISTRICT and/or TOWN BOARD, TOWN OF RIVERHEAD as OWNER. The coverage provided under this policy must not be affected if the TOWN WATER DISTRICT performs work in connection with the project either for, or in cooperation with, the Contractor or as an aid thereto, whether the same be a part of the Contract or separate therefrom, by means of its own employees or agents, or if the TOWN DISTRICT directs or supervises the work to be performed by the Contractor.

F. Automobile Public Liability Insurance - The Consultant shall obtain and maintain during the life of the Agreement such automobile public liability insurance as shall protect him and any subcontractor performing work covered by this Agreement from claims for damages for personal injury, including death as well as from claims for property damage which may arise from operations under this

Agreement, whether such operations be by himself or by any subcontractor, or by any one directly or indirectly employed by either of them and the amounts of such insurance shall be as follows:

- (1) Automobile Public Liability Insurance in an amount not less than ONE MILLION DOLLARS (\$1,000,000.) for bodily injuries, including death and property damage per occurrence.
- (2) Umbrella Liability for bodily injury, including death and property damage in an amount of not less than FIVE MILLION DOLLARS (\$5,000,000.).

PROOF OF CARRIAGE OF INSURANCE

The Consultant shall furnish the TOWN OF RIVERHEAD with certificates of each insurer insuring the Consultant or any subcontractor under this Agreement, except with respect to subdivision D. of paragraph 12. In respect to this paragraph, the Contractor shall furnish the TOWN OF RIVERHEAD with the original insurance policy and a copy to the WATER DISTRICT.

Both certificates, as furnished, and the insurance policy, as required, shall bear the policy numbers, the expiration date of the policy and the limit or limits of liability thereunder. Both the certificates and the policy shall be further endorsed to provide the TOWN OF RIVERHEAD and WATER DISTRICT with any notice of cancellation at least thirty (30) days prior to the actual date of such cancellation.

G. HOLD HARMLESS/INDEMNIFICATION: Cummins Inc., hereby indemnifies and holds the Town of Riverhead and the Town of Riverhead Water District, its departments, officers, agents and employees, harmless against claims, actions or demands against Town and Water District, its departments, officers, agents and employees and against any and all damages, liabilities or expenses, including counsel fees, arising out of the acts or omissions of Cummins Inc.

13. LIMITATION OF LIABILITY

Except for the indemnification obligations herein, Consultant's liability with respect to the services performed hereunder shall be limited to the written warranty remedies applicable to the services furnished hereunder, and with respect to the other performance of this Agreement shall be limited to the contract price. Contractor shall not be liable for any loss of profits, consequential, incidental or contingent damages whatsoever, whether arising out of breach of contract, warranty, tort (including negligence and strict liability) or other theories of law, with respect to the products and services sold hereunder, or any undertakings, acts or omissions relating thereto. In no event shall Contractor's total and cumulative liability exceed two million dollars

(\$2,000,000.00). Nothing in this Agreement excludes or limits liability for death or personal injury caused by a party's gross negligence or willful misconduct.

14. CONFLICT OF INTEREST

Consultant hereby represents and covenants that neither it nor any of its employees or representatives has or shall have, directly or indirectly, any agreement or arrangement with any official, employee or representative of the Town of Riverhead which any such official, employee, representative shall receive either directly or indirectly anything of value whether monetary or otherwise as the result of or in connection with any actual or contemplated application before any department of the Town, contract with the Town for sale of any product or service. Consultant further represents and covenants that neither it nor any of its employees or representatives has offered or shall offer any gratuity to the Town, its officers, employees, agents or representatives with a view toward obtaining this Agreement or securing favorable treatment with respect thereto. Consultant further represents that it will not engage in any activity which presents a conflict of interest in light of its relationship with Town.

15. DISCLOSURE

The Town shall have the right, in its discretion, to disclose the terms and conditions of this Agreement (as it may be amended from time to time), including but not limited to amounts paid pursuant hereto, to agencies of the local, state and federal government.

16. DISPUTES

If Consultant fails to perform any of its obligations hereunder in accordance with the terms hereof, then after reasonable notice to Consultant not to exceed thirty (30) days, and an opportunity for Consultant to cure such failure (except in case of emergency), the Town may (but shall not be obligated to) cure such failure at the expense of the Consultant, and the amount incurred by the Town on demand. Notwithstanding the above, any dispute arising under this Agreement which is not settled by Agreement of the parties may be settled by appropriate legal proceedings. Pending any decision, appeal or judgment in such proceedings or the settlement of any dispute arising under this Agreement, Consultant shall proceed diligently with the performance of this Agreement. In the event that any of the material(s) and/or workmanship, used under this agreement, are found to be defective during the Warranty Coverage, Cummins Power Systems shall correct such defect(s) at no additional cost to the Town during the Warranty Coverage Period which shall be effective for ninety (90) days from the date of installation for the hours and days of Monday-Friday, 8:00 a.m. to 4:00 p.m.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the date first above written.

TOWN OF RIVERHEAD

CUMMINS POWER SYSTEMS, LLC

By: Laura Jens-Smith, Supervisor

By:

DATE:

DATE:



Cummins Inc.
 890 Zerega Ave
 Bronx, NY 10473-1122
 Phone: (718) 892-2400
 Fax: (718) 409-6140

PLANNED EQUIPMENT MAINTENANCE AGREEMENT

Customer Address	Customer Contact	Quote Information
Riverhead Water Dept.	Name: Mark Conklin	Quote Date: 4/3/2018
Town Of Riverhead	Phone: (631) 466-0858	Quote Expires: 6/2/2018
1035 Pulaski St.	Cell:	Quote ID: QT-5651
Riverhead, NY 11901	Fax: (631) 369-4608	Quoted By: Jose Palacios
Customer #: 340325	E-mail: conklin@townofriverheadny.gov	Quote Term: 2 Year
Payment Type: Pay As You Go		

Site Name: PLANT# 11
 (5737 MIDDLE COUNTRY RD. CALVERTON NY 11933)

Unit Name: PLANT# 11	Year	Month of 1st Service	Service Type	Qty	Sell Price	Extended Price
Make: Onan						
Model: 500DFED-5587622G	1	October	Inspection	1	\$594.94	\$594.94
S/N: A030454361	1	April	Full Service	1	\$2,004.92	\$2,004.92
Size: 500kW	Year 1 Total:					\$2,599.86
ATS Qty: 1	2	October	Inspection	1	\$594.94	\$594.94
Notes:	2	April	Full Service	1	\$2,004.92	\$2,004.92
	Year 2 Total:					\$2,599.86

Batteries have been quoted to be replaced the first service event. Oil, coolant and fuel sample to be taken during the full service event.

Site Name: PLANT# 12
 (GRUMMEN BLVD. & SWAN POND RD. CALVERTON NY 11933)

Unit Name: PLANT# 12	Year	Month of 1st Service	Service Type	Qty	Sell Price	Extended Price
Make: Onan						
Model: 275DFBF-3731Y	1	October	Inspection	1	\$594.94	\$594.94
S/N: E036501839	1	April	Full Service	1	\$1,737.21	\$1,737.21
Size: 275kW	Year 1 Total:					\$2,332.15
ATS Qty: 1	2	October	Inspection	1	\$594.94	\$594.94
Notes:	2	April	Full Service	1	\$1,737.21	\$1,737.21
	Year 2 Total:					\$2,332.15

Batteries have been quoted to be replaced the first service event. Oil, coolant and fuel sample to be taken during the full service event.

Total Agreement Amount:* **\$9,864.02**
 *Quote does not include applicable taxes



Cummins Inc.
 890 Zerega Ave
 Bronx, NY 10473-1122
 Phone: (718) 892-2400

PLANNED EQUIPMENT MAINTENANCE AGREEMENT

Customer Address	Customer Contact	Quote Information
Riverhead Water Dept. Town Of Riverhead 1035 Pulaski St. Riverhead, NY 11901 Customer #: 340325 Payment Type: Pay As You Go	Name: Mark Conklin Phone: (631) 466-0858 Cell: Fax: (631) 369-4608 E-mail: conklin@townofriverheadny.gov	Quote Date: 4/3/2018 Quote Expires: 6/2/2018 Quote ID: QT-5651 Quoted By: Jose Palacios Quote Term: 2 Year

Total Agreement Amount:* **\$9,864.02**
**Quote does not include applicable taxes*

Comment:

Total Agreement Amount Does Not Include Applicable Taxes. Please call (215) 785-6005 or Email cpspm@cummins.com for invoice total prior to sending payment.

Please return signed agreement to:
 Cummins Inc.
 Attn: Planned Maintenance Dept.
 2727 Ford Road
 Bristol, PA 19007-6805
 Tel: (215) 785-6005
 Fax: (267) 552-6847
 Email: cpspm@cummins.com

Seller hereby agrees to sell to Buyer, and Buyer hereby agrees to buy from Seller, the foregoing products/services upon the terms and conditions set forth in the "Planned Equipment Maintenance Agreement Terms and Conditions" attached hereto, which are hereby incorporated herein by reference.

Customer Approval (Quote ID QT-5651)	Cummins Inc. Approval
---	------------------------------

Signature: _____ Signature: _____

Date: _____ Date: _____

PLANNED MAINTENANCE AGREEMENT TERMS AND CONDITIONS

These Planned Maintenance Agreement Terms and Conditions, together with the Quote on the front side and the Scope of Services, are hereinafter referred to as this "Agreement" and shall constitute the entire agreement between the customer identified in the Quote ("Customer") and Cummins Inc. and supersedes any previous agreement or understanding (oral or written) between the parties with respect to the subject matter of this Agreement.

1. SCOPE OF SERVICES; PERFORMANCE OF SERVICES. Cummins Inc. shall perform the maintenance ("Services") on the equipment identified in the Quote ("Equipment") in accordance with the schedule specified in the Quote. The Services include those services defined in the "Service Event" section of the Quote. No additional services or materials are included in this Agreement unless agreed upon by the parties in supplemental documentation. Cummins Inc. shall provide the Services in a safe and workmanlike manner. Cummins Inc. has licenses, permits, authorizations, or registrations necessary to perform the Services. Unless otherwise indicated in the Quote, Cummins Inc. will provide the labor and tools necessary to perform the Services and shall keep Customer's property free from accumulation of waste materials caused by Cummins Inc.' operations. Customer shall provide Cummins Inc. safe access to Customer's site and arrange for all related services and utilities necessary for Cummins Inc. to perform the Services. During the performance of the Services, Customer shall fully and completely secure all or any part of any facility where the Equipment is located for any and all safety issues that an electrical service interruption might cause, including but not limited to injury to facility occupants, customers, invitees, or any third party and/or property damage or work interruption arising out of the Services.

2. PAYMENT TERMS. If Customer has approved credit, as determined by Cummins Inc., payment terms are net thirty (30) days from the date of invoice unless otherwise specified in the Quote. If payment is not received when due, in addition to any rights Cummins Inc. has under the law and charges that Cummins Inc. may levy against Customer under statute (including attorney fees and costs of collection), Cummins Inc. may charge Customer eighteen percent (18%) annually, or the maximum amount allowed by law, on late payments. If Customer does not have approved credit payment shall be due immediately at the time of invoice.

3. DELAYS. Cummins Inc. shall not be liable for any delays in performance that result directly or indirectly from acts of Customer or causes beyond Cummins Inc.' control, including but not limited to acts of God, accidents, fire, explosions, flood, unusual weather conditions, acts of government authority, labor disputes, and/or union mandated procedures resulting in a loss of time and productivity in services being performed.

4. WARRANTY. Limited warranties apply for select parts and components as defined by the respective component manufacturer's limited warranties. All Services shall be free from defects in workmanship for a period of ninety (90) days after completion of Services. In the event of a warrantable defect in workmanship, Cummins Inc.' obligation shall be limited to correcting the defective workmanship. Cummins Inc. shall correct the nonconforming Services where (i) such nonconformity becomes apparent to Customer during the warranty period; (ii) Cummins Inc. receives written notice of any nonconformity within thirty (30) days following discovery by Customer; and (iii) Cummins Inc. has determined that the Services are nonconforming. Services corrected or re-performed shall be subject to the remaining warranty period of the original warranty of the Services. New parts supplied during correction or re-performance of Services are warranted for the balance of the warranty period still available from the original warranty of such parts. The remedies set forth in this Section 4 shall not be deemed to have failed of their essential purpose so long as Cummins Inc. is willing to correct defective Services or refund the purchase price therefor.

5. LIMITATIONS ON WARRANTIES AND REMEDIES.

Cummins Inc. expressly disclaims all warranties, either express or implied, including any implied warranty of merchantability and warranty for fitness of a particular purpose, to the extent permitted by law. The warranties set forth herein are the sole warranties made by Cummins Inc. Some states do not allow limitation on warranties, so these limitations may not apply to you.

