

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

May 2nd, 2006

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

**Barbara Blass, Councilwoman
John Dunleavy, Councilman**

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

ELECTED OFFICIALS

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

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

DEPARTMENT HEADS

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

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

PUBLIC COMMENT ON ANY RESOLUTIONS LISTED BELOW:

COMMUNITY DEVELOPMENT AGENCY MEETING:

#3 Authorizes Chairman to Execute License Agreement

REGULAR TOWN BOARD MEETING:

#383 Cedar Cove Water Ext Capital Project Budget Adoption

#384 Demchuk Estates Water Ext 87 Capital Project Budget Adoption

#385 Fedun Estates Water Ext Capital Project Budget Adoption

#386 General Fund Budget Adjustment

#387 Highway Fund Budget Adjustment

#388 Osborne Acres Water Ext #88 Capital Project Budget Adoption

#389 Harbes Farm Riverhead East, LLC Capital Project Budget Adoption

#390 Approves Site Plan of Stoneleigh Woods at Riverhead

#391 Approves Site Plan of Jamesport Realty (Captains Hawkins House)- Country Inn

#392 Classifies Action and Declares Lead Agency on Special Permit of New Cingular Wireless, and Refers Petition to the Planning Board

#393 Classifies Action on Special Permit of Pamela Hogrefe, Directs Applicant to Zoning Board of Appeals and Refers Petition to the Planning Board

#394 Accepts Irrevocable Letter of Credit of Riverwalk RHC, LLC

#395 Accepts Cash Security of Riverhead Building Supply Corp.

#396 Approves the Chapter 90 Application of the Riverhead Elks Lodge, #2044

#397 Order Establishing Extension No. 84-RWD-Splish Splash Water Park

#398 Order Establishing Extension No. 83, RWD-Stoneleigh Woods

#399 Authorizes the Supervisor to Execute an Agreement between the Town of Riverhead and Newmark Knight Frank

#400 Authorizes Execution of Contract with Seed Clam Administrator

- #401 Authorizes the Supervisor to Execute Agreements in Connection with the Recreation Department
- #402 Authorizing the Settlement of the Claims of the Clubhouse of Suffolk, Inc. with Respect to the Condemnation of its Fee Interest in 210 Court Street, SCTM 0600-128-03-010
- #403 Appoints Temporary Clerks to the Tax Receiver's Office (C. Koroleski, N. Gablenz)
- #404 Appointment of Temporary Student Intern in the Department of Code Enforcement (C. Wilhelm)
- #405 Appoints a P/T Recreation Aide/Youth Sports to the Riverhead Recreation Department (E. Commins)
- #406 Appoints a P/T Recreation Aide/Youth Sports to the Riverhead Recreation Department (S. Wallman)
- #407 Appoints a P/T Recreation Aide/Youth Sports to the Riverhead Recreation Department (K. Hartill)
- #408 Appoints Lifeguards to the Recreation Department
- #409 Appoints Beach Attendants to the Recreation Department
- #410 Appoints a Waterfront Coordinator Level IX to the Recreation Department (M. Sanders)
- #411 Appoints Water Safety Instructor to the Recreation Department
- #412 Accepts the Retirement of a Police Officer (R. Zak)
- #413 Accepts the Retirement of a Police Sergeant (G. Fredericks)
- #414 Accepts the Retirement of a Police Detective (M. Reed)
- #415 Promotes Police Officer Harry Hill to the Rank of Sergeant (Harry Hill)
- #416 Accepts the Retirement of Carolyn Hogan in the Sanitation Department
- #417 Accepts Resignation of Automotive Equipment Operator (J. Slavonik)
- #418 Authorizes Attendance of Two Police Officers to the "New York Statewide Tracs" Steering Committee
- #419 Authorization to Publish and Post a Help Wanted Advertisement for the Position of Traffic Signal Maintenance Supervisor

- #420 Authorization to Publish and Post a Help Wanted Ad for the Position of Maintenance Mechanic II
- #421 Authorizes Town Clerk to Publish and Post Public Notice to Consider the Purchase of Development Rights of a Parcel Located in the Town of Riverhead (purported owner: Richard and Eileen Jarzombek)
- #422 Sets a Public Hearing Pursuant to Article 12 of the New York State Town Law to Declare Certain Premises as Not Required for the Purposes of the Riverhead Water District and Authorizing the Sale of Transfer Thereof
- #423 Authorizes Town Clerk to Post and Publish Public Notice for Public Hearing Regarding a Local Law to Amend Chapter 108-3 (Definitions; Word Usage) of the Riverhead Town Code
- #424 Authorizes Town Clerk to Publish and Post Public Notice for Public hearing Regarding a Local Law to Amend Chapter 108, Article XIII, Supplementary use Regulations, to Add 108-64.6 "Prohibited Uses" of the Riverhead Town Code
- #425 Authorizes Publication of Notice
- #426 Authorization to Publish Advertisement for Disposal of Town of Riverhead Municipal Solid Waste
- #427 Authorizes Town Clerk to Advertise for Bids on Stainless Steel Material Spreaders with Liquid Calcium Chloride Dispensing Systems
- #428 Awards Bid for Dry Hydrated Lime (Calcium Hydroxide)
- #429 Awards Bid on Traffic Paint
- #430 Awards Bid on Traffic Signs & Related Items
- #431 Awards Bid on Traffic Line Striping
- #432 Awards Bid on Precast Concrete Drainage Rings & Associated Items
- #433 Awards Bid for Boat Engines
- #434 Establishes Location for Farmer's Market for 2006 Season
- #435 Supports the Submission of Regional Fire Act Grant by the Wading River Fire District, EMW-2006-FG-07548
- #436 Ratifies the Submission of a Grant Application to the State of New York Unified Court System
- #437 Pays Bills

5/2/06

Adopted

Town of Riverhead Community Development Agency

Resolution #3

Authorizes Chairman to Execute License Agreement

COUNCILMAN BARTUNEK

Member _____ offered the following resolution,

which was seconded by Member **COUNCILWOMAN BLASS** .

WHEREAS, Strong Island Street Wheels has requested use of the Calverton site to host a static car show on Sunday, August 6, 2006 (rain date: August 13, 2006) for a fee of \$6,000 for one day's use of the facility; and

WHEREAS, the Town Attorney's Office is preparing a license agreement between the Town of Riverhead and Strong Island Street Wheels; and

WHEREAS, the Town of Riverhead is supportive of such community-oriented events; and

WHEREAS, Strong Island Street Wheels have been notified that they must meet the insurance requirements indicated in the license agreement; and

WHEREAS, projected attendance is no more than 2,000 persons.

THEREFORE, BE IT RESOLVED, that the CDA hereby authorizes the Chairman to execute the CDA's standard license agreement with Strong Island Street Wheels to hold the Long Island Car Audio show.

AND BE IT FURTHER RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to Community Development Agency Director Andrea Lohneiss.

The Vote:

DUNLEAVY	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO	BARTUNEK	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO
BLASS	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO	DENSIESKI	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO
CARDINALE	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO					

THIS RESOLUTION IS IS NOT
DECLARED DULY ADOPTED

MAY 2, 2006

Adopted

TOWN OF RIVERHEAD

CEDAR COVE WATER EXT CAPITAL PROJECT

BUDGET ADOPTION

RESOLUTION # 383

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

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

		<u>FROM</u>	<u>TO</u>
406.092705.421050.30091	Developer Fees	3,000	
406.083200.543501.30091	Engineering Expense		3,000

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

MAY 2, 2006

Adopted

TOWN OF RIVERHEAD

DEMCHUK ESTATES WATER EXT #87 CAPITAL PROJECT

BUDGET ADOPTION

RESOLUTION # 384

COUNCILMAN DENSIESKI

offered the following resolution,

which was seconded by COUNCILMAN DUNLEAVY

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

		<u>FROM</u>	<u>TO</u>
406.092705.421050.30088	Developer Fees	3,000	
406.083200.543501.30088	Engineering Expense		3,000

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

MAY 2, 2006

Adopted

TOWN OF RIVERHEAD

FEDUN ESTATES WATER EXT CAPITAL PROJECT

BUDGET ADOPTION

RESOLUTION # 385

COUNCILMAN DUNLEAVY

offered the following resolution,

which was seconded by COUNCILMAN BARTUNEK

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

		<u>FROM</u>	<u>TO</u>
406.092705.421050.30089	Developer Fees	3,000	
406.083200.543501.30089	Engineering Expense		3,000

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No *abstain*

Cardinale Yes No

MAY 2, 2006

Adopted

TOWN OF RIVERHEAD

GENERAL FUND

BUDGET ADJUSTMENT

RESOLUTION # 386

COUNCILMAN BARTUNEK

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

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

		<u>FROM</u>	<u>TO</u>
001.071800.518607	Beach Attendants	2,000	
001.071800.543405	Beach Travel		2,000

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

MAY 2, 2006

Adopted

TOWN OF RIVERHEAD

HIGHWAY FUND

BUDGET ADJUSTMENT

RESOLUTION # 387

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

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

		<u>FROM</u>	<u>TO</u>
111.052300.432000	Service Other Departments	15,000	
111.051400.547504	Refuse & Garbage Exp		15,000

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

MAY 2, 2006

Adopted

TOWN OF RIVERHEAD

OSBORN ACRES WATER EXT #88 CAPITAL PROJECT

BUDGET ADOPTION

RESOLUTION # 388

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

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

		<u>FROM</u>	<u>TO</u>
406.092705.421050.30090	Developer Fees	4,000	
406.083200.543501.30090	Engineering Expense		4,000

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

MAY 2, 2006

Adopted

TOWN OF RIVERHEAD

HARBES FARM RIVERHEAD EAST, LLC CAPITAL PROJECT

BUDGET ADOPTION

RESOLUTION # 389

COUNCILMAN DUNLEAVY offered the following resolution,
which was seconded by COUNCILMAN BARTUNEK

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

		<u>FROM</u>	<u>TO</u>
406.019400.494200.42048	Serial Bond Proceeds	2,195,270	
406.019400.521000.42048	Development Right Acquisition		2,175,000
406.019400.543000.42048	Professional Services		20,270

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

May 2, 2006

Adopted

TOWN OF RIVERHEAD

Resolution # 390

**APPROVES SITE PLAN OF STONELEIGH WOODS AT RIVERHEAD
COUNCILWOMAN BLASS**

_____ offered the following resolution, which was seconded by
~~COUNCILMAN BARTUNEK~~ _____ :

WHEREAS, a site plan and elevations were submitted by Blue and Gold Development Group, Inc. for construction of 176 senior citizen condominium units upon 40.5 acres at premises, located at Middle Road, Riverhead, New York, to be known as Stoneleigh Woods at Riverhead and which premises is known and designated as Suffolk County Tax Map Number 600-82-4-221.5 and 221; and

WHEREAS, the site plan and elevations were referred to the Architectural Review Board which recommended the approval of building elevations by Resolution dated November 10, 2005.

WHEREAS, the Planning Department has reviewed the site plan last dated February 17, 2006, as prepared by Young & Young, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

WHEREAS, the Town Board has carefully considered the merits of the site plan application, the SEQRA record to date including the applicant's Long Environmental Assessment Form (LEAF) pursuant to 6NYCRR Part 617 et. seq., the report of the Planning Department, as well as all other relevant Planning, Zoning and Environmental information; and

WHEREAS, the Town Board pursuant to Section 108-330D of the Code of the Town of Riverhead may increase the allowable development yield at a rate of one dwelling unit per preservation credit redeemed not to exceed four dwelling units per 40,000 square feet; and

WHEREAS, a copy of the site plan has been marked and initialed by the Town Board to show changes that are further set forth in this resolution, which site plan shall be on record with the Town Clerk; and

WHEREAS, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 2004-1026, 2006-0323 of the Office of the Supervisor of the Town of Riverhead; and

WHEREAS, this Town Board has reviewed the site plan aforementioned.

NOW, THEREFORE, BE IT

RESOLVED, that in the matter of the site plan application of Blue & Gold Development Group, Inc. for approval of a condominium complex to be known as Stoneleigh Woods at Riverhead, the Riverhead Town Board hereby declares itself to be the Lead Agency and further determines the Action to be Type I pursuant to 6NYCRR Part 617 and that based upon the date provided in the LEAF together with the review of the Town of Riverhead Planning Department further determines the action will not have significant adverse impacts upon the environment and that a Draft of Environmental Impact Statement need not be prepared;

BE IT FURTHER

RESOLVED, that the site plan and elevations submitted for Stoneleigh Woods at Riverhead for construction of 60 senior citizen condominium unit upon 40.5 acres as set forth herein at premises located at Middle Road, Riverhead, New York, last dated April 20, 2006, as prepared by Young & Young be and are hereby approved by the Town Board of the Town of Riverhead with the following conditions:

BE IT FURTHER

RESOLVED, that the application is approved subject to the following conditions:

1. The approval is limited to the construction of buildings 1-14 (56 units), clubhouse, pool and associated improvements and that no building permits shall issue for buildings 15-44 (120 units) and associated improvements prior to an additional site plan approval and redemption of 117 development rights.
2. That this approval is predicated upon this redemption of a total of fifteen (15) development rights. The fifteen (15) development rights applied shall be transferred from Suffolk County Tax Map Number 0600-65-6-3.1 pursuant to Section 108-330 D of the Riverhead Zoning Ordinance and Resolution of the Planning Board entitled "Malibu East Associates-Development Rights" and dated September 6, 2005.
3. The acceptance and application of development rights as set forth in herein shall reduce the total number of development rights available to date by 15 pursuant to section 108-331D of the Town Code of the Town of Riverhead.
4. That the provisions of the Riverhead Town Code, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
5. That a covenant containing all the limitations and provisions of these approvals in a form to be approved by the Town Attorney contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk.

6. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan review and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the Riverhead Town Code shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
7. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
8. That the applicant is familiar with the Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
9. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
10. That parking, paving and drainage shall be provided pursuant to specifications outlined in the Riverhead Town Code;
12. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code;
13. That adequate parking for the handicapped, pursuant to State and Federal law and the Code of the Town of Riverhead, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, Blue and Gold Development Group, Inc., Attn: Robert Havasy hereby authorizes and consents to the Town of Riverhead to enter premises at Middle Road, Riverhead, New York, to enforce said handicapped parking regulations;
14. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;
15. That all utilities shall be constructed underground;
16. That pursuant to Section 108-1331 of the Code of the Town of Riverhead, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall post a performance bond or other equivalent security. The performance bond or other equivalent security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit

shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof.

17. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;

18. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;

19. That no Certificates of Occupancy shall be issued prior to the approval of a condominium map pursuant to the New York State General Municipal Law and Section 108-146 of the Riverhead Zoning Ordinance; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Blue and Gold Development Group, Inc. Attn: Robert Havasy and Charles R. Cuddy, Attorney, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

THE VOTE

Dunleavy	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Bartunek	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Blass	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
			Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no

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

May 2nd, 2006

TOWN OF RIVERHEAD

Adopted

Resolution # 391

**APPROVES SITE PLAN OF JAMESPORT REALTY
(CAPTAIN HAWKINS HOUSE) – COUNTRY INN**

COUNCILMAN DUNLEAVY

_____ offered the following resolution,

which was seconded by **COUNCILMAN DENSIESKI** _____:

WHEREAS, a site plan and elevations were submitted by Jeffrey Hallock of Jamesport Realty LLC, to convert an existing residence into a five room country inn and 30 seat restaurant along with an single family dwelling located at 400 South Jamesport, Avenue, Jamesport New York, known and designated as Suffolk County Tax Map Number 0600-69-2-10; and

WHEREAS, by Resolution No. 108 dated February 7th, 2006, the Town Board of the Town of Riverhead did grant the special use permit petition of Jamesport Realty, LLC to allow the construction of the subject country inn; and

WHEREAS, the application has been referred to the Town of Riverhead Architectural Board and by Resolution No. 12-05 dated December 14th, 2005, did recommend approval of the relevant building elevations; and

WHEREAS, the Planning Department has reviewed the site plan dated April 1st, 2006, prepared by Charles M. Thomas, R.A. and elevations dated May 1st, 2006, as prepared by Charles M. Thomas, R.A. and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

WHEREAS, a copy of the site plan has been marked and initialed by the Town Board, which site plan shall be on record with the Town Clerk; and

WHEREAS, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as Check Number 2216 dated April 29th, 2006 to the Office of the Financial Administrator of the Town of Riverhead; and

WHEREAS, this Town Board has reviewed the site plan and elevations aforementioned.

NOW, THEREFORE, BE IT

RESOLVED, that in the matter of the site plan application of Jamesport Realty LLC; the Riverhead Town Board reaffirms its negative declaration made upon the relevant special permit pursuant to 6NYCRR Part 617.

NOW, THEREFORE, BE IT FURTHER

RESOLVED, that the site plan and elevations submitted by Jeffrey Hallock of Jamesport Realty LLC, to convert an existing residence into a five room country inn and 30 seat restaurant along with an existing single family residence, located at 400 South Jamesport Avenue, Jamesport, New York, site plan dated April 1st, 2006 as prepared by Charles M. Thomas, R.A. and elevations dated May 1st, 2006, as prepared by Charles M. Thomas, R.A., be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;
3. That the form, design, location, and color of all freestanding signage, as depicted upon the aforementioned site plan, has been conceptually approved by the Architectural Review Board, shall be submitted to the Town Board for its review and ministerial approval pursuant to Section 108-56 of the zoning ordinance prior to being installed at the property. All signage so proposed shall be coordinated in appearance and design; and all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;
4. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
5. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
6. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
7. That parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;

8. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
9. That adequate parking for the handicapped, pursuant to State and Federal law, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, Jamesport Realty LLC, hereby authorizes and consents to the Town of Riverhead to enter premises at 400 South Jamesport Avenue, Jamesport, New York, to enforce said handicapped parking regulations;
10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;
11. That all utilities shall be constructed underground and all tanks shall be located underground, if feasible;
12. That pursuant to Section 108-133I of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to any clearing or grading of the subject parcels, shall post a performance bond or other equivalent security. The performance bond or other equivalent security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. No clearing or grading shall commence, nor shall the building permit be issued, until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the town of Riverhead. Said security shall be in full force and effect for the term of the project construction;
13. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
14. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;
15. That the site plan approval is for the Country Inn and associated improvements and excludes those out buildings marked and initialed by the Town Board. The applicant shall seek and obtain relief from the Zoning Board of Appeals for those depicted and marked out buildings immediately and if such relief is not granted shall immediately demolish and remove same; and be if further

16. That no use permit shall issue for the overnight occupancy of the third story prior to the granting of an amended special permit by the Riverhead Town Board; and be if further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Charles Cuddy, Esq., attorney for applicant, the Riverhead Planning Department, Riverhead Building Department, Riverhead Town Attorney and the Town Engineer.

Planning Dept.

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

May 2, 2006

Adopted

TOWN OF RIVERHEAD

Resolution # 392

**Classifies Action and Declares Lead Agency on Special
Permit of New Cingular Wireless,
and Refers Petition to the Planning Board**

COUNCILMAN DENSIESKI

_____ offered the following resolution which
was seconded by **COUNCILMAN DUNLEAVY**

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition from New Cingular Wireless PCS, LLC pursuant to Article XXVIA and Article XLI, Section 108-216A. to attach nine wireless panel antennas and one land line service antenna upon the roof of an existing retail building and to locate associated equipment cabinets in a 238sq.ft. leased compound area at ground level adjacent to the subject building within an existing outlet mall located on a 42.7ac. parcel zoned Business F; such property more particularly described as SCTM 0600-119-1-38.1, and

WHEREAS, an expanded Full Environmental Assessment Form and supporting documentation was submitted as part of the petition, and

WHEREAS, the Riverhead Planning Department has reviewed these materials and has determined the petition to be an Unlisted action pursuant to 6NYCRR Part 617 for which coordinated review is optional and in this case unnecessary, and

WHEREAS, the Riverhead Planning Department has prepared a staff SEQR report outlining the project impacts and recommending that a negative declaration of significance be rendered, and

WHEREAS, the Town Board desires the recommendations of the Riverhead Planning Board respecting planning and zoning issues prior to a determination of significance, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board declares itself to be the lead agency for the special permit application of New Cingular Wireless PSC, LLC (#LI-098, Tanger II Outlet Mall) which it classifies as an Unlisted action, and

BE IT FURTHER

RESOLVED, that this classification be considered effective on any related site plan approval, and

BE IT FURTHER

RESOLVED, that the Town Clerk be directed to refer the petition to the Riverhead Planning Board for their review and recommendation and is hereby authorized to forward a certified copy of this resolution to the Planning Department and to the applicant or his agent.

THE VOTE

Dunleavy yes ___ no ___ Bartunek yes ___ no ___
Blass yes ___ no ___ Densieski yes ___ no ___
Cardinale yes ___ no ___

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

May 2, 2006

Adopted

TOWN OF RIVERHEAD

Resolution # 393

**Classifies Action on Special Permit of Pamela Hogrefe,
Directs Applicant to Zoning Board of Appeals and Refers Petition to
Planning Board**

COUNCILMAN DUNLEAVY offered the following resolution which
was seconded by COUNCILMAN BARTUNEK

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition from Pamela Hogrefe pursuant to Article XII, Section 108-51A. of the Riverhead Town Code for expansion of a pre existing, non conforming use consisting of renovations and additions to each of two existing homes on a 0.24ac. parcel zoned Residence A-40, such property more particularly described as SCTM 0600-126-4-12, and

WHEREAS, a Full Environmental Assessment Form and supporting documentation was submitted as part of the petition, and

WHEREAS, the Riverhead Planning Department has reviewed these materials and has determined the petition to be a Type II action pursuant to 6NYCRR Part 617.5(c)(9) as the expansion of a two family dwelling on an approved lot, and

WHEREAS, pursuant to 617.3(f), 617.5(a) and 617.6(a)(1)(i), agency SEQR responsibilities end with this designation with no significance determination being necessary, and

WHEREAS, section 108-10.2 of the RA-40 district allows for these legally existing improvements to enjoy the setback requirements of the prior Residence C zoning which required 10ft. either side and 25ft. both side yards and the proposed additions each provide a side yard of 4ft., and

WHEREAS, Section 108-133.4 of the zoning ordinance requires all necessary variances be secured from the Zoning Board of Appeals prior to the Town Board acting on the special permit petition, and

WHEREAS, the Town Board desires the recommendations of the Riverhead Planning Board respecting planning and zoning issues, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board declares the special permit application of Pamela Hogrefe to be a Type II action for the purposes of SEQR compliance, and

BE IT FURTHER

RESOLVED, that the applicant be hereby directed to apply for building permit as a mechanism to instigate referral to the Zoning Board of Appeals to obtain the prerequisite yard relief, and

BE IT FURTHER

RESOLVED, that the Town Clerk be directed to refer the petition to the Riverhead Planning Board for their review and recommendation and is hereby authorized to forward a certified copy of this resolution to the Planning Department and to the applicant or his agent.