THE MAXIMUM LIABILITY, IF ANY, OF EITHER PARTY FOR ANY DAMAGES, INCLUDING WITHOUT LIMITATION, AGREEMENT DAMAGES AND DAMAGES FOR PROPERTY, WHETHER ARISING FROM CUMMINS INC.' INDEMNITY HEREUNDER, BREACH OF AGREEMENT, BREACH OF WARRANTY, NEGLIGENCE, STRICT LIABILITY, OR OTHER TORT, IS LIMITED TO AN AMOUNT NOT TO EXCEED THE PRICE OF THE SERVICES PAID BY CUSTOMER UNDER THIS AGREEMENT WHICH SHALL BE THE SOLE REMEDY UNDER THIS AGREEMENT. IN NO EVENT SHALL EITHER PARTY BE LIABLE FOR INDIRECT, INCIDENTAL, SPECIAL, PUNITIVE, OR CONSEQUENTIAL DAMAGES OF ANY KIND (INCLUDING WITHOUT LIMITATION DOWNTIME, PROPERTY DAMAGE, LOSS OF PROFIT OR REVENUE, LOSS OF DATA, DAMAGE TO GOODWILL) HOWSOEVER CAUSED ARISING FROM THIS AGREEMENT OR THE BREACH OF THIS AGREEMENT, WHETHER IN INDEMNITY, TORT, CONTRACT, OR OTHERWISE. NOTHING IN THIS AGREEMENT EXCLUDES OR LIMITS LIABILITY FOR DEATH OR PERSONAL INJURY CAUSED BY A PARTY'S GROSS NEGLIGENCE OR WILLFUL MISCONDUCT. BY ACCEPTANCE OF THIS AGREEMENT, CUSTOMER ACKNOWLEDGES CUSTOMER'S SOLE REMEDY AGAINST CUMMINS INC. FOR ANY LOSS SHALL BE THE REMEDY PROVIDED HEREIN.

6. INDEMNITY. Each party shall indemnify and hold harmless the other party, its affiliates, subsidiaries, officers, directors, agents and employees from and against any and all third party losses, costs, liabilities, damages and expense, including reasonable attorney and expert fees (collectively, "Losses"), subject to the limitations on claims and damages in Section 5, attributable to bodily injury or property damage to the extent it is conclusively determined that such Losses were directly caused by the gross negligence or willful misconduct of such party. The party seeking indemnification shall give written notice to the other party promptly upon learning of the events giving rise to such claim; provided, however, that failure to provide such notice promptly shall only relieve an indemnifying party of its obligations hereunder to the extent it is prejudiced by such delay. The indemnifying party shall select counsel to control and manage the defense of a claim and the settlement thereof and shall keep the indemnified party apprised of all material developments with respect to such claim. The indemnified party may, at its expense, select additional co-counsel. The indemnifying party shall have no obligation to indemnify or hold harmless the indemnified party for any Losses conclusively determined to be caused by the negligence or willful misconduct of the indemnified party.

7. CONFIDENTIALITY. Each party shall keep confidential any information received from the other that is not generally known to the public and at the time of disclosure, would reasonably be understood by the receiving party to be proprietary or confidential, whether disclosed in oral, written, visual, electronic or other form, and which the receiving party (or agents) learns in connection with this Agreement including, but not limited to: (a) business plans, strategies, sales, projects and analyses; (b) financial information, pricing, and fee structures; (c) business processes, methods and models; (d) employee and supplier information; (e) specifications; and (f) the terms and conditions of this Agreement. Each party shall take necessary steps to ensure compliance with this provision by its employees, and agents.

8. GOVERNING LAW. This Agreement shall be governed by and construed in accordance with the laws of the State in which services are to be rendered or performed without giving effect to any choice or conflict of law provision. The parties agree that the courts of the State in which services are to be rendered or performed and shall have exclusive jurisdiction to settle any dispute or claim arising in connection with this Agreement.

9. INSURANCE. Upon Customer's request, Cummins Inc. will provide to Customer a Certificate of Insurance evidencing Cummins Inc.' relevant insurance coverage.

10. ASSIGNMENT. This Agreement shall be binding on the parties and their successors and assigns. Customer shall not assign this Agreement without the prior written consent of Cummins Inc.

11. IP. Any intellectual property rights created by Cummins Inc. in the course of the performance of any Agreement or otherwise shall remain Cummins Inc.' property. Nothing in these conditions shall be deemed to have given Customer a licence or any other rights to use any of the intellectual property rights of Cummins Inc.

12. MISCELLANEOUS. Cummins Inc. shall be an independent contractor with respect to the Services performed under this Agreement. All notices under this Agreement shall be in writing and be delivered personally, mailed via first class certified or registered mail, or sent by a nationally recognized express courier service to the addresses set forth in the Quote. No amendment of this Agreement shall be valid unless it is in writing and signed by the parties hereto. Failure of either party to require performance by the other party of any provision hereof shall in no way affect the right to require such performance at any time thereafter, nor shall the waiver by a party of a breach of any of the provisions hereof constitute a waiver of any succeeding breach. Any provision of this Agreement that is invalid or unenforceable shall not affect the validity or enforceability of the remaining terms hereof.

13. Termination. Either party has the right, to terminate this Agreement within thirty (30) days prior notice, unless the work has already been performed and completed.

Cummins Inc. Maintenance Procedures

Scope of Work – Full Service Planned Maintenance(FSPM)-A

5.1 Engine Lubricating System

- 5.1.1 **Check for leaks** — The engine shall be visually inspected for signs of oil leaks at each scheduled service interval.
- 5.1.2 **Check engine oil level and pressure** — The engine oil level and oil pressure shall be checked at each scheduled service level. The oil level should be between the “ADD” and “FULL” mark.
- 5.1.3 **CHANGE ENGINE OIL FILTER** Remove engine mounted oil filters, replace with new filters.
- 5.1.4 **CHANGE ENGINE OIL AND TAKE SAMPLE** — The engine oil shall be changed annually and replaced with the correct grade and type of lubricating oil according to the engine manufacturer’s specifications. Prior to changing the oil, a sample should be taken using the procedures outlined by the supplier of the oil sample kit in order to determine the amount of contamination present.
- 5.1.5 **Check hydraulic/mechanical governor oil level** — On engines equipped with mechanical or hydraulic governors, the oil level shall be checked at each scheduled service interval. This level should be maintained at the “FULL” mark. Check all mechanical linkage for freeness of movement, dirt, excessive play or looseness, corrosion and proper adjustment. Correct any discrepancies.

5.2 Engine Cooling System

- 5.2.1 **Check for leaks** — Visually inspect the cooling system for leaks at each scheduled service interval. Check for puddles on the floor, around the equipment and for drips around the hose connections and tighten if needed.
- 5.2.2 **Check for radiator air restriction** — The radiator should be visually inspected at each scheduled service interval and reasonably cleared of any restrictions (dirt, paper, debris, etc.) OSHA Guards not removed.
- 5.2.3 **Check operation of coolant heater** — The operation of the coolant heater shall be checked at each scheduled service interval.
- 5.2.4 **Check hoses and connections** — All cooling system hoses and connections shall be checked at each scheduled service interval for leaks and/or deterioration such as dry rotting, heat deterioration and ballooning.
- 5.2.5 **Check coolant level and temperature** — The coolant level and temperature shall be checked at each scheduled service interval.
- 5.2.6 **Check belt condition and tension** — All belts in the cooling system shall be inspected at each scheduled service interval for sign of wearing or cracking or any other sign of deterioration.

- 5.2.7 **Check antifreeze and additive concentration** — The antifreeze and diesel coolant concentration shall be checked at each scheduled service interval.
- 5.2.8 **CHANGE COOLANT FILTER — THE DIESEL COOLANT ADDITIVE WATER FILTERS SHALL BE REPLACED AT SCHEDULED SERVICE INTERVAL**
- 5.2.9 **Check radiator cap and thermostat for operation** — Cap and thermostat shall be inspected at each scheduled service interval for proper operation of cooling system.
- 5.2.10 **Coolant sampling.** On programs where a coolant sample is required complete this line item.

5.3 Engine- Air Intake System

- 5.3.1 **Clean air cleaner element and housing** — Check air cleaner element and housing at each scheduled service interval. Replacement of air filter elements additional, will be quoted separately.
- 5.3.2 **Check all piping connections** — Check all piping and connections associated with the air intake system at each scheduled service interval. These components are subject to fatigue caused by engine vibration. Replace or tighten as necessary.
- 5.3.3 **Clean crankcase breather element** — Remove and clean the crankcase breather element at each scheduled service interval. Clean the vent tube, screens and baffle with a manufacturer's approved cleaning solution. Dry with compressed air and wipe out the breather housing. Reassemble the baffle and screens and install a new gasket.

5.4 Engine Fuel System

- 5.4.1 **Check fuel lines and connections for leaks** — All fuel lines and connections on the engine itself and in the engine room shall be checked at each scheduled service interval for leaks. Inspect around all fuel filters for leaks and tighten any loose connections.
- 5.4.2 **CHANGE FUEL FILTERS — REPLACE ALL FUEL FILTERS (ENGINE PRIMARY AND SECONDARY FILTERS) AT EACH SCHEDULED SERVICE INTERVAL.**
- 5.4.3 **Check day tank fuel level** — At each scheduled service interval, the level of the fuel in the tank shall be checked to ensure it is full.
- 5.4.4 **Check fuel transfer pump** — Test the operation of the fuel transfer pump at each scheduled service interval by pressing the test button and observing the results. Check for leaks.
- 5.4.5 **Drain water separators** — Water separators should be drained at each scheduled service interval.
- 5.4.6 **Check governor control linkage** — The governor linkage shall be checked at each scheduled service interval for tightness and correct adjustment.

5.5 Engine Exhaust System

- 5.5.1 **Check for leaks** — Check all exhaust piping and connections for leaks and tighten any loose connections at each scheduled service interval. Visually check exhaust outlet for excessive smoke if possible.
- 5.5.2 **Drain exhaust condensation traps** — Drain the exhaust condensation trap at each scheduled service interval.

5.6 Engine Electrical System

- 5.6.1 **Check battery electrolyte level** — Check the start battery electrolyte level and voltage at each scheduled service interval. The voltage should read between 13 and 14.2 volts on a 12-volt system and between 25 and 28.4 volts on a 24-volt system. As an alternative, batteries may be checked by means of a load test if the appropriate equipment is available.
- 5.6.2 **Check battery-charging system** — Visually check the start battery charger for correct operation at each scheduled service interval. The float charger should be set at 13.8 volts DC on a 12-volt system and 27.6 volts DC on a 24-volt system.

5.7 Main Generator

- 5.7.1 **A/C Voltage** - Check and record A/C Voltage
- 5.7.2 **Frequency** - Check and record Frequency

5.8 Controls and Switch gear (If located within close proximity of Generator)

- 5.8.1 **Check for operational instrumentation** — Check all instrumentation at each scheduled service interval for burned out lights and non-operational gauges.
- 5.8.2 **Check automatic transfer switch** — Check the operation of the automatic transfer switch at each scheduled service interval if possible at the direction of the facility engineer.
Total check included not to exceed 30 mins (transfer, re-transfer, and cool down cycles) unless outlined in the scope of work and rate sheets.
- 5.8.3 **Check all control switches in “AUTO” and circuit breakers closed** — Check that all control switches are set to the ‘AUTOMATIC’ position and all circuit breakers are ‘Closed’ at each scheduled service interval.

Ensure distributor sticker with phone number is attached to genset.

ITEMS HIGHLIGHTED IN RED / CAPS BOLD OCCUR DURING ANNUAL MAJOR PM.

ALL OTHER ITEMS OCCUR DURING EACH MAJOR, MINOR PM AND (SITE INSPECTION).

Up Date InPower and InSite Calibrations as needed during each service interval.

Cummins Inc. Maintenance Procedures

Scope of Work – Site Inspection Planned Maintenance(SIPM)-B

5.1 Engine Lubricating System

- 5.1.1 **Check for leaks** — The engine shall be visually inspected for signs of oil leaks at each scheduled service interval.
- 5.1.2 **Check engine oil level and pressure** — The engine oil level and oil pressure shall be checked at each scheduled service level. The oil level should be between the “ADD” and “FULL” mark.
- 5.1.3 **CHECK ENGINE OIL FILTER** Visually check engine mounted oil filters for leaks and tightness.
- 5.1.5 **Check hydraulic/mechanical governor oil level** — On engines equipped with mechanical or hydraulic governors, the oil level shall be checked at each scheduled service interval. This level should be maintained at the “FULL” mark. Check all mechanical linkage for freeness of movement, dirt, excessive play or looseness, corrosion and proper adjustment. Correct any discrepancies.