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

05/02/06

Adopted

TOWN OF RIVERHEAD

Resolution # 394

ACCEPTS IRREVOCABLE LETTER OF CREDIT OF RIVERWALK RHC, LLC

COUNCILMAN BARTUNEK offered the following resolution,

which was seconded by COUNCILWOMAN BLASS

WHEREAS, Riverwalk RHC, LLC posted an Irrevocable Letter of Credit (Bridgehampton National Bank #170000369 dated 4-25-06) in the sum of Eighty-one Thousand Four Hundred Sixty-six Dollars (\$81,466) representing the 5% site plan bond for the work at Harrison Avenue, Riverhead, New York Suffolk County Tax Map # 600-108.-4-4 pursuant to Section 108-133 (I) of the Riverhead Town Code; and

WHEREAS, the Town Attorney has reviewed said letter of credit and deems it to be sufficient in its form.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts the 5% performance bond in the sum of Eighty-one Thousand Four Hundred Sixty-six Dollars (\$81,466) issued to the Town of Riverhead; and,

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to Riverwalk RHD, LLC, Po Box 576, Laurel, New York 11948, the Building Department; the Planning Department and the Town Attorney's Office.

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

The Resolution Is Is Not
Declared Duly Adopted

05/02/06

Adopted

TOWN OF RIVERHEAD

Resolution # 395

ACCEPTS CASH SECURITY OF RIVERHEAD BUILDING SUPPLY CORP.

COUNCILWOMAN BLASS offered the following resolution,

which was seconded by COUNCILMAN BARTUNEK

WHEREAS, Riverhead Building Supply Corp. has posted a security (their check #247955 dated April 11, 2006) in the sum of One Thousand Two Hundred Fifty Dollars (\$1,250) representing the 5% site plan security as noted in the approved site plan dated February 7, 2006 Resolution #105 for renovations to an existing building located at 1093 Pulaski Street, Riverhead, New York 11901, Suffolk County Tax Map # 600-125.-2-3.5, pursuant to Section 108-133 (I) of the Riverhead Town Code;

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts the 5% security in the sum of One Thousand Two Hundred Fifty Dollars (\$1,250); and,

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to Riverhead Building Supply Corp, Attention: Mr. Richard Case, 1093 Pulaski Street, Riverhead, New York, 11901, the Building Department; the Planning Department and the Town Attorney's Office.

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

The Resolution Is Is Not
Declared Duly Adopted

5/2/06

Adopted

TOWN OF RIVERHEAD
Resolution # 396

APPROVES THE CHAPTER 90 APPLICATION OF RIVERHEAD ELKS LODGE #2044

COUNCILMAN BARTUNEK offered the following resolution, was seconded by

COUNCILMAN DENSIESKI :

WHEREAS, on March 10, 2006, the Riverhead Elks Lodge #2044 had submitted a Chapter 90 Application for the purpose of conducting a Car Show to be held at the Riverhead Elks Lodge located at 1239 East Main Street, Riverhead, New York, on May 7, 2006, having a rain date of May 13, 2006, to be held between the hours of 10:00 a.m. and 4:00 p.m.; and

WHEREAS, the Elks have submitted and completed a Short Form Environmental Assessment pursuant to 6 NYCRR Part 617 identifying the potential adverse environmental impacts of the event; and

WHEREAS, the Riverhead Elks Lodge #2044 has requested the Chapter 90 Application fee for this event be waived due to their not-for-profit status; and

WHEREAS, a certificate of insurance 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 Town of Riverhead hereby determines the action to be an "Unlisted" action in accordance with 6 NYCRR 617.7(a) and hereby issues a Negative Declaration pursuant to 6 NYCRR 617.7(a)(2); and be it further

RESOLVED that the Chapter 90 Application of the Riverhead Elks Lodge #2044 for the purpose of conducting a Car Show to be held at the Riverhead Elks Lodge located at 1239 East Main Street, Riverhead, New York, on May 7, 2006, having a rain date of May 13, 2006, to be held between the hours of 10:00 a.m. and 4:00 p.m., is hereby approved subject to the conditions set forth herein; and be it further

RESOLVED, that this approval is subject to an amended certificate of insurance naming the Town of Riverhead as an additional insured to be submitted to the Office of the Town Attorney **no later than the close of business on Thursday, May 4, 2006**; and be it

RESOLVED, that the applicant shall be required to stage the arrival and departure of vehicles in such a way as to minimize to the greatest extent possible the noise impacts to surrounding neighbors; and be it further

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RESOLVED, that the applicant shall advise event participants that vehicle engines shall not be permitted to continue to run upon arrival at the event premises; and be it further

RESOLVED, that there shall be no music played out of doors before 12:30 pm or after 5:30 pm on the day of the event, including music played from vehicles; and be it further

RESOLVED, that the Town Board of the Town of Riverhead hereby waives the Chapter 90 Application fee due to the applicant's not-for-profit status; and be it further

RESOLVED, that this approval is subject to the provisions of Riverhead Town Code Chapter 81 - "Noise Control", Chapter 108-56 - "Signs" and any other section of the Riverhead Town Code that may pertain to this event; and be further

RESOLVED, that any tent installations and any and 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 Agency 102 and the Tents & Membrane Structures; and be it further

RESOLVED, that should the conditions of this approval be violated that the Riverhead Police Department shall have the authority to revoke the permit and require the public to vacate the premises; and be it further

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

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to the Riverhead Elks Lodge #2044, P.O. Box 688, 1239 E. Main Street, Riverhead, New York, 11901; the Riverhead Fire Marshal; Chief David Hegermiller, Riverhead Police Department and the Office of the Town Attorney.

THE VOTE

Dunleavy	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Bartunek	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Blass	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
			Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no

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

5/2/06

ORDER ESTABLISHING
EXTENSION No. 84
RIVERHEAD WATER DISTRICT
SPLISH SPLASH WATER PARK

T
Tabled

Resolution # 397
Adopted _____

Councilperson COUNCILMAN DENSIESKI offered the following resolution which
was seconded by Councilperson COUNCILMAN DUNLEAVY

WHEREAS, a petition has been filed by the owners of Splish Splash Water Park in Calverton for an extension to the Riverhead Water District to allow additional properties owned by them to be served by the Riverhead Water District, which properties are located outside the boundaries of the existing water district, and

WHEREAS, a map and plan detailing the proposed extension has been prepared by H2M, consulting engineers to the Riverhead Water District which report recommends an extension of 1,100 linear feet of 12-inch water main along the north side of Splish Splash Drive, with a separate service line extending across Splish Splash Drive where an 8-inch stub will be left at the property line for connection of the private services, as more particularly set forth in the report prepared by H2M, and

WHEREAS, the maximum amount to be expended for the extension is \$65,500 to be borne by the applicant and no public monies shall be expended for this extension, and