5.2 Engine Cooling System

- 5.2.1 **Check for leaks** — Visually inspect the cooling system for leaks at each scheduled service interval. Check for puddles on the floor, around the equipment and for drips around the hose connections and tighten if needed.
- 5.2.2 **Check for radiator air restriction** — The radiator should be visually inspected at each scheduled service interval and reasonably cleared of any restrictions (dirt, paper, debris, etc.) OSHA Guards not removed.
- 5.2.3 **Check operation of coolant heater** — The operation of the coolant heater shall be checked at each scheduled service interval.
- 5.2.4 **Check hoses and connections** — All cooling system hoses and connections shall be checked at each scheduled service interval for leaks and/or deterioration such as dry rotting, heat deterioration and ballooning.
- 5.2.5 **Check coolant level and temperature** — The coolant level and temperature shall be checked at each scheduled service interval.
- 5.2.6 **Check belt condition and tension** — All belts in the cooling system shall be inspected at each scheduled service interval for sign of wearing or cracking or any other sign of deterioration.
- 5.2.7 **Check antifreeze and additive concentration** — The antifreeze and diesel coolant concentration shall be checked at each scheduled service interval.

- 5.2.8 **CHECK COOLANT FILTER — THE DIESEL COOLANT ADDITIVE WATER FILTERS SHALL BE VISUALLY CHECKED AT SCHEDULED SERVICE INTERVAL.**
- 5.2.9 **Check radiator cap and thermostat for operation** — Cap and thermostat shall be inspected at each scheduled service interval for proper operation of cooling system.
- 5.2.10 **Coolant sampling.** On programs where a coolant sample is required complete this line item.

5.3 Engine- Air Intake System

- 5.3.1 **Clean air cleaner element and housing** — Check air cleaner element and housing at each scheduled service interval. Replacement of air filter elements additional, will be quoted separately.
- 5.3.2 **Check all piping connections** — Check all piping and connections associated with the air intake system at each scheduled service interval. These components are subject to fatigue caused by engine vibration. Replace or tighten as necessary.
- 5.3.3 **Clean crankcase breather element** — Remove and clean the crankcase breather element at each scheduled service interval. Clean the vent tube, screens and baffle with a manufacturer's approved cleaning solution. Dry with compressed air and wipe out the breather housing. Reassemble the baffle and screens and install a new gasket.

5.4 Engine Fuel System

- 5.4.1 **Check fuel lines and connections for leaks** — All fuel lines and connections on the engine itself and in the engine room shall be checked at each scheduled service interval for leaks. Inspect around all fuel filters for leaks and tighten any loose connections.
- 5.4.2 **CHECK FUEL FILTERS — VISUALLY CHECK ALL FUEL FILTERS (ENGINE PRIMARY AND SECONDARY FILTERS) AT EACH SCHEDULED SERVICE INTERVAL.**
- 5.4.3 **Check day tank fuel level** — At each scheduled service interval, the level of the fuel in the tank shall be checked to ensure it is full.
- 5.4.4 **Check fuel transfer pump** — Test the operation of the fuel transfer pump at each scheduled service interval by pressing the test button and observing the results. Check for leaks.
- 5.4.5 **Drain water separators** — Water separators should be drained at each scheduled service interval.
- 5.4.6 **Check governor control linkage** — The governor linkage shall be checked at each scheduled service interval for tightness and correct adjustment.

5.5 Engine Exhaust System

- 5.5.1 **Check for leaks** — Check all exhaust piping and connections for leaks and tighten any loose connections at each scheduled service interval. Visually check exhaust outlet for excessive smoke if possible.

5.5.2 Drain exhaust condensation traps — Drain the exhaust condensation trap at each scheduled service interval.

5.6 Engine Electrical System

5.6.1 Check battery electrolyte level — Check the start battery electrolyte level and voltage at each scheduled service interval. The voltage should read between 13 and 14.2 volts on a 12-volt system and between 25 and 28.4 volts on a 24-volt system. As an alternative, batteries may be checked by means of a load test if the appropriate equipment is available.

5.6.2 Check battery-charging system — Visually check the start battery charger for correct operation at each scheduled service interval. The float charger should be set at 13.8 volts DC on a 12-volt system and 27.6 volts DC on a 24-volt system.

5.7 Main Generator

5.7.1 A/C Voltage - Check and record A/C Voltage

5.7.2 Frequency - Check and record Frequency

5.8 Controls and Switch gear (If located within close proximity of Generator)

5.8.1 Check for operational instrumentation — Check all instrumentation at each scheduled service interval for burned out lights and non-operational gauges.

5.8.2 Check automatic transfer switch — Check the operation of the automatic transfer switch at each scheduled service interval if possible at the direction of the facility engineer.

Total check included not to exceed 30 mins (transfer, re-transfer, and cool down cycles) unless outlined in the scope of work and rate sheets.

5.8.3 Check all control switches in “AUTO” and circuit breakers closed — Check that all control switches are set to the ‘AUTOMATIC’ position and all circuit breakers are ‘Closed’ at each scheduled service interval.

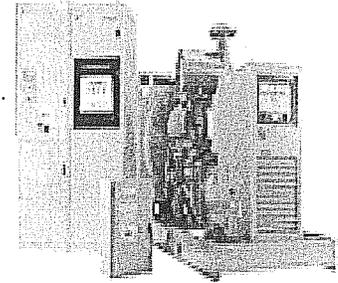
Ensure distributor sticker with phone number is attached to genset.

ITEMS HIGHLIGHTED IN RED / CAPS BOLD OCCUR DURING ANNUAL MAJOR PM.

ALL OTHER ITEMS OCCUR DURING EACH MAJOR, MINOR PM AND (SITE INSPECTION).

Up Date InPower and InSite Calibrations as needed during each service interval.

Rev 4-15-10JFR



NY Power Generation Field Service

2018 Labor Rates

Dear Valued Customer,

The following labor rates are for customers units **Covered** by a **“Signed” Planned Maintenance Agreement**. These rates would also apply to any additional work/repairs that are not part of the Planned Maintenance Agreement.

Monday - Friday 7:30 AM- 4:00 PM	\$150.00/hour
Monday - Friday 4:00 PM - 8:00 PM	\$225.00/hour
Monday - Friday 8:00 PM -7:30 AM	\$300.00/hour
Saturday, first 8 hours	\$225.00/hour
Saturday, after the first 8 hours	\$300.00/hour
Sunday	\$300.00/hour
Holiday's	\$300.00/hour

The following labor rates are for customers units **Not Covered** by a **“Signed” Planned Maintenance Agreement**. These rates would apply to any and all work/repairs performed.

Monday-Friday, 7:30AM- 4:00 PM	\$197.66/hour
Monday-Friday, 4:00PM - 8:00 PM	\$296.49/hour
Monday-Friday, 8:00PM - 7:30 AM	\$395.32/hour
Saturday, first 8 hours	\$296.49/hour
Saturday, after the first 8 hours	\$395.32/hour
Sunday	\$395.32/hour
Holiday's	\$395.32/hour

Note: All Service calls are billed at a “4 hour minimum” on site labor / diagnostic charge, plus the travel time, tolls and mileage, portal to portal by the responding technician. Mileage charge is \$2.25 per mile.

Should you have any questions or requirements with which I may assist you, please do not hesitate to contact me directly at 718-502-1248.

Best regards,

Arty Schaub

Cummins Sales & Service
Power Generation Service Manager
East Region, Greater New York
Main 718-892-2400 24/7 Emergency Service Hotline: 800-929-3148 or 718-747-3918
email: df053@cummins.com
Website: Cumminssalesandservice.cummins.com

TOWN OF RIVERHEAD

Resolution # 303

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE TO BIDDERS FOR
CORROSION CONTROL CHEMICAL (PO4)**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached Notice to Bidders for Corrosion Control Chemical (PO4) in the **April 26, 2018**, issue of ***The News-Review***, and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent Yes No

Hubbard Yes No

Giglio Yes No

Wooten Yes No

Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of **CORROSION CONTROL CHEMICAL (PO4)** for use by the **TOWN OF RIVERHEAD** will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, until **11:30 a.m.** on **May 10, 2018**.

Bid Specifications and/or Plans may be obtained by visiting the Town of Riverhead website at www.townofriverheadny.gov on or after **April 26, 2018**. Click on "Bid Requests" and follow the instructions to register.

All bids are to be submitted in a sealed envelope bearing the designation **BIDS FOR CORROSION CONTROL CHEMICAL (PO4) – BID # RWD-2018-19**. All bids must be submitted on the bid form provided. Any and all exceptions to the Specifications must be listed on a separate sheet of paper, bearing the designation "**EXCEPTIONS TO THE SPECIFICATIONS**" and be attached to the bid form.

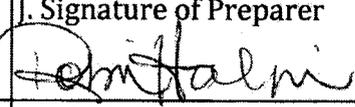
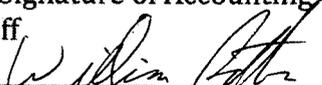
NOTE: Bid responses must be delivered to the Office of the Town Clerk at 200 Howell Avenue, Riverhead, New York, 11901, on or before May 10, 2018, at 11:30 a.m. The Town may decline to accept, deem untimely and/or reject any bid response/proposal that is not delivered to the Office of the Town Clerk.

The Town Board reserves the right and responsibility to reject any or all bids or to waive any formality if it believes such action to be in the best interest of the Town.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Diane M. Wilhelm, Town Clerk

**FISCAL IMPACT STATEMENT
OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION**

A. Type of Legislation Resolution <u> X </u> Local Law <u> </u> Ordinance <u> </u>		
B. Title of Proposed Legislation - Authorizes Town Clerk to publish and post notice to bidders for Corrosion Control Chemical (PO4)		
C. Purpose of Proposed Legislation - To purchase corrosion control chemicals for the Water District necessary for water treatment		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes <u> </u> No <u> X </u>		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact -		
F. Total Financial Cost of Funding over 5 Years N/A		
G. Proposed Source of Funding - Water District chemical budget		
H. Timing of Impact- N/A		
I. Typed Name & Title of Preparer -Robin Halpin	J. Signature of Preparer 	K. Date 4/5/2018
L. Accounting Staff Name & Title WILLIAM ROTHMAN	M. Signature of Accounting Staff 	N. Date 4/11/18

TOWN OF RIVERHEAD

Resolution # 304

REJECTS BID – PLANT NO. 4 LIME SYSTEM REPLACEMENT
OSBORN AVENUE, RIVERHEAD
RIVERHEAD WATER DISTRICT
H2M PROJECT NO.: RDWD 18-01

Councilman Hubbard offered the following resolution,

which was seconded by Councilwoman Kent

WHEREAS, this Town Board did authorize the advertisement for bids for a lime system replacement at Plant No. 4 of the Riverhead Water District located at Osborn Avenue, and

WHEREAS, all bids received were opened and read aloud on the date and time advertised in the notice, and

WHEREAS, H2M Group, consulting engineers to the Riverhead Water District, by attached letter dated April 2, 2018 advises that the bids received were higher than anticipated and recommends the rejection of all bids received.

NOW, THEREFORE, BE IT RESOLVED, that all bids received for the lime system replacement for Plant No. 4 of the Riverhead Water District be and are hereby rejected, and be it further

RESOLVED, that the Town Clerk is hereby authorized to return to all bidders their respective bid security, and be it further

BE IT FURTHER RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent Yes No Hubbard Yes No
Giglio Yes No Wooten Yes No
Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted



538 Broad Hollow Road, 4th Floor East
Melville, NY 11747 | tel 631.756.8000

April 2, 2018

Town Board
Town of Riverhead
200 Howell Avenue
Riverhead, New York 11901

**Re: Riverhead Water District
Plant No. 4 Lime System Replacement
1124 Osborn Avenue – Riverhead, NY 11901
H2M Project No.: RDWD 1801**

Dear Board Members:

On Thursday, March 22, 2018, bids were received by the Town of Riverhead for the above referenced project. A total of three (3) bids were submitted with the low bid being submitted by Bensin Construction Corp., Inc. of Holtsville, NY with a total base bid amount of \$115,400.00. The bid tabulation is enclosed for your use.

The bid prices received for the referenced project were much higher than anticipated and exceeded the budgeted amount available for the project by the Riverhead Water District. We have spoken to the bidders and have determined that the excessive cost of the project can be attributed to increased equipment costs. It should be noted that the lime system replacement at Plant No. 4 was scheduled preventative maintenance and that the existing lime tank and system can be utilized in its current condition.

Due to the higher than expected bid prices, the cost of the project exceeding the Riverhead Water District's budgeted amount, and the capability of the District to utilize the lime system in its current condition, we recommend that all bids received by the Riverhead Water District be rejected and the project not be constructed until a future date to be determined.

Should you have any questions regarding this recommendation, please contact our office.

Very truly yours,

H2M architects + engineers

John Collins

John R. Collins, P.E.
Senior Project Engineer

Enclosure
JRC:slm

cc: Supervisor, Laura Jens-Smith
Karen Levasseur, Town Board Coordinator
Supt. Mark Conklin
Richard Ehlers, Esq.

X:\RDWD (Riverhead Water District) - 10810\RDWD1801 - Plant No. 4 Lime Tank Replacement\00-Correspondence\Town\2018-3-30_TB - Reject All Bids.doc



CLIENT NAME: Riverhead Water District
 PROJECT TITLE: Plant No. 4 Lime System Replacement
 PROJECT NO.: RDWD 1801
 BID DATE: March 22, 2018 - 11:00 a.m.