WHEREAS, key money will be based upon the projected water use and the number of days the park operates, with the proposed expansion to be considered equivalent to 11 dwelling units with the total cost of key money being \$27,500, and

WHEREAS, the boundary of the said extension is set forth fully in the attached Exhibit A, and

WHEREAS, the Town Board called a public hearing for April 18, 2006, which hearing was held and all persons wishing to be heard were heard,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board, upon the proceeding and record of the hearing had herein, determines that the extension to the Riverhead Water District to be

known as Extension No. 84 as shown on Exhibit A attached is in the best interest of the District and will benefit the property to be served, and

BE IT FURTHER RESOLVED, that the Town Board determines that the installation of the water mains and appurtenances is a Type II action pursuant to the State Environmental Quality Review Act which will not have a significant impact upon the environment, and

BE IT FURTHER RESOLVED, that this extension is conditioned and shall not become effective until the conditions contained herein are complied with, and

BE IT FURTHER RESOLVED, that the cost of the installation of the extension is \$107,000, all being constructed subject to the following conditions:

1. The owners grant a permanent, unobstructed subsurface easement for the installation and maintenance of sewer mains and appurtenances within the proposed extension;
2. The developer will deposit cash, bank or certified check with the Town of Riverhead prior to the award of the bid covering the cost of construction in the amount of \$65,500, before this resolution shall become a final order. After the deposit of all costs in the aforesaid amount, the Clerk shall certify this resolution as a final order and cause the same to be recorded and filed as set forth below; and
3. Key money will be assessed at the total amount of \$27,500 to be paid to the Town of Riverhead prior to the award of the bid for construction;
4. That the petitioner execute an acknowledgement evidencing their acceptance of the terms and conditions of this resolution and agree to be bound by it before it shall become effective; such acknowledgement to be filed with the Town Clerk and

BE IT FURTHER RESOLVED, that when the conditions call for herein have been completed, the town Clerk shall cause of a copy of this order to be recorded in the Office of the clerk of Suffolk county and filed with the New York State Comptroller, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Gary Pendzick, Frank Isler, Esq., the developer, and H2M.

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

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

Tabled

EXHIBIT "A"

**RIVERHEAD WATER DISTRICT
ENGINEERING REPORT
FOR
PROPOSED EXTENSION NO. 84**

SPLISH SPLASH PARK EXPANSION (2005)

DESCRIPTION OF EXTENSION

MARCH 2006

All these certain lots, parcels of land, said properties, being known as Section 118, Block 1, Lots 1.0, 2.2 & 13.0, situated and lying and being at Calverton, Town of Riverhead, County of Suffolk and State of New York, bounded and described as follows:

BEGINNING at a point formed by the southerly right-of-way of Middle Country Road (NYS Rte. 25) and the westerly property line of the New York State Recharge Basin.

Traveling westerly along the southerly right-of-way of Middle Country Road (NYS Route 25) and having a radius of 4,461.00 feet and a length of 710.65 feet.

THENCE running southerly and westerly along the southerly right-of-way line of Middle Country Road (NYS Route 25), the following five (5) bearings, distances, radii and lengths:

- | | | |
|----|---------------------|-----------------|
| 1. | N 75° - 56' - 39" E | 39.19 feet; |
| 2. | R = 4,388.00 feet | L = 63.88 feet; |
| 3. | R = 100.00 feet | L = 69.98 feet; |
| 4. | R = 50.00 feet | 111.87 feet; |
| 5. | N 27° - 35' - 28" E | 55.48 feet, |

to a point formed by the southerly right-of-way of Middle Country Road (NYS Route 25) and the westerly property line of Section 118, Block 1, Lot 3.1. Said point being the POINT OF BEGINNING.

From said POINT OF BEGINNING, running southerly along the westerly property line of Section 118, Block 1, Lot 3.1 the following bearing and distance:

1. S 14° - 03'-21" E 1,576.24 feet,

to a point formed by the easterly property line of Section 118, Block 1, Lot 2.2 and the northerly property line of Section 117, Block 2, Lot 11.

THENCE running westerly along the southerly property line of Section 118, Block 1, Lot 2.2 the following two (2) bearings and distances:

1. S 74° - 46'-0" W 501.74 feet;
2. S 75° - 03'-20" W 307.34 feet,

to a point formed by the southerly property line of Section 118, Block 1, Lot 2.2 and the easterly property line of Section 118, Block 1, Lot 2.1.

THENCE running northerly and westerly along the westerly property line of Section 118, Block 1, Lot 2.2 the following four (4) bearings and distances:

1. N 00° - 04'-40" W 2,019.49 feet;
2. N 74° - 57'-00" W 50.00 feet;
3. N 15° - 03'-00" E 120.00 feet;
4. N 38° - 17'-20" E 93.52 feet,

to a point formed by the southerly right-of-way line of Middle Country Road (NYS Route 25) and the westerly property line of Section 118, Block 1, Lot 2.2.

THENCE running easterly along the southerly right-of-way of Middle County Road (NYS Route 25) on an arc bearing to the right and having a radius of 4,388.00 feet and a length of 796.15 feet to a point formed by the southerly right-of-way line of Middle County Road (NYS Route 25) and the easterly property line of Section 118, Block 1, Lot 1.

THENCE running southerly along the easterly property line of Section 118, Block 1, Lot 1, the following bearing and distance:

1. S 14° - 03'-21" E 25.94 feet,

to the said POINT OF BEGINNING.

END OF DESCRIPTION

X:\RDWD (Riverhead Water District) - 10810\0553 - Splish Splash 2006 Expansion_Water Mains\Report\MARCH 2006\Exhibit A.doc

EXHIBIT "A" - 3

5/2/06

Tabled

ORDER ESTABLISHING
EXTENSION No. 83
RIVERHEAD WATER DISTRICT
STONELEIGH WOODS

Resolution # 398

Adopted _____

COUNCILMAN DENSIESKI

Councilperson _____ offered the following resolution which was seconded by Councilperson **COUNCILMAN DUNLEAVY**.

WHEREAS, a petition has been filed by the developers of Stoneleigh Woods for an extension to the Riverhead Water District to serve their realty subdivision in which is located along the north side of Middle Road just east of its intersection with Ostrander Avenue and which is located outside the boundaries of the existing water district, and

WHEREAS, a map and plan detailing the proposed extension has been prepared by H2M, consulting engineers to the Riverhead Water District which report recommends the installation of 6,000 linear feet of six and eight inch water main to be constructed within the development. The proposed main will connect to an existing 12-inch water main located on Middle Road with a secondary connection to an existing 8-inch water main located on Pebble Beach Path in Sunken Pond Estates development, and

WHEREAS, the maximum amount to be expended for the extension is \$645,000 to be borne by the applicant and no public monies shall be expended for this extension, and

WHEREAS, key money will be assessed at the rate of \$2,500 per single family dwelling unit to cover the cost of constructing capital improvement facilities, for a total amount of \$442,500, and

WHEREAS, the boundary of the said extension is set forth fully in the attached Exhibit A, and

WHEREAS, the Town Board called a public hearing for March 7, 2006, which hearing was held and all persons wishing to be heard were heard,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board, upon the proceeding and record of the hearing had herein, determines that the extension to the Riverhead Water District to be known as Extension No. 83 as shown on Exhibit A attached is in the best interest of the District and will benefit the property to be served, and

BE IT FURTHER RESOLVED, that the Town Board determines that the installation of the water mains and appurtenances is a Type II action pursuant to the State Environmental Quality Review Act which will not have a significant impact upon the environment, and