5% BB or CC

ITEM NO.	DESCRIPTION	QTY.	UNITS	BIDDER	BIDDER	BIDDER	BIDDER	TOTAL PRICE	TOTAL PRICE	TOTAL PRICE	TOTAL PRICE
1	Mobilization and Demobilization	1	LS	Bensin Construction Corp., Inc. Hollisville, NY 5% BB	Philip Ross Industries, Inc. Melville, NY 5% BB	Atlantic Wells, Inc. Huntington Station, NY 5% BB	Bancker Construction Corp. Melville, NY NO BID	\$ 4,200.00	\$ 5,000.00	\$ 1,000.00	\$ 1,000.00
2	Removal and Disposal of Existing Lime Storage Tank & Accessories	1	LS					7,600.00	11,000.00	20,000.00	20,000.00
3	New Aboveground Lime Storage Tank - Steel	1	LS					30,600.00	32,000.00	30,000.00	
4	New Lime Treatment System	1	LS					67,000.00	71,000.00	70,000.00	B
5	Cash Allowances	1	LS					5,000.00	5,000.00	5,000.00	I
6	Project Record Documents	1	LS					1,000.00	1,000.00	1,000.00	D
Alt. 1	New Dust Collection and Exhaust System	1	LS					13,800.00	9,000.00	6,000.00	
Alt. 2	New Aboveground Lime Storage Tank - FRP	1	LS					36,200.00		35,000.00	
TOTAL BASE BID (SUM OF ITEMS 1 TO 6)								\$ 115,400.00	\$ 125,000.00	\$ 127,000.00	NO BID
TOTAL ALTERNATE BID A (SUM OF ITEMS 1-6 AND ALT. ITEM 1)								\$ 129,200.00	\$ 134,000.00	\$ 133,000.00	NO BID
TOTAL ALTERNATE BID B (SUM OF ITEMS 1-2, 4-6 AND ALT. ITEMS 1 AND 2)								\$ 134,800.00	NO BID	\$ 138,000.00	NO BID

**FISCAL IMPACT STATEMENT
OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION**

A. Type of Legislation Resolution <u> X </u> Local Law <u> </u> Ordinance <u> </u>		
B. Title of Proposed Legislation - REJECTS BID – PLANT NO. 4 LIME SYSTEM REPLACEMENT OSBORN AVENUE, RIVERHEAD H2M PROJECT NO.: RDWD 18-01		
C. Purpose of Proposed Legislation - Reject bid for lime system		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes <u> N </u> No <u> </u>		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact		
F. Total Financial Cost of Funding over 5 Years : N/A		
G. Proposed Source of Funding -		
H. Timing of Impact-		
I. Typed Name & Title of Preparer -Robin Halpin	J. Signature of Preparer	K. Date 4/10/2018
L. Accounting Staff Name & Title	M. Signature of Accounting Staff	N. Date

TOWN OF RIVERHEAD

Resolution # 305

PUBLIC INTEREST ORDER IN THE MATTER OF THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE RIVERHEAD WATER DISTRICT IN THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK – CONSISTING OF THE CONSTRUCTION OF A NEW GROUND WATER STORAGE TANK AT PLANT NO. 15 SITE ON TUTHILLS LANE IN RIVERHEAD, NEW YORK AT A MAXIMUM COST OF \$4,300,000.00

Councilwoman Kent offered the following resolution,

which was seconded by Councilman Wooten

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, in Riverhead, New York in said Town, on the 17th day of April, 2018, at 7:00 o'clock P.M., Prevailing Time.

PRESENT:

Supervisor

Councilman

Councilman

Councilman

Councilman

In the Matter
of
The Increase and Improvement of Facilities
of the Riverhead Water District in the Town
of Riverhead, Suffolk County, New York

ORDER
CALLING
PUBLIC
HEARING

WHEREAS, pursuant to proceedings heretofore had and taken by the Town Board of the Town of Riverhead, Suffolk County, New York, pursuant to the provisions of Section 202-b of the Town Law, it has been determined to be in the public interest to provide for a certain increase and improvement of the facilities of the Riverhead Water District in the Town of Riverhead, Suffolk County, New York, at a maximum estimated cost of \$3,400,000, consisting of the construction of a new ground water storage tank at Plant No. 15 site on Tuthills Lane in Riverhead, New York, including original furnishings, equipment, machinery, apparatus, appurtenances, and incidental improvements and expenses in connection therewith; and

WHEREAS, a map, plan and report including an estimate of cost has heretofore been prepared in connection therewith and is on file in the office of the Town Clerk of such Town; and

WHEREAS, said capital project, as proposed, has been determined to be an Unlisted Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, which it has been determined will not have any significant adverse impact on the environment; and

WHEREAS, in order to undertake the improvements to the aforesaid facilities as described therein, it will be necessary to expend the sum of \$4,300,000, an increase of \$900,000 over that previously authorized and an addendum to said map, plan and report, dated March, 2018, has been prepared in connection therewith; and

WHEREAS, it is now desired to call a public hearing on the question of authorizing such increase and improvement of facilities of said Riverhead Water District at the revised maximum estimated cost; NOW, THEREFORE, IT IS HEREBY

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

Section 1. A public hearing will be held at the Town Hall, 200 Howell Avenue, in Riverhead, New York, in said Town, on the 16th day of May, 2018, at 7:05 o'clock P.M., Prevailing Time, on the question of increasing and improving the facilities of the Riverhead Water District in the manner described in the preambles hereof, and to hear all persons interested in the subject thereof, concerning the same, and to take such action thereon as is required or authorized by law.

Section 2. The Town Clerk is hereby authorized and directed to cause a copy of the Notice of Public Hearing hereinafter provided to be published once in the official newspaper designated for this purpose, and also to cause a copy thereof to be posted on the sign board of the Town, such publication and posting to be made not less than ten, nor more than twenty, days before the date designated for the hearing.

Section 3. The notice of public hearing shall be in substantially the form attached hereto as Exhibit A and hereby made a part hereof.

Section 4. This Order shall take effect immediately. The question of the adoption of the foregoing Order was duly put to a vote on roll call, which resulted as follows:

THE VOTE

Kent Yes No Hubbard Yes No
Giglio Yes No Wooten Yes No
Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted

EXHIBIT A

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Riverhead, Suffolk County, New York, will meet at the Town Hall, 200 Howell Avenue, in Riverhead, New York, in said Town, on the 16th day of May, 2018, at 7:05 o'clock Prevailing Time, for the purpose of conducting a public hearing upon a certain map, plan and report including an amended estimate of cost prepared in relation to the proposed increase and improvement of the facilities of the Riverhead Water District in the Town of Riverhead, Suffolk County, New York, construction of a new ground water storage tank at Plant No. 15 site on Tuthills Lane in Riverhead, New York, including original furnishings, equipment, machinery, apparatus, appurtenances, and incidental improvements and expenses in connection therewith. The new maximum estimated cost of the aforesaid increase and improvement of the facilities of the Riverhead Water District in the Town is \$4,300,000, consisting of an increase of \$900,000.

Said capital project has been determined to be an "Unlisted Action" pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act ("SEQRA"), the implementation of which as proposed, it has been determined will not result in any significant adverse environmental effect. SEQRA compliance materials are on file in the office of the Town Clerk where they may be inspected during regular office hours.

At said public hearing said Town Board will hear all persons interested in the subject matter thereof.

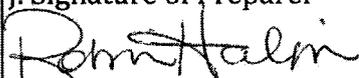
Dated: Riverhead, New York,

April 17, 2018

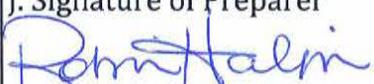
BY ORDER OF THE TOWN BOARD OF
THE TOWN OF RIVERHEAD, SUFFOLK
COUNTY, NEW YORK

Diane M. Wilhelm
Town Clerk

**FISCAL IMPACT STATEMENT
OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION**

A. Type of Legislation		
Resolution <u> X </u> Local Law <u> </u> Ordinance <u> </u>		
B. Title of Proposed Legislation - Order calling for public hearing for an increase for Water District improvements		
C. Purpose of Proposed Legislation - Increase of \$900,000 bonding from previous amount of 3.4 million dollars to 4.3 million dollars		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes <u> X </u> No <u> </u>		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact - See attached addendum <u> Additional Bonds to be sold for Capital Project </u>		
F. Total Financial Cost of Funding over 5 Years : N/A		
G. Proposed Source of Funding - Bonds		
H. Timing of Impact- Immediate		
I. Typed Name & Title of Preparer -Robin Halpin	J. Signature of Preparer 	K. Date 4/10/2018
L. Accounting Staff Name & Title WILLIAM ROTHAAAR	M. Signature of Accounting Staff 	N. Date 4/11/18

**FISCAL IMPACT STATEMENT
OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION**

A. Type of Legislation Resolution <u> X </u> Local Law <u> </u> Ordinance <u> </u>		
B. Title of Proposed Legislation - Order calling for public hearing for an increase for Water District improvements		
C. Purpose of Proposed Legislation – Increase of \$900,000 bonding from previous amount of 3.4 million dollars to 4.3 million dollars		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes <u> X </u> No <u> </u>		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact – See attached addendum		
F. Total Financial Cost of Funding over 5 Years : N/A		
G. Proposed Source of Funding - Bonds		
H. Timing of Impact- Immediate		
I. Typed Name & Title of Preparer -Robin Halpin	J. Signature of Preparer 	K. Date 4/10/2018
L. Accounting Staff Name & Title	M. Signature of Accounting Staff	N. Date

**ADDENDUM TO
ENGINEERING STUDY & REPORT**

**CONSTRUCTION OF A NEW GROUND
STORAGE TANK AT PLANT NO. 15
TUTHILLS LANE, JAMESPORT**

Riverhead Water District
Town of Riverhead
Suffolk County, New York

H2M Project No.: RDWD 17-02

**MARCH 2017
ADDENDUM #1 MARCH 2018**

Prepared for:

Riverhead Water District
1035 Pulaski Street
Riverhead, New York 11901

Prepared by:

H2M Architects + Engineers
538 Broad Hollow Road, 4th Floor East
Melville, New York 11747



architects + engineers

**RIVERHEAD WATER DISTRICT
ENGINEERING REPORT FOR NEW GROUND STORAGE TANK
PLANT No. 15 – TUTHILLS LANE**



**MARCH 2017
ADDENDUM No. 1 – MARCH 2018**

SECTION 1.01 – ADDENDUM

1.01 Summary of Projects

This addendum revises the Engineering Report for New Ground Storage Tank at Plant No. 15 – Tuthill's Lane prepared for the Riverhead Water District and presented to the Town Board of Riverhead in March of 2017 present an update to the project costs based on low bids received.

In May of 2017, the Town Board of the Town of Riverhead approved the funding of three (3) projects relating to the proposed improvements to the facilities of Riverhead Water District (District). 1) the construction of a new ground water storage tank at Plant No. 15 site on Tuthill's Lane in Riverhead; 2) improvements to the water distribution system; and 3) the purchase and installation of emergency generators at District facilities at Pulaski Street and Edwards Avenue including appurtenances and incidental improvements and expenses. The maximum estimated cost was \$5,512,000 for all three projects.

The Town Board held proceedings where the Town Board authorized the issuance of two bonds to fund the costs of these improvements. An order was adopted approving the construction of a ground storage tank, booster station and all incidentals for a maximum estimated cost of \$3,400,000 and an order was adopted approving the improvements to the water distribution system, emergency generators and all incidentals for a maximum estimated cost of \$2,112,000 for a total authorized bond amount of \$5,512,000.

The storage tank project has been bid with the construction of the tank portion awarded. A summary of this project is included below in Section 1.02. Both the water distribution and emergency generator projects have been, bid, awarded and are in the process of being constructed. Bids for these projects were lower than initially estimated. The anticipated final costs that will be applied to the bond for the distribution and generator project are \$770,049 and \$528,700. This represents a savings of \$813,251 when compared to the initial approved bond amount.

Attached Table 1.01 summarizes the costs of the three projects including the original cost approved by the Town Board and anticipated total final costs. It should be noted that preliminary costs for each project were paid for from the Districts Key Money account and a portion of the water main installed under the improvements to the distribution system were funded by a private developer.

1.02 Addendum to Ground Storage Tank Map & Plan

The District has completed the bidding phase of Project No. 1 - New Ground Storage Tank and Booster Station at Plant No. 15 and received bids on three construction contracts. Based on the bids received, the revised total project cost is as follows:

Table 1.02: Summary of Project Costs (Post Bidding)

	REVISED COST (POST-BIDS)	MAJOR WORK ITEMS
Contract T – Tank Construction	\$2,334,646	Construction of GST, Clearing, Excavation
Contract G – General Construction	\$1,029,400	Booster Pumps, Building, Site Work
Contract E – Electrical Construction	\$538,195	Electrical, Controls, Generator
Engineering	\$249,500	Design, Bid, Construction Services
Contingencies	\$148,259	Unforeseen Conditions
Revised Total Project Cost:	\$4,300,000	

We have reviewed the bids received and find that the scope of work bid is in-line with what was initially proposed in the March 2017 Map & Plan. The increases in the construction costs from Map & Plan to bidding can be attributed to a few reasons, most notably the market for the work required is difficult to predict due to increasing material and labor costs and the availability of qualified contractors.