BE IT FURTHER RESOLVED, that this extension is conditioned and shall not become effective until the conditions contained herein are complied with, and

BE IT FURTHER RESOLVED, that the cost of the installation of the extension is \$107,000, all being constructed subject to the following conditions:

1. The owners grant a permanent, unobstructed subsurface easement for the installation and maintenance of sewer mains and appurtenances within the proposed extension;

2. The developer will deposit cash, bank or certified check with the Town of Riverhead prior to the award of the bid covering the cost of construction in the amount of \$645,000, before this resolution shall become a final order. After the deposit of all costs in the aforesaid amount, the Clerk shall certify this resolution as a final order and cause the same to be recorded and filed as set forth below; and

3. Key money will be assessed by new connections, which will be owed at Certificate of Occupancy for any new construction within the District as extended;

4. That the petitioner execute an acknowledgement evidencing their acceptance of the terms and conditions of this resolution and agree to be bound by it before it shall become effective; such acknowledgement to be filed with the Town Clerk and

BE IT FURTHER RESOLVED, that when the conditions call for herein have been completed, the town Clerk shall cause of a copy of this order to be recorded in the Office of the clerk of Suffolk county and filed with the New York State Comptroller, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Gary Pendzick, Frank Isler, Esq., Charles Cuddy, Esq., and H2M.

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

THE VOTE
Dunleavy yes no Bartunek yes no
Blass yes no Densieski yes no
Cardinale yes no
THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

Tabled

EXHIBIT "A"

**RIVERHEAD WATER DISTRICT
ENGINEERING REPORT
FOR
PROPOSED EXTENSION NO. 83

STONELEIGH WOODS**

DESCRIPTION OF EXTENSION

All those certain lots, parcels of land, said properties being known as District 0600, Section 82, Block 4, Lots 221.5 & 221.9, situated and lying and being at Riverhead, Town of Riverhead, County of Suffolk and State of New York, bounded and described as follows:

BEGINNING at a point formed by the easterly right-of-way of Nadel Drive and the northerly right-of-way of Middle Road and having a radius of approximately 30 feet and a length of approximately 46 feet.

Traveling easterly along the northerly right-of-way of Middle Road a distance of approximately 812 feet to a point formed by the northerly right-of-way of Middle Road and the westerly property line of Section 82, Block 4, Lot 221.5.

THENCE running northerly along the westerly property line of Section 82, Block 4, Lot 221.5 a distance of approximately 259 feet to a POINT OF BEGINNING.

From said POINT OF BEGINNING, running northerly along the westerly property line of Section 82, Block 4, Lot 221.5 the following two (2) bearings and distances:

1. North $31^{\circ} - 50' - 15''$ West; approximately 478 feet
2. North $32^{\circ} - 29' - 20''$ West; approximately 2,813.12 feet

to a point formed by the westerly property line and the northerly property line of Section 82, Block 4, Lot 221.5.

THENCE running easterly along the northerly property line of Section 82, Block 4, Lot 221.5 the following bearing and distance:

1. North $44^{\circ} - 44' - 10''$ East; 534.33 feet

to a point formed by the northerly property line and easterly property line of Section 82, Block 4, Lot 221.5.

THENCE running southerly along the easterly property line of Section 82, Block 4, Lot 221.5 and 221.9 the following bearing and distance:

1. South $33^{\circ} - 01' - 41''$ East; 3,083.60 feet

to a point formed by the easterly property line of Section 82, Block 4, Lot 221.9 and the northerly property line of Section 82, Block 4, Lot 221.12.

THENCE running westerly along the northerly property line of Section 82, Block 4, Lot 221.12 the following bearing and distance:

1. South $63^{\circ} - 45' - 50''$ East; 322.58 feet

to a point formed by the northerly and westerly property lines of Section 82, Block 4, Lot 221.12.

THENCE running southerly along the westerly property lines of Section 82, Block 4, Lot 221.12 the following bearing and distance:

1: South 36° - 14' - 10" East; approximately 300 feet

to a point formed by the westerly property line of Section 82, Block 4, Lot 221.12 and a line approximately 225 feet from the northerly right-of-way of Middle Road.

THENCE running westerly along an imaginary line, a distance of approximately 158 feet to the said POINT OF BEGINNING.

END OF DESCRIPTION

x:\rdwd (riverhead water district) - 10810\rdwd0552 - ext. no. 83, stoneleigh woods_water mains\01_phase_report & prelim work\report\exhibit a.doc

5/2/06

T
Tabled

Town of Riverhead

Resolution # 399

**AUTHORIZES THE SUPERVISOR TO EXECUTE AN AGREEMENT
BETWEEN THE TOWN OF RIVERHEAD AND NEWMARK KNIGHT FRANK**

COUNCILMAN DENSIESKI

_____ offered the following resolution, was seconded by

COUNCILMAN DUNLEAVY :

WHEREAS, the Exclusive Agency Agreement by and between the Town of Riverhead and Newmark of Long Island LLC for the sale of the property known as Enterprise Park at Calverton (EPCAL) expired on December 31, 2005; and

WHEREAS, the Town of Riverhead and Newmark Knight Frank wish to enter into an Exclusive Agency Agreement;

NOW THEREFORE BE IT HEREBY RESOLVED, that the Supervisor is hereby authorized to execute the attached Exclusive Agency Agreement by and between the Town of Riverhead and Newmark Knight Frank; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to Newmark of Long Island, LLC; Community Development Agency, Office of the Town Attorney and the Office of Accounting.

THE VOTE

Dunleavy Yes No

Blass Yes No

Densieski Yes No

Bartunek Yes No

Cardinale Yes No

Tabled

EXCLUSIVE AGENCY AGREEMENT

AGREEMENT made the day of May, 2006, by and between TOWN OF RIVERHEAD (hereinafter referred to as the "Principal") with its principal office located at 200 Howell Avenue, Riverhead, New York 11901 and NEWMARK KNIGHT FRANK (hereinafter referred to as the "Agent") with its principal office located at 201 North Service Road, Suite 100, Melville, New York 11747.

WITNESSETH

WHEREAS, Principal is the owner of the remaining land of approximately 1500 acres known as Enterprise Park (EPCAL), Calverton, New York (hereinafter referred to as the "Property").

WHEREAS, Agent is a real estate broker duly licensed by the State of New York.

WHEREAS, Principal desires to grant Agent the sole and exclusive agency to procure the sale of the Property and Agent desires to accept such exclusive right subject to and conditioned upon the terms and provisions contained herein.

NOW, THEREFORE, in consideration of mutual covenants herein contained, Principal and Agent agree as follows:

1. APPOINTMENT OF AGENT:

Principal hereby grants Agent the exclusive agency to procure a sale ("Sale") of the Property for a price on the terms and conditions as may be agreed upon by the Principal and purchaser.

2. TERM:

This Agreement shall commence on the date hereof and shall expire on December 31, 2006.

3. PRINCIPAL'S AND AGENT'S DUTIES:

Principal agrees during the term of this Agreement to refer to Agent all offers and inquiries with respect to Sale of the Property and Agent agrees to make diligent investigations and develop such offers or inquiries, and to canvas, solicit, advertise and otherwise employ its services at its own expense to bring about a Sale of the Property. Negotiations conducted by Agent shall be subject to the review and final approval of Principal. Principal shall maintain the condition of

the Property during the term hereof. In the event the Principal is apprised of any information or conditions that materially adversely affect the marketability of the Property, Principal shall promptly disclose such information or conditions to Agent.