Based on the low bids received, the total cost to construct this project has exceeded the previously adopted budget and therefore to proceed with the project, the Town Board needs to approve the increased expenditures associated with Project No. 1 - New Ground Storage Tank and Booster Station at Plant No. 15. Due to the lower costs realized for Projects 2 and 3 (as shown on Table 1.01), a large portion of the increased costs associated with Project No. 1 will be offset.

Therefore, it is recommended the Town Board schedule the necessary bond proceedings to authorize the increase to the approved bond amount from \$3,400,000 to \$4,300,000, knowing that a savings has been realized on other projects.

Addendum to Map & Plan
New Ground Storage Tank at Plant No. 15 - Tuthills Lane
Table 1.01 - Summary of Project Costs

	Initial Estimate as per Map & Plan	Anticipated Final Costs
Project No. 1		
Plant 15 Ground Storage Tank & Booster Station		
Total Project No. 1 Costs	\$ 3,400,000.00	\$ 4,300,000.00
Contract T	\$ 1,810,000.00	\$ 2,334,646.00
Contract E	\$ 315,000.00	\$ 538,195.00
Contract G	\$ 775,000.00	\$ 1,029,400.00
Engineering	\$ 350,000.00	\$ 249,500.00
Contingencies	\$ 150,000.00	\$ 148,259.00
Project No. 2		
Improvements to Water Distribution System		
Total Project No. 2 Costs	\$ 962,000.00	\$ 856,025.00
Construction	\$ 843,000.00	\$ 739,525.00
Engineering	\$ 77,300.00	\$ 79,500.00
Contingencies	\$ 41,700.00	\$ 37,000.00
Project No. 3		
Generators at Pulaski St. & Edwards Ave.		
Total Project No. 3 Costs	\$ 1,150,000.00	\$ 557,700.00
Construction	\$ 1,050,000.00	\$ 484,700.00
Engineering	\$ 50,000.00	\$ 48,000.00
Contingencies	\$ 50,000.00	\$ 25,000.00
Summary of Total Project Costs		
Summary of Total Project Costs	\$ 5,512,000.00	\$ 5,713,725.00
Funding from Key Monies	----	\$ 93,000.00
Funding from Developer Accounts	----	\$ 34,476.00
Total Amount Funded through Bonds	\$ -	\$ 5,586,249.00
Funding Applied to Bond 1	\$ 3,400,000.00	\$ 4,287,500.00
Funding Applied to Bond 2	\$ 2,112,000.00	\$ 1,298,749.00

TOWN OF RIVERHEAD

Resolution # 306

AUTHORIZES AMENDMENT OF AGREEMENT WITH U.S. DEPARTMENT OF THE INTERIOR-U.S. GEOLOGICAL SURVEY

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, by resolution # 157, adopted on February 22, 2017, the Town Board authorized an agreement with the United States Department of the Interior-U.S. Geological Survey relating to geophysical monitoring which would provide hydrological data essential for future management and development scenarios of the Riverhead Water District; and

WHEREAS, the term of the current joint funding agreement will end on May 1, 2018; and

WHEREAS, United States Department of the Interior-U.S. Geological Survey is ready and willing to continue that joint funding agreement and has submitted an amendment entitled "Amendment No. 1" to extend the terms from May 1, 2018 to September 30, 2019.

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Riverhead authorizes the Supervisor to execute the amendment with the United States Department of the Interior-U.S. Geological Survey in the form attached; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent Yes No Hubbard Yes No
Giglio Yes No Wooten Yes No
Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted



United States Department of the Interior

U.S. GEOLOGICAL SURVEY
New York Water Science Center
425 Jordan Road
Troy, New York 12180
(518) 285-5626

New York Water Science Center

April 10, 2018

Sean Walter, Supervisor
Town of Riverhead
200 Howell Avenue
Riverhead, New York 11901

Subject: Modification No. 1 to Agreement No. 17ENNY24570026

Dear Mr. Walter:

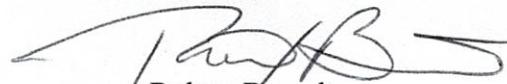
Enclosed are two signed copies of Amendment No. 1 to the Joint Funding Agreement dated May 1, 2017, between Town of Riverhead and the US Geological Survey. This amendment is to extend the end date from May 1, 2018 to September 30, 2019. All else remains the same.

We are required to have a signed amendment prior to continuing project activity, therefore, it is imperative that the amendment be signed and one copy be returned to us as soon as possible. If you need a longer lead time, please contact Tracy Bristol, Administrative Officer, at (518) 285-5626 to arrange a schedule.

Work performed with funds from this agreement will be conducted on a fixed-price basis. You will be billed for this agreement quarterly. Any party may terminate this agreement by providing 60 day's written notice to the other party. Results of all work performed under this agreement will be available for publication by the U.S. Geological Survey.

If you have any questions, please feel free to call.

Sincerely,



Robert Breault
Director

Enclosure

**UNITED STATES DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY
JOINT FUNDING AGREEMENT
FOR
WATER RESOURCES INVESTIGATIONS
AMENDMENT NO. 1**

6000005787
17ENNY24570026
GC18LK00GRH00YN
TIN 11-6001935
Sales Order 66349

This amendment is for the agreement dated May 1, 2017 between the U.S. Geological Survey and the Town of Riverhead. Paragraph 2a and 2b of the agreement is hereby modified to read as follows:

(a) \$10,000.00 by the party of the first part during the period
May 1, 2017 to September 30, 2019

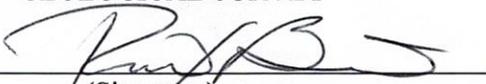
(b) \$60,000.00 by the party of the second part during the period
May 1, 2017 to September 30, 2019

This amendment is to extend the end date from May 1, 2018 to September 30, 2019. All else remains the same.

Billing for this agreement will be rendered quarterly. Payments of bills are due within 60 days after billing date. If not paid by the due date, interest will be charged at the current Treasury rate for each 30-day period, or portion thereof, that the payment is delayed beyond the due date. (31 USC 3717; Comptroller General File B-212222, August 23, 1983.)

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

TOWN OF RIVERHEAD

BY 
(Signature)
Robert Breault
(Name)
Director
(Title)
April 10, 2018
(Date)

BY _____
(Signature)

(Name)

(Title)

(Date)

**UNITED STATES DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY
JOINT FUNDING AGREEMENT
FOR
WATER RESOURCES INVESTIGATIONS
AMENDMENT NO. 1**

6000005787
17ENNY24570026
GC18LK00GRH00YN
TIN 11-6001935
Sales Order 66349

This amendment is for the agreement dated May 1, 2017 between the U.S. Geological Survey and the Town of Riverhead. Paragraph 2a and 2b of the agreement is hereby modified to read as follows:

(a) \$10,000.00 by the party of the first part during the period
May 1, 2017 to September 30, 2019

(b) \$60,000.00 by the party of the second part during the period
May 1, 2017 to September 30, 2019

This amendment is to extend the end date from May 1, 2018 to September 30, 2019. All else remains the same.

Billing for this agreement will be rendered quarterly. Payments of bills are due within 60 days after billing date. If not paid by the due date, interest will be charged at the current Treasury rate for each 30-day period, or portion thereof, that the payment is delayed beyond the due date. (31 USC 3717; Comptroller General File B-212222, August 23, 1983.)

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

TOWN OF RIVERHEAD

BY _____



(Signature)

Robert Breault

(Name)

Director

(Title)

April 10, 2018

(Date)

BY _____

(Signature)

(Name)

(Title)

(Date)



United States Department of the Interior

U.S. GEOLOGICAL SURVEY
New York Water Science Center
425 Jordan Rd
Troy, NY 12180

April 17, 2017

Sean Walter
Supervisor
Town of Riverhead
200 Howell Ave
Riverhead, NY 11901

Dear Mr. Walter,

Enclosed are two signed originals of our standard joint-funding agreement for the project(s) New York Water Science Center Water Resources Investigations, during the period May 1, 2017 through May 1, 2018 in the amount of \$60,000 cash from your agency. U.S. Geological Survey contributions for this agreement are \$10,000 for a combined total of \$70,000. Please sign and return one fully-executed original to Courtney Courtright at the address above.

Federal law requires that we have a signed agreement before we start or continue work. Please return the signed agreement by **May 1, 2017**. If, for any reason, the agreement cannot be signed and returned by the date shown above, please contact Frederick Stumm by phone number (631) 736-0783 Ext 107 or email fstumm@usgs.gov to make alternative arrangements.

This is a fixed cost agreement to be billed quarterly via Down Payment Request (automated Form DI-1040). Please allow 30-days from the end of the billing period for issuance of the bill. If you experience any problems with your invoice(s), please contact Tracy Bristol-Strock at phone number (518) 285-5626 or email at tbristol@usgs.gov.

The results of all work performed under this agreement will be available for publication by the U.S. Geological Survey. We look forward to continuing this and future cooperative efforts in these mutually beneficial water resources studies.

Sincerely,

Robert Breault
Director

Enc.: 17ENNY24570026(2)

Form 9-1366
(April 2015)

U.S. Department of the Interior
U.S. Geological Survey
Joint Funding Agreement
FOR
Water Resource Investigations

66349
Agreement#: 17ENNY24570026
Customer#: 600005787
Project #: GC17LK00GRH0000YN
TIN #: 11-6001935
USGS DUNS #: 11-6001935

Fixed Cost Agreement YES[X] NO[]

THIS AGREEMENT is entered into as of the May 1, 2017, by the U.S. GEOLOGICAL SURVEY, New York Water Science Center, UNITED STATES DEPARTMENT OF THE INTERIOR, party of the first part, and the Town of Riverhead party of the second part.

1. The parties hereto agree that subject to the availability of appropriations and in accordance with their respective authorities there shall be maintained in cooperation Water Resource Investigations (per attachment), herein called the program. The USGS legal authority is 43 USC 36C; 43 USC 50, and 43 USC 50b.

2. The following amounts shall be contributed to cover all of the cost of the necessary field and analytical work directly related to this program. 2(b) include In-Kind-Services in the amount of \$0.00

- (a) \$10,000 by the party of the first part during the period
May 1, 2017 to May 1, 2018
- (b) \$80,000 by the party of the second part during the period
May 1, 2017 to May 1, 2018
- (c) Contributions are provided by the party of the first part through other USGS regional or national programs, in the amount of :

Description of the USGS regional/national program:

- (d) Additional or reduced amounts by each party during the above period or succeeding periods as may be determined by mutual agreement and set forth in an exchange of letters between the parties
- (e) The performance period may be changed by mutual agreement and set forth in an exchange of letters between the parties.

3. The costs of this program may be paid by either party in conformity with the laws and regulations respectively governing each party.

4. The field and analytical work pertaining to this program shall be under the direction of or subject to periodic review by an authorized representative of the party of the first part.

5. The areas to be included in the program shall be determined by mutual agreement between the parties hereto or their authorized representatives. The methods employed in the field and office shall be those adopted by the party of the first part to insure the required standards of accuracy subject to modification by mutual agreement.

6. During the course of this program, all field and analytical work of either party pertaining to this program shall be open to the inspection of the other party, and if the work is not being carried on in a mutually satisfactory manner, either party may terminate this agreement upon 60 days written notice to the other party.

7. The original records resulting from this program will be deposited in the office of origin of those records. Upon request, copies of the original records will be provided to the office of the other party.

8. The maps, records or reports resulting from this program shall be made available to the public as promptly as possible. The maps, records or reports normally will be published by the party of the first part. However, the party of the second part reserves the right to publish the results of this program and, if already published by the party of the first part shall, upon request; be furnished by the party of the first part; at cost, impressions suitable for purposes of reproduction similar to that for which the original copy was prepared. The maps, records or reports published by either party shall contain a statement of the cooperative relations between the parties.

9. USGS will issue billings utilizing Department of the Interior Bill for Collection (form DI-1040). Billing documents are to be rendered quarterly. Payments of bills are due within 60 days after the billing date. If not paid by the due date, interest will be charged at the current Treasury rate for each 30 day period, or portion thereof, that the payment is delayed beyond the due date. (31 USC 3717; Comptroller General File B-212222, August 23, 1983.)

Form 9-1366
(April 2015)

U.S. Department of the Interior
U.S. Geological Survey
Joint Funding Agreement
FOR
Water Resource Investigations

Agreement#: 17ENNY24570026
Customer#: 600005787
Project #: GC17LK00GRH0000YN
TIN #: 11-6001935
USGS DUNS #: 11-6001935

USGS Technical Point of Contact

Name: Frederick Stumm
Hydrologist(Geol)
Address: 2045 Route 112 Bldg. 4
Coram, NY 11727
Telephone: (631) 736-0783 Ext 107
Fax: (631) 736-4283
Email: fstumm@usgs.gov

Customer Technical Point of Contact

Name: Sean Walter
Supervisor
Address: 200 Howell Ave
Riverhead, NY 11901
Telephone: (631) 727-3200 Ext 654
Fax: (631) 369-4608
Email:

USGS Billing Point of Contact

Name: Tracy Bristol-Strock
Administrative Officer
Address: District Office - Troy 425 Jordan Road
Troy, NY 12180
Telephone: (518) 285-5826
Fax: (518) 285-5801
Email: tbristol@usgs.gov

Customer Billing Point of Contact

Name: William Rothaar
Financial Administrator
Address: 1295 Pulaski Street
Riverhead, NY 11901
Telephone: (631) 727-3200
Fax: (631) 389-4608
Email: rothaar@townofriverheadny.gov

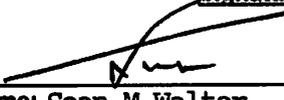
U.S. Geological Survey
United States
Department of Interior

Town of Riverhead

Signature

By  Date: Apr 17, 2017
Name: Robert Breault
Title: Director

Signatures

By  Date: 4/28/17
Name: Sean M Walter
Title: Supervisor

By _____ Date: _____
Name:
Title:

By _____ Date: _____
Name:
Title:

\$15,000 7 paid out
\$24,500

02.22.2017
170157

ADOPTED

TOWN OF RIVERHEAD

Resolution # 157

AUTHORIZES SUPERVISOR TO EXECUTE AGREEMENT WITH U.S. DEPARTMENT OF THE INTERIOR-U.S.GEOLOGICAL SURVEY

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the Riverhead Town Board, as governing body of the Riverhead Water District, requires the advice and consultation of the U.S. Department of the Interior-U.S. Geological Survey regarding geophysical monitoring which would provide hydrologic data essential for addressing future management and development scenarios, and

WHEREAS, the U.S. Department of the Interior-U.S. Geological Survey has submitted the attached letter proposal dated November 2016 to provide said water-resource information.

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor is hereby authorized to enter into an agreement in an amount of \$60,000 with U.S. Department of Interior-U.S. Geological Survey, and be it further

RESOLVED, that the Town Supervisor is hereby authorized to execute and file such grant applications as may be appropriate to assist in the payment of the cost of this agreement which funding for this work is to be paid from existing Water District funds, and be it further

BE IT FURTHER RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Hubbard Yes No Giglio ABSTAIN
Wooten Yes No Dunleavy Yes No
Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted



Delineation of the Saltwater-Freshwater Interface in the Town of Riverhead, New York by Frederick Stumm

U.S. DEPARTMENT OF THE INTERIOR—U.S. GEOLOGICAL SURVEY
Project Proposal
November 2016

PROBLEM

The Town of Riverhead in the northeastern Suffolk County includes rural farmland and suburbs and is bounded by the Long Island Sound to the north and Peconic Bay to the southeast. Riverhead's close proximity to saline embayments and its location along the northeastern discharge area for Long Island's groundwater flow system makes it vulnerable to saltwater intrusion. Several public-supply wells in Riverhead have experienced increased chloride concentrations recently due to the encroachment of saltwater. Riverhead is underlain by a sequence of unconsolidated deposits ranging in age from Pleistocene to Upper Cretaceous that overlie a basement complex of Precambrian bedrock. These deposits are part of Long Island's groundwater aquifer system and are the sole source of potable water supply for the Town of Riverhead. The importance of this reservoir to the local population and economy of the area is critical, and, therefore, needs to be studied carefully to avoid problems associated with excessive pumping and saltwater intrusion that will cause irreparable damage to the local ground-water system.

The Town of Riverhead has monitored ground-water levels and chloride concentrations at its public-supply wells and at a few observation wells. Due to the complex hydrogeology of the area and lack of strategically located observation wells, little insight has been gained concerning the source of the intruding saltwater from this monitoring. Previous studies by the USGS have delineated areas of saltwater intrusion along coastal communities (Stumm, 2001) that has been attributed to excessive ground-water withdrawals from public-supply and irrigation wells. The establishment of a ground-water data collection network is needed to address these concerns, and to provide the data necessary to delineate the saltwater-freshwater interface and thereby assist stakeholders to better manage this resource.

OBJECTIVE

To delineate the location of the saltwater-freshwater interface within the Town of Riverhead and determine what effects local variations in the hydrogeologic framework have on the intrusion of saltwater, an observation-well network will be established to better monitor the saltwater-freshwater interface through chloride sampling and borehole geophysical logging and to permit the continuation of such monitoring into the future.

RELEVANCE AND BENEFITS

Providing water-resource information that will be used for planning and operational purposes is one of the main goals of the USGS. The establishment of an observation-well network for future groundwater-level, water-quality, and geophysical monitoring in the Town of Riverhead would provide hydrologic data essential for addressing future management and development scenarios. Continuous recorder and monthly water-level

**Proposal NY17-G
PROVISIONAL SUBJECT TO REVIEW**

monitoring would establish baseline historical data sets. Seasonal and annual borehole geophysical logs would allow monitoring of the saltwater-freshwater interface in the groundwater reservoir. In times of drought, this data could be used to manage the withdrawal of water from the underlying aquifer system. Annual synoptic water-level monitoring and annual water-quality monitoring would provide the hydrologic data necessary for future water-availability studies and computer modeling of the aquifer system. Geophysical logging of observation wells and surface measurements using time-domain electromagnetic (TDEM) soundings would help delineate the current position of the saltwater-freshwater interface and provide future early warning of interface movement for the Town of Riverhead. The establishment of a data collection network would also help future scientists and water managers understand the relationship of long- and short-term changes within the local ground-water system when natural and man-induced stresses are applied.

BACKGROUND

At selected locations where observation wells do not exist the USGS proposes to collect TDEM soundings at selected sites. The TDEM sounding is a surface geophysical method that uses induced electric currents and electromagnetic fields to characterize subsurface resistivity. Electrical resistivity and its inverse conductivity is an intrinsic property of the chemistry of groundwater and commonly are closely correlated with the chloride concentrations in the aquifer. TDEM survey methods are well suited for measuring the saltwater-freshwater interface in coastal aquifers. TDEM soundings were used to map saltwater intrusion in south Florida (Stewart and Gay, 1986) (Fitterman and Prinos, 2011). A 40 or 100 meter square array of wire is placed on an open field and a small current is introduced. Measuring the secondary electromagnetic field during on and off periods provides data on the conductivity of the subsurface to a depth of 600 feet below land surface (fig. 1).

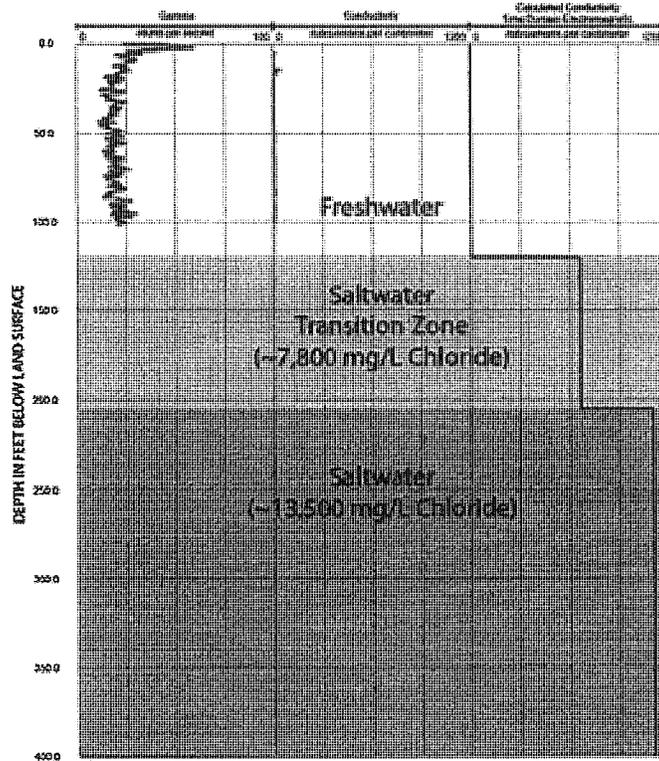


Figure 1. Comparison of an EM Conductivity borehole log and calculated EM Conductivity from a TDEM surface geophysical sounding. The Conductivity measurements can be used to estimate the chloride concentration in groundwater.

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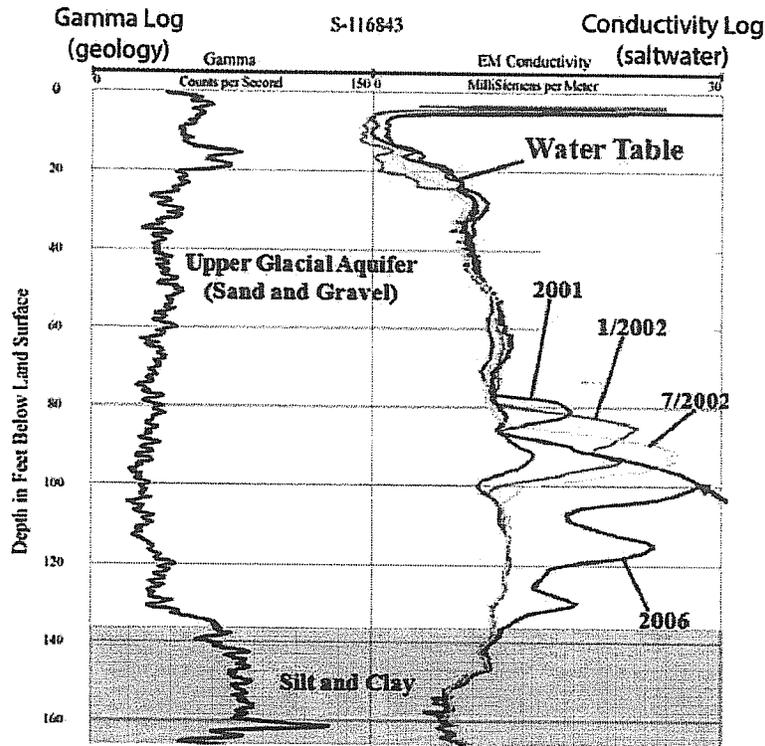


Figure 2. Changes in saltwater concentration and plume thickness from 2001 to 2006 using EM conductivity logs in an observation well.

The depth to the saltwater interface on the North Fork of Long Island (eastern Riverhead) is controlled by the elevation of the water table. The Ghyben-Herzberg equation relates the elevation of the water table to the elevation of the boundary of the interface between the freshwater and underlying saltwater zones of an unconfined aquifer (Reilly and Goodman, 1985). The lower the elevation above sea level of the water table, the shallower the depth to the saltwater interface will be due to this relation. In Riverhead the saltwater interface will be delineated using surface geophysical methods and borehole electromagnetic induction (EM) logs at observation wells drilled by the Town of Riverhead based upon the results of the surface geophysical surveys. EM conductivity log methods have been used throughout Long Island to delineate and monitor saltwater intrusion Stumm (1993; 2001) and Stumm and others (2002; 2004) (fig. 2). The USGS will analyze the water quality sample data collected during sampling of observation wells to determine if the source of the elevated chlorides is from roadsalt or seawater. Analysis of the chloride-bromide ratios in groundwater can be used to determine if roadsalting or saltwater intrusion from seawater is the source of chlorides. All water quality samples will be processed by the USGS National Water Quality Lab (NWQL).

Proposal NY17-G
PROVISIONAL SUBJECT TO REVIEW

APPROACH

- A. **Surface Geophysics:** The USGS will select at least 12 locations within the Town of Riverhead in the vicinity of supply wells to collect TDEM soundings of resistivity. These surface geophysical measurements have been used on Long Island by the USGS to delineate the depth to the saltwater-freshwater interface. Once the selected locations have been measured using the TDEM method several sections will be constructed of the depth to the saltwater underlying and surrounding the study area. These data will be used to select observation well drilling locations.
- B. **Network Establishment:** Locations for drilling a network of 4 to 5 observation wells will be selected within the Town of Riverhead by reviewing historical well records, results of past hydrogeologic studies, and TDEM survey soundings of the saltwater-freshwater interface. Final well selection will be made by the USGS in consultation with the Riverhead Water District. The Town of Riverhead will hire a professional well drilling company and facilitate the drilling and installation of a groundwater well network within the Town based upon locations selected by the USGS.
- C. **Borehole Geophysics:** The USGS will geophysically log selected observation wells to be drilled by the Town of Riverhead within the study area using natural gamma, resistivity, and electromagnetic induction (EM conductivity) to determine the thickness and concentration of saltwater underlying and surrounding the study area. These data will be compared with those from surface TDEM measurements. Once the observation well network is installed the USGS can relog these wells using EM conductivity to evaluate movement of the saltwater-freshwater interface.
- D. **Water-Level Monitoring:** The USGS will install continuous ground-water-level recorders at four of the newly drilled observation wells. These wells will be in areas where there is concern about saltwater intrusion. Water-level elevations will be collected hourly (with monthly retrieval) at the four observation wells equipped with recorders, collected monthly at two non-instrumented observation wells, and collected annually at all other observation wells. Annual measurements will coincide with the USGS's synoptic data collection effort conducted annually on Long Island in March-April. Water levels affected by tidal fluctuations will be measured within one hour of local high tide.
- E. **Water-Quality Monitoring:** The USGS will collect water-quality samples (inorganic constituents including chloride and bromide) from eight wells (four pre-existing and four newly drilled wells) within the Town of Riverhead that will be analyzed for chloride and major inorganic constituent concentrations. The samples will be collected following USGS's National Water Quality Assessment Program protocols (USGS, 1997), so that the results will be comparable to data collected nationally. [Water-quality sampling for additional constituents could be done, but will require additional funds.]