4. OUTSIDE BROKER:

Agent is hereby authorized by Principal to utilize the services of other real estate brokers licensed by the State of New York who are not in the employ of the Agent (hereinafter referred to as the "Outside Broker").

5. ADVERTISING AND PROMOTION;

Upon Principal's approval, Agent shall conduct open house inspections for Outside Brokers. Agent shall furnish monthly status reports of its marketing activities to Principal. At its sole cost and expense, Agent shall create and distribute new promotional flyers and shall advertise appropriately the availability of the Property. Agent, at Agent's sole cost, shall be permitted to install signs at the Property indicating the availability of the Property. Principal shall cooperate with Agent in providing necessary information to market the Property.

6. COMPENSATION:

Sale of Property

Agent shall be entitled to a commission of 2% of the sales price on the happening of any one of the following events: (i) any Sale of the Property within the term of this Agreement by Agent, or (ii) any sale of the Property which occurs with an entity listed on the Pending List within time period as defined in Article 7 below. In the event that Agent shall be entitled to a commission hereunder, then Purchaser shall pay Agent a commission as set forth herein. The commission shall be paid to Agent on the date of closing of title. If an Outside Broker is involved in the Sale, Agent shall pay any Outside Broker fifty percent (50%) of the commission actually received by Agent hereunder. If Agent shall negotiate for the Purchaser of the Property or any portion thereof to pay the commission earned and an Outside Broker is involved in the transaction, then in that event the Agent may negotiate a 3% commission that will be shared with the Outside Broker.

Principal shall be free to reject any proposed transaction for any reason; and, if Principal does not enter into a contract for the sale or other disposition of the Property, Agent shall not be entitled to any compensation for any services provided hereunder.

Notwithstanding anything to the contrary contained herein or at law, the Agent shall not be entitled to any compensation or commission nor shall any

compensation or commission be due to the Agent if Principal shall lease, sell or transfer title to the Property or any portion thereof to the United States, New York State, Suffolk County, Federal Bureau of Investigation, United States Navy, Army, Air Force, Marines Corps, Federal Aviation Administration, National Transportation Safety Board, Town of Riverhead, Town of Riverhead Community Development Agency, Riverhead Development Corp, Riverhead Central School District, or to any department, instrumentality, public corporation, bureau agency board or subdivision of any of the foregoing entities.

7. PENDING NEGOTIATIONS:

Within thirty (30) days after the Termination Date, Agent shall deliver to Principal a complete list of any pending and incomplete transactions in connection with the sale of all or part of the Property then under negotiation by Agent on Principal's behalf (hereinafter referred to as the "Pending List"). The Pending List shall contain sufficient information to identify the transaction. In the event any pending transaction on the Pending List is closed within six (6) months after the Termination Date, Principal shall recognize Agent as the exclusive broker and shall pay to Agent a commission in accordance with the terms set forth herein provided the Agent is the procuring cause of the Sale.

8. MISCELLANEOUS:

- a. The parties acknowledge that Agent is not responsible to determine whether toxic or hazardous wastes or substances or other undesirable materials are present at the Property.
- b. The parties acknowledge that the signatories are vested with the authority to execute this Agreement on behalf of their respective parties.
- c. This Agreement shall be governed by the laws of the State of New York and contains the entire understanding of the parties with respect to the subject matter thereof. This Agreement may not be changed or modified orally but only by written instrument signed by the parties. This Agreement shall not be assignable by Agent. This Agreement may not be strictly construed against either Principal or Agent, each party agreeing that it has participated fully and equally in the preparation of this Agreement.
- d. Excluded from this Agreement is current negotiation of Principal with _____, or his designated entity, and any sale resulting therefrom.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals as of the day and year first above written.

NEWMARK KNIGHT FRANK, AGENT

Dated: May____, 2006

BY: _____
John T. O'Connor, Principal

TOWN OF RIVERHEAD, PRINCIPAL

Dated: May____, 2006

BY: _____
Philip J. Cardinale, Supervisor

May 2, 2006

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 400

AUTHORIZES EXECUTION OF CONTRACT WITH SEED CLAM ADMINISTRATOR

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

WHEREAS, the TOWN, in connection with its Municipal Operations, requires services consisting of the following: Seed Clam Administrator – Year 2006

AND

WHEREAS, David Lessard, Contractor, is willing to provide the following services to the Town:

Description of Services: Administration of Seed Clam Program

Date(s) and Hour(s) of Services: Year 2006

NOW, THEREFORE, BE IT RESOLVED that David Lessard is appointed Administrator of the Town of Riverhead Seed Clam Program – Year 2006.

And be it further

RESOLVED that the Supervisor be and is hereby authorized to execute the attached Agreement in connection with the administration services of the aforementioned individual and be it further

RESOLVED that the Town Clerk be and is hereby authorized to forward a certified copy of this Resolution to David Lessard and the Office of Accounting.

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

AGREEMENT

BETWEEN The TOWN OF RIVERHEAD, a municipal corporation with offices at 200 Howell Avenue, Riverhead, New York, hereinafter referred to as "TOWN" and DAVID LESSARD, a partnership/corporation/limited liability partnership, with offices at P.O. Box 139, Jamesport, New York, Vendor Number 029027, hereinafter referred to as "CONTRACTOR".

WITNESSETH

WHEREAS, the TOWN, in connection with its municipal operations, requires services consisting of the following: Seed Clam Administrator – Year 2006; and

WHEREAS, the CONTRACTOR is willing to provide the following services to the Town:

Description of Services: Administration of Seed Clam Program

Date(s) and Hour(s) of Services Year 2006

IT IS HEREBY AGREED by the TOWN and CONTRACTOR as follows:

1. That CONTRACTOR shall provide and fully perform, to the TOWN'S satisfaction, the aforementioned services to the TOWN on the date(s) and time(s) stated above.
2. In return for CONTRACTOR'S services, the TOWN shall pay CONTRACTOR as follows: The sum of Four Thousand (\$4,000.00) Dollars payable in half-payments of Two Thousand (\$2,000.00) Dollars each in May, 2006 and September, 2006.
3. Administration shall include the bidding process and oversight of facilities to provide seed. The TOWN is responsible for the cost of repair and materials of their rafts, which contain the clams.

DATED: Riverhead, New York
May _____, 2006

TOWN OF RIVERHEAD

BY: _____
PHILLIP CARDINALE
Town Supervisor

CONTRACTOR

BY: _____
DAVID LESSARD

5/2/06

Adopted

TOWN OF RIVERHEAD

Resolution # 401

**AUTHORIZES THE SUPERVISOR TO EXECUTE AGREEMENTS IN CONNECTION
WITH THE RECREATION DEPARTMENT**

COUNCILMAN DENSIESKI

_____ offered the following resolution, was seconded by

~~_____ COUNCILMAN DUNLEAVY~~ :

WHEREAS the Town Recreation Department periodically requires the services of outside contractors to conduct recreational and entertainment activities, and

WHEREAS the Town Board wishes to facilitate the Recreation Department in obtaining such outside contractors, and

NOW, THEREFORE be it

RESOLVED, that the Supervisor is hereby authorized to execute Independent Contractor Agreements, as attached, relating to instructional services for youth, juniors and adults required by the Recreation Department; and be it further

RESOLVED, that the instruction for fencing will be held at the Community Center, and the instruction for street hockey will be held at the skate park

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Riverhead Recreation Department.