PRODUCTS (Deliverables)

All surface and borehole geophysical and water-quality data collected for this study will be compiled, analyzed, and published as a short report at a local conference and will be available online. Water level data will be available in NWIS, water quality data in QW, geophysical logs in LogArchiver, and the surface geophysical surveys in ScienceBase.

COMMUNICATION PLAN

- An initial meeting will be held with the cooperator to plan the field work
- Quarterly progress meetings with the cooperator will keep all informed of the project's progress and plan observation well drilling.
- Preliminary results will be shared with the cooperator.

**Proposal NY17-G
PROVISIONAL SUBJECT TO REVIEW**

PROJECT TIMELINE

The surface geophysical surveys will begin dependent on equipment availability and completion of site selection, approximately March or April 2017 (see project workplan table below). The Town of Riverhead with the USGS will select up to four drilling locations for deep observation wells based upon the surface geophysical survey data analysis and historical data. Beginning in approximately August the Town of Riverhead will drill the selected observation wells and the USGS will collect hydrogeologic core samples and open borehole geophysical logs. The USGS will integrate the new borehole and surface geophysical data into an extended abstract for publication at a local conference. The project, including the final report, will be completed within one year of the start of the project.

Work Plan

TASK	F	M	A	M	J	J	A	S	O	N	D	J	F
Historical hydrogeologic and borehole geophysical data collection and analysis.	X												
Analyses of the historical supply well chloride and pumpage data.	X	X	X										
Collection of surface geophysical TDEM soundings				X	X	X							
Analaysis of TDEM data and selection of observation well drilling locations.					X	X							
Well Drilling and collection of borehole geophysical logs and water quality samples.							X	X	X				
Analysis of surface and borehole geophysical data, and water quality data. Report writing.					X	X	X	X	X	X	X	X	X

FUNDING SUMMARY

The project will require a total funding from the Town of Riverhead of \$48,000 and a \$12,000* federal match to cover the costs for salaries, supplies, laboratory costs, vehicle costs, and other expenses for this USGS effort. The project begins February 28, 2017 and continues until February 28, 2018. (*The availability of federal matching funds is not known at this time.)

If federal matching funds are not available the total funding required from the Town of Riverhead would be \$60,000.

Proposal NY17-G
PROVISIONAL SUBJECT TO REVIEW

REFERENCES CITED

- Fitterman, D. V. and Prinos, S. T., 2011, Results of time-domain electromagnetic soundings in Miami-Dade and southern Broward Counties, Florida, U.S. Geological Society Open-File Report 2011-1299, 42 p.
- Reilly, T.E. and Goodman, A.S., 1985, Quantitative analysis of saltwater-freshwater relationships in ground-water systems—a historical perspective: *Journal of Hydrology*, v. 80, no. 1/2, p. 125-160.
- Stewart, M. and Gay, M. C., 1986, Evaluation of transient electromagnetic soundings for deep detection of conductive fluids, *Ground Water*, 24, p. 351–356.
- Stumm, Frederick, 1993, Use of focused electromagnetic-induction borehole geophysics to delineate the saltwater-freshwater interface in Great Neck, Long Island, New York, in Bell, R., Lepper, C., eds. *Symposium on the Applications of Geophysics to Engineering and Environmental Problems*, Vol. 2: Environmental and Engineering Society, proceedings, p.513-525.
- Stumm, Frederick, 2001, Hydrogeology and extent of saltwater intrusion of the Great Neck peninsula, Great Neck, Long Island, New York: U.S. Geological Survey Water Resources Investigations Report, 99-4280, 41p
- Stumm, F., and Lange, A.D., 2002, Hydrogeology and extent of saltwater intrusion of the Manhasset Neck peninsula, Long Island, New York: U.S. Geological Survey Water Resources Investigations Report, 00-4193, 42 p.
- Stumm, F., Lange, A.D., and Candela, J.L., 2004, Hydrogeology and Extent of Saltwater Intrusion in the Northern Part of the Town of Oyster Bay, Nassau County, New York: U.S. Geological Survey Water Resources Investigations Report 03-4288, 55 p.
- U.S. Geological Survey, 1997 to present, National field manual for the collection of water-quality data: U.S. Geological Survey Techniques of Water-Resources Investigations, book 9, chaps. A1-A9, 2 v., variously paged. [Also available online at <http://pubs.water.usgs.gov/twri9A>. Chapters originally were published from 1997-1999; updates and revisions are ongoing and are summarized at: <http://water.usgs.gov/owq/FieldManual/mastererrata.html>].

As the nation's largest water, earth and biological science and civilian mapping agency, the USGS works in cooperation with more than 2000 organizations across the country to provide reliable, impartial, scientific information to resource managers, planners, and other customers. This information is gathered in every state by USGS scientists to minimize the loss of life and property from natural disasters, to contribute to the conservation and the sound economic and physical development of the nation's natural resources, and to enhance the quality of life by monitoring water, biological, energy and mineral resources.

Attachment

Vehicle use	Loading /unloading	Pinching fingers, mashing toes, back strain	Use caution, be aware of hand placement and use proper lifting techniques. Get help if needed.
	Driving	Motor vehicle accidents	Obey traffic laws. Adjust vehicle operation to road and weather conditions. Wear your seatbelt always. Employ defensive driving techniques. Complete defensive driver training once every 3 years. Driver may not talk on cell phone (even if hands-free) or text.
		Uneven surfaces	Reduce speed appropriately.
		Deer and other wildlife	Stay alert, use caution, and drive defensively.
		Dust	Drive with windows closed.
		Reduced visibility	Ensure windows/mirrors are free from snow, ice or other obstructions. Drive with headlights on. Reduce speed appropriately.
		Slick, snowy, or icy roads	Use studded or chained tires, reduce speed, and increase following distances.
	Parking	Local traffic	Deploy road cones and signs as needed.
Field work	Field work	Compressive foot injuries	Wear appropriate safety shoes/boots.
		Ankle injuries	Wear proper field boots with ankle height of at least 4 inches.
		Head injuries	Wear hard hat when exposed to overhead hazards.
		Noise	Wear proper hearing protection devices.
		Lifting	Use proper lifting techniques. Get assistance when necessary. When lifting, keep the load close to the body and lift with the legs.
		Generators – combustion, fumes, noise	Place electrical generators away from combustible items. Orient generator such that fumes are vented away from passengers. Consider using a quiet generator, which might help prevent communication problems and exceeding limits for daily audible exposures. Store fuel in secure location away from the generator. Let the generator cool down before refueling.
		Slips/trips/falls	Use good housekeeping practices. Be observant of walking/working surfaces.
		Falling on slippery or rugged terrain	Wear proper field boots and be observant of terrain. Use safety lines when necessary.
		Snake bites	Wear proper field boots or snake chaps. Do not harass/kill snakes.
		Animal bites	Wear proper clothing. Do not approach animals. Use caution and composure when encountering animals.

**Proposal NY17-G
PROVISIONAL SUBJECT TO REVIEW**

Recommended Protective Clothing and Equipment:	
All: Sturdy close-toed shoes or boots, hat, gloves, water or electrolyte drink, sunblock, sunglasses, protective clothing, foul weather gear, insect repellent, <u>cell phone</u> , first aid kit. Automated electric defibrillator (AED). Bullhorn optional.	
Personnel working near or in water (authorized): Personal flotation device (PFD), proper foot wear, waders or hip boots.	
In Emergency: Call 911.	
Nearest Clinic and Hospital: Peconic Bay Medical Center, 85 Old Country Road, Riverhead, NY 11901 (631) 298-4479	

Well logging			See "Field work" above.
		Electrical hazards	Be aware of any electrical hazards from generators, logging equipment, cables, and winches. Use quality surge protectors when using borehole logging equipment and/or any computer. Ground generator. Use ground-fault interrupter. Some equipment use high amperage currents and high voltages. Know each equipment type and do not adjust plugs randomly while running. For some equipment disconnecting the tool cable or tool at the wrong time can lead to electrocution or to tool damage.
		Tanglement/Tripping hazards	Be aware of any cables, wiring, or extension cords present in the borehole and general working area. Keep work area as orderly as possible to avoid trip hazards.

Proposal NY17-G
PROVISIONAL SUBJECT TO REVIEW

		Pinching fingers, mashing toes, or back strain	<ul style="list-style-type: none"> • Wear gloves and steel-toed boots. Stay alert, especially when placing the borehole tools on the tripod wheel. • Be aware of hand placement when lowering the tools down the hole to avoid getting fingers caught. • Keep fingers clear of moving parts on the winch. If winch does not have a guided level winder, use caution when winding the cable onto the winch. • Use proper lifting techniques (lift with legs) when bringing the equipment out of the hole. Get help, if needed.

We want a safe working environment. If you see something that you do not think is safe, please share your concerns immediately.

SAFETY FIRST!

FISCAL IMPACT STATEMENT OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION

A. Type of Legislation Resolution <u> X </u> Local Law <u> </u> Ordinance <u> </u>		
B. Title of Proposed Legislation Authorizes Amendment of Agreement with U.S. Department Of The Interior-U.S. Geological Survey		
C. Purpose of Proposed Legislation: Amends 2017 Joint Funding Agreement to extend term from May 1, 2018 to September 30, 2019.		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes <u> </u> No <u> X </u>		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact 		
F. Total Financial Cost of Funding over 5 Years 		
G. Proposed Source of Funding: Encumbered in 2017 as a capital project old project #: 412-083200-543501-60301 Edmunds # EW3-8-8320-435-000-60301		
H. Timing of Impact 		
I. Typed Name & Title of Preparer Robin Halpin	J. Signature of Preparer 	K. Date 4/12/2018
L. Accounting Staff Name & Title 	M. Signature of Accounting Staff 	N. Date

TOWN OF RIVERHEAD

Resolution # 307

AUTHORIZES THE SUPERVISOR TO EXECUTE AN AGREEMENT WITH G & G TECHNOLOGIES, INC., REGARDING CABLECAST SERVICES

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, the Town of Riverhead is desirous of continuing to provide town oriented cablecast live-streaming services, video-on-demand services and news-sports and weather-oriented services via its public access cable channel and its Leightronix video server system; and

WHEREAS, the Town of Riverhead was afforded the aforementioned cablecast services at no charge for one-year pursuant to the terms and conditions of its cable franchise renewal agreement with CSC Acquisition-NY, Inc. (commonly then known as Cablevision) and subsequently with Altice USA, the successor-in-interest; and

WHEREAS, G & G Technologies, Inc., is an authorized Leightronix cablecast equipment and service dealer, ready, willing and able to provide such afore-mentioned services for a one-year subscription service rate of \$5,170.00, regarding all three afore-mentioned service components.

RESOLVED, that the Supervisor is authorized to execute the attached agreement subject to review and approval of the town attorney's office.

BE IT FURTHER RESOLVED, that Accounting department is authorized to pay the one-year subscription service rate of \$5,170.00, subject to receipt, review and approval of a completed vendor packet and payment claim voucher.

RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Kent Yes No Hubbard Yes No
Giglio Yes No Wooten Yes No
Jens-Smith Yes No

The Resolution Was Thereupon Duly Declared Adopted

CONSULTANT/PROFESSIONAL SERVICES AGREEMENT

This Agreement made the _____ of _____, 2018, between the TOWN OF RIVERHEAD, a municipal corporation organized and existing under the laws of New York, with its office located at 200 Howell Avenue, Riverhead, New York 11901 (hereinafter referred to as the "Town") and G & G Technologies, Inc., a corporation with a principal place of business at 280 N. Midland Avenue, Building F, Suite 202, Saddle Brook, NJ, 07663 (hereinafter referred to as "Consultant").

In consideration of the mutual promises herein contained, Town of Riverhead and Consultant agree as follows:

1. SCOPE OF SERVICES

During the term of this Agreement, Consultant shall furnish the services set forth in the schedule attached hereto and made a part hereof and identified as Schedule "A". In the event of a conflict between the terms of this Agreement and Schedule "A", the terms of this Agreement shall control. These services are to be rendered by Consultant as an independent contractor and not as an employee of Town. All parties acknowledge and agree that such delineated scope of services shall be provided via electronic means to equipment, devices and/or components owned, maintained and controlled by the Town of Riverhead.

2. TERM OF AGREEMENT

The Agreement shall commence on April 18, 2018, and terminate on April 18, 2019.

3. PAYMENT

For these services, Town will pay Consultant at the rates set forth in Schedule "A"; **namely, an annual fee of \$5,170.00**. Such annual fee shall be due and owing within 30 days of receipt of a fully executed Agreement and submission/approval of a completed vendor packet and claim voucher. The Town shall not have any liability for any other expenses or costs incurred by Consultant. Invoices for services and reimbursable expenses shall contain the following statement signed by Consultant, or if this Agreement is with a firm, an officer or authorized representative of the firm: "I hereby certify, to the best of my knowledge and belief, that this invoice is correct, and that all items invoiced are based upon actual costs incurred or services rendered consistent with the terms of the professional services agreement." Each invoice for reimbursable expenses shall be supported by: (a) an itemized description of expenses claimed; (b) pertinent information relative to the expenses; and (c) attached receipts. Invoices shall reference this Agreement or otherwise be identified in such a manner as Town may reasonably require.

4. RIGHTS TO DOCUMENTS OR DATA

All information and data, regardless of form, generated in the performance of, or delivered under this Agreement, as well as any information provided to Consultant by Town, shall be and remain the sole property of Town. Consultant shall keep all such information and data in confidence and not disclose or use it for any purpose other than in performing this Agreement, except with Town's prior written approval. In the event that the legal right in any data and information generated in the performance of this Agreement does not vest in Town by law, Consultant hereby agrees and assigns to Town such legal rights in all such data and information. Final payment shall not be due hereunder until after receipt by Town of such complete document and data file, or a certification that there is no such information created by the services performed under this Agreement, and receipt of all information and data which is the property of Town. These obligations shall survive the termination of this Agreement.

5. PUBLICITY

Consultant shall not, without the prior written consent of Town, in any manner advertise or publish the fact that Town has entered into this Agreement with Consultant. Consultant shall not, without the prior written consent of the Town, provide, release or make available for inspection any documents, data, written material of any kind without the prior written consent of at least three members of the Town board or by resolution of the Town Board.

6. ASSIGNMENT AND SUBCONTRACTING

Performance of any part of this Agreement may not be subcontracted nor assigned without, in each case, the prior written consent of at least three members of the Town Board or by resolution of the Town Board.

7. TERMINATION

This Agreement may be terminated at any time by either party upon 30 days written notice to the other party. In the event of such termination, Town shall have no further obligation to Consultant except to make any payments which may have become due under this Agreement on a pro rata basis. Likewise, Town shall be entitled to a pro rata refund regarding payment in relation to such termination by either party.

8. RECORDS

Consultant shall keep accurate records of the time spent in the performance of services hereunder. The Town shall, until the expiration of seven years after final payment under this Agreement, have access to and the right to examine any directly pertinent books, documents, papers and records of Consultant involving transactions related to this Agreement.

9. CHANGES

The Town, by resolution of the Town Board or written request by at least three members of the Town Board, within the general scope of this Agreement, may, at any time by written notice to Consultant, issue additional instructions, require additional services or direct the omission of services covered by this Agreement. In such event, there will be made an equitable adjustment in price and time of performance, but any claim for such an adjustment must be made within 15 days of the receipt of such written notice. In the event that the Consultant determines that a

change order is required, Consultant shall obtain written approval of the Town, by resolution or written consent of at least three members of the Town Board, and if the change shall require the payment of additional compensation, Consultant must obtain the written approval of three members of the Town Board or resolution of the Town Board for the additional compensation prior to commencement of work regarding the change order. It is agreed and understood that no oral agreement, conversation, or understanding between the Consultant and the Town, its departments, officers, agents and employees shall effect or modify any of the terms or obligations of this Agreement or schedules annexed hereto and made a part hereof.

10. NOTICES

Any notice shall be considered as having been given: (i) to Town of Riverhead if mailed by certified mail, postage prepaid to Town of Riverhead, Attention: Town Attorney, 200 Howell Avenue, Riverhead, New York 11901; or (ii) to Consultant if mailed by certified mail, postage prepaid to Robert Greenberg, President, G & G Technologies, Inc., 280 N. Midland Avenue, Bldg. F, Suite 202, Saddle Brook, New Jersey, 07663.

11. COMPLIANCE WITH LAWS

Consultant shall comply with all applicable federal, state and local laws and ordinances and regulations in the performance of its services under this Agreement. Consultant will notify Town immediately if Consultant's work for Town becomes the subject of a government audit or investigation. Consultant will promptly notify Town if Consultant is indicted, suspended or debarred. Consultant represents that Consultant has not been convicted of fraud or any other felony arising out of a contract with any local, state or federal agency. In carrying out the work required hereunder, Consultant agrees not to make any communication to or appearance before any person in the executive or legislative branches of the local, state or federal government for the purpose of influencing or attempting to influence any such persons in connection with the award, extension, continuation, renewal, amendment or modification of any contract or agreement. Consultant may perform professional or technical services that are rendered directly in the preparation, submission or negotiation activities preceding award of a Town agreement/contract or to meet requirements imposed by law as a condition for receiving the award but only to the extent specifically detailed in the statement of work. Professional and technical services are limited to advice and analysis directly applying Consultant's professional and technical discipline.

12. INSURANCE, INDEMNITY AND LIABILITY

Consultant shall carry Comprehensive General Liability Insurance with policy limits of at least \$1,000,000.00 per occurrence/\$2,000,000.00 in the aggregate, on a primary and non-contributory basis, by separate endorsement. Such certificate of insurance, including proper endorsement, shall name the "Town of Riverhead" as additional insured and, if applicable, worker's compensation insurance. Consultant hereby indemnifies and holds the Town, its departments, officers, agents and employees, harmless against any and all claims, actions or demands against Town, its departments, officers, agents and employees and against any and all damages, liabilities or expenses, including counsel fees, arising out of the acts or omissions of Consultant under this Agreement.

13. CONFLICT OF INTEREST

Consultant hereby represents and covenants that neither it nor any of its employees or representatives has or shall have, directly or indirectly, any agreement or arrangement with any official, employee or representative of the Town of Riverhead which any such official, employee, representative shall receive either directly or indirectly anything of value whether monetary or otherwise as the result of or in connection with any actual or contemplated application before any department of the Town, contract with the Town for sale of any product or service. Consultant further represents and covenants that neither it nor any of its employees or representatives has offered or shall offer any gratuity to the Town, its officers, employees, agents or representatives with a view toward obtaining this Agreement or securing favorable treatment with respect thereto. Consultant further represents that it will not engage in any activity which presents a conflict of interest in light of its relationship with Town.

14. DISCLOSURE

The Town shall have the right, in its discretion, to disclose the terms and conditions of this Agreement (as it may be amended from time to time), including but not limited to amounts paid pursuant hereto, to agencies of the local, state and federal government.

15. DISPUTES

If Consultant fails to perform any of its obligations hereunder in accordance with the terms hereof, then after reasonable notice to Consultant not to exceed thirty (30) days, and an opportunity for Consultant to cure such failure (except in case of emergency), the Town may (but shall not be obligated to) cure such failure at the expense of the Consultant, and the amount incurred by the Town on demand. Notwithstanding the above, any dispute arising under this Agreement which is not settled by Agreement of the parties may be settled by appropriate legal proceedings. Town and Consultant agree that this Agreement and any attached schedules or exhibits shall be governed by, and construed in accordance with, the laws of the State of New York, without regard to conflict of laws principles. Town and Consultant further agree that Suffolk County, New York, is the proper location for venue and all jurisdictional purposes, including but not limited to personal and in rem jurisdiction. Pending any decision, appeal or judgment in such proceedings or the settlement of any dispute arising under this Agreement, Consultant shall proceed diligently with the performance of this Agreement in accordance with its terms.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the date last written below.

By: Laura Jens-Smith, Town Supervisor
TOWN OF RIVERHEAD

By: Robert Greenberg, President
G & G TECHNOLOGIES, INC.

DATE: _____

DATE: _____

SCHEDULE "A"

G & G TECHNOLOGIES, INC.
 280 N. MIDLAND AVENUE
 BUILDING F, SUITE 202
 SADDLE BROOK, NJ 07663
 (201) 791-1400 FAX (201) 791-1401
 www.ggvideo.com email: staff@ggvideo.com

Quote

Date: 4/10/2018
 Quote #: 4886

Bill To

Town of Riverhead
 200 Howell Ave
 Attn: Dan McCormick
 Riverhead, NY 11901

Ship To

Town of Riverhead
 200 Howell Ave
 Attn: Dan McCormick
 Riverhead, NY 11901

P.O. No. Terms Salesperson F.O.B.
 Net 30 MC Internet

Item	Description	Ordered	Shipped	Price	Total
Total Info HD	Leightronix Total Info HD Annual (One Year) Subscription for HD Dynamic Video Content with Category Themed Graphics (One Year Included with UltraNEXUS-HD and UltraNEXUS-HD Blade)	1		1,225.00	1,225.00
VieBit V-500	Leightronix VieBit V-500 BASIC - One Year Authenticated Web Media Hosting and Streaming Video-on-Demand Service with 500GB Monthly Download Bandwidth (Over 1,000 HD Monthly Viewing Hours or Over 2,000 SD Monthly Viewing Hours) and Over 600 Hours of HD Video Storage (or Over 1,200 Hours of SD Video Storage)	1		2,250.00	2,250.00
VieBit L-500	Leightronix VieBit L-500 ECONOMY - One Year Live Web Streaming Service With Over 1,040 HD Monthly Viewing Hours - or Over 1,400 SD Monthly Viewing Hours	1		1,695.00	1,695.00
Notes: There is no freight charge as these items are delivered electronically					

It's been a pleasure working with you!

Subtotal \$5,170.00

Total \$5,170.00

No refunds or exchanges. Manufacturer's warranty applies to all sales. Please keep all boxes and packing materials for 2 weeks after receipt of your order. If you should receive a defective or damaged item, please contact us immediately.

Sales Tax (0.0%) \$0.00

TOWN OF RIVERHEAD

Resolution # 308

PAYS BILLS

Councilman Hubbard offered the following resolution,

which was seconded by Councilwoman Kent

April 16, 2018
02:46 PM

Town of Riverhead
Check Register By Check Date

Page No: #

Totals by Fund Fund Description	Fund	Expend Total	Revenue Total	G/L Total	Total
General Fund	A01	634,233.24	0.00	27,050.75	661,283.99
Police Athletic League	A04	1,164.32	80.00	0.00	1,244.32
Recreation Program Fund	A06	1,763.60	274.00	0.00	2,037.60
East Creek Docking Facility Fund	CM2	2,380.40	0.00	0.00	2,380.40
Highway Fund	DA1	107,223.85	0.00	0.00	107,223.85
Riverhead Sewer District	ES1	86,665.73	0.00	0.00	86,665.73
Calverton Sewer District	ES3	9,183.55	0.00	0.00	9,183.55
Riverhead Scavenger Waste District	ES5	28,922.04	0.00	0.00	28,922.04
Water District	EW1	88,532.04	0.00	0.00	88,532.04
Workers' Compensation Fund	MS1	22,177.78	0.00	0.00	22,177.78
Street Lighting District	SL1	53,222.97	0.00	0.00	53,222.97
Ambulance District	SM1	1,685.51	0.00	0.00	1,685.51
Refuse & Garbage Collection District	SR1	437,930.79	0.00	0.00	437,930.79
Public Parking District	ST1	3,653.88	0.00	0.00	3,653.88
Trust & Agency	TA1	0.00	0.00	556,419.65	556,419.65
	Z14	10,664.32	0.00	0.00	10,664.32
Total Of All Funds:		1,489,404.02	354.00	583,470.40	2,073,228.42

THE VOTE

Kent Yes No Hubbard Yes No
 Giglio Yes No Wooten Yes No
 Jens-Smith Yes No
 The Resolution Was Thereupon Duly Declared Adopted

**FISCAL IMPACT STATEMENT
OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION**

A. Type of Legislation Resolution <input checked="" type="checkbox"/> Local Law _____ Ordinance _____		
B. Title of Proposed Legislation Pay Bills		
C. Purpose of Proposed Legislation Authorize Accounting to pay bills.		
D. Will the Proposed Legislation Have a Fiscal Impact? Yes _____ No <input checked="" type="checkbox"/>		
E. If the answer to section D is "yes", Provide Detailed Explanation of Impact 		
F. Total Financial Cost of Funding over 5 Years 		
G. Proposed Source of Funding Appropriation Account to be Charged: Grant or other Revenue Source: Appropriation Transfer (list account(s) and amount): 		
H. Timing of Impact 		
I. Typed Name & Title of Preparer WILLIAM ROTHAR	J. Signature of Preparer William Rothaar	K. Date
L. Accounting Staff Name & Title WILLIAM ROTHAR	M. Signature of Accounting Staff William Rothaar	N. Date