Recreation Department
200 Howell Avenue
Riverhead, NY 11901
(631) 727-5744

Independent Contractor Agreement

THIS AGREEMENT, made on the **13th** day of **March, 2006** by and between the Recreation Department of the TOWN OF RIVERHEAD, a municipal corporation with its principal place of business at 200 Howell Avenue, Riverhead, NY, 11901, (hereinafter referred to as the "**AGENCY**") and **Long Island Tennis and Sports Foundation**, residing at **P.O. Box 546 Port Jefferson, NY 11777**, Federal ID # **90-0023155** (hereinafter referred to as the "**Contractor**").

WITNESSETH

1. This agreement is for Instructional services rendered to the agency by the contractor. These services are described as Follows: **Foil Fencing for Youth/Juniors/Adults- 1 hour and 30 minutes for 6 sessions.**
2. The parties hereto agree that the fee for such services by the contractor shall be **\$150.00 per participant with a minimum of (10) participants per class.**
3. The Contractor represents that he/she is competent by reason of training and/or experience to provide the services described in item #1 above and will furnish these services in effective and professional manner.
4. If there are events beyond his/her control and the contractor is unable to carry out the services described in item #1, then he/she shall immediately notify the Recreation Department. A substitute can only be used if he/she is an affiliated member of the Contractors organization and is covered by the Liability Insurance.
5. The contractor must sign a separate Hold Harmless Agreement and submit a Certificate of Liability Insurance naming the Town of Riverhead as additionally insured.
6. Failure to comply with any of the aforementioned terms and conditions will result in a cancellation of this agreement.
7. The Agency reserves the right to terminate this Agreement without notice and with no obligation to show due cause.

By: Renee Lemmer
Independent Contractor

Recommended By: [Signature]
Recreation Director

Approved By: _____
Town Supervisor

Recreation Department
200 Howell Avenue
Riverhead, NY 11901
(631) 727-5744

Independent Contractor Agreement

THIS AGREEMENT, made on the **13th** day of **March, 2006** by and between the Recreation Department of the TOWN OF RIVERHEAD, a municipal corporation with its principal place of business at 200 Howell Avenue, Riverhead, NY, 11901, (hereinafter referred to as the "**AGENCY**") and **Long Island Tennis and Sports Foundation**, residing at **P.O. Box 546 Port Jefferson, NY 11777**, Federal ID # **90-0023155** (hereinafter referred to as the "**Contractor**").

WITNESSETH

1. This agreement is for Instructional services rendered to the agency by the contractor. These services are described as Follows: **NHL Street Hockey Clinics for Youth- 1 hour and 30 minutes for 6 sessions.**
2. The parties hereto agree that the fee for such services by the contractor shall be **\$70.00 per participant with a minimum of (10) participants per class.**
3. The Contractor represents that he/she is competent by reason of training and/or experience to provide the services described in item #1 above and will furnish these services in effective and professional manner.
4. If there are events beyond his/her control and the contractor is unable to carry out the services described in item #1, then he/she shall immediately notify the Recreation Department. A substitute can only be used if he/she is an affiliated member of the Contractors organization and is covered by the Liability Insurance.
5. The contractor must sign a separate Hold Harmless Agreement and submit a Certificate of Liability Insurance naming the Town of Riverhead as additionally insured.
6. Failure to comply with any of the aforementioned terms and conditions will result in a cancellation of this agreement.
7. The Agency reserves the right to terminate this Agreement without notice and with no obligation to show due cause.

By: Renee Lemmen
Independent Contractor

Recommended By: [Signature]
Recreation Director

Approved By: _____
Town Supervisor

Adopted

5/2/06

TOWN OF RIVERHEAD

Resolution # 402

**AUTHORIZING THE SETTLEMENT OF THE CLAIMS OF THE CLUBHOUSE OF
SUFFOLK, INC. WITH RESPECT TO THE CONDEMNATION OF ITS FEE
INTEREST IN 210 COURT STREET,
SCTM 0600-128-03-010**

COUNCILMAN DUNLEAVY offered the following resolution, was seconded
by COUNCILMAN BARTUNEK :

WHEREAS, the Town has acquired title through eminent domain to the following parcel:

210 Court Street
(Clubhouse of Suffolk)
0600-128-03-010; and

WHEREAS, claims have been filed against the Town to receive additional compensation for the condemnation of the fee interest over and above the advance payments previously authorized by this Board; and

WHEREAS, the claims are scheduled for trial; and

WHEREAS, the claimant has agreed to settlement all claims against the Town for the total sum of Six Hundred Ten Thousand (\$ 610,000) Dollars, together with statutory interest; and

WHEREAS, the amount of the settlement is within the range of market value for said parcel; and

WHEREAS, in light of the costs attendant to proceeding to a second trial with the attendant uncertainties of litigation it is in the best interests of the Town to accept the settlement proposal;

NOW BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts the settlement proposal; and it is further

RESOLVED that Supervisor is hereby authorized to sign a Stipulation of Settlement on behalf of the Town as well as any other documents necessary to effectuate the settlement of the litigation; and it is further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Frank A. Isler at Smith,

5/2/06

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 403

APPOINTS TEMPORARY CLERKS TO THE TAX RECEIVER'S OFFICE

COUNCILMAN BARTUNEK

_____ offered the following resolution which
was seconded by COUNCILMAN DUNLEAVY

WHEREAS, this Town Board recognizes the need to provide additional clerical personnel to the Office of the Receiver of Taxes to assist in the processing of tax money.

NOW, THEREFORE, BE IT RESOLVED, that Cori Koroleski and Nicole Gablenz be and are hereby appointed as temporary clerks effective May 15, 2006 at an hourly rate of compensation of

Cori Koroleski	\$10.00 per hour
Nicole Gablenz	\$10.00 per hour

and

BE IT FURTHER RESOLVED that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Cori Koroleski; Nicole Gablenz; Maryann Wowak Heilbrunn, Receiver of Taxes; and the Office of Accounting.

THE VOTE

Dunleavy	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Bartunek	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Blass	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no			

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

May 2, 2006

Adopted

TOWN OF RIVERHEAD

Resolution # 404

APPOINTMENT TEMPORARY STUDENT INTERN
IN THE DEPARTMENT OF CODE ENFORCEMENT

COUNCILMAN DUNLEAVY

_____ offered the following

COUNCILMAN DENSIESKI

resolution, which was seconded by _____

WHEREAS, it is the desire of the Code Enforcement Department to have a temporary student intern appointed to work during the months of May and June to complete various tasks.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby appoint Colleen Wilhelm to the position of Temporary Student Intern in the Code Enforcement Department at the hourly rate of pay of \$10.00 per hour effective May 8, 2006 ending June 30, 2006.

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Colleen Wilhelm, the Code Enforcement Department and the Office of Accounting.

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

5/2/06

Adopted

TOWN OF RIVERHEAD

Resolution # 405

APPOINTS A P/ T RECREATION AIDE / YOUTH SPORTS TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN DENSIESKI offered the following resolution,

which was seconded by COUNCILMAN BARTUNEK

RESOLVED, that Emily Commins is hereby appointed to serve as a P/T Recreation Aide/ Youth Sports effective May 15, 2006 to serve as needed on an at-will basis and to be paid at the rate of \$7.50 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

1

THE VOTE

Dunleavy	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Bartunek	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Blass	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
		Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

¹ Rec. Colleen/ Res Emily Commins Rec Aide/ Youth Sports

5/2/06

Adopted

TOWN OF RIVERHEAD

Resolution # 406

APPOINTS A P/ T RECREATION AIDE / YOUTH SPORTS TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN BARTUNEK

_____ offered the following resolution,

which was seconded by COUNCILWOMAN BLASS

RESOLVED, that Stephanie Wallman is hereby appointed to serve as a P/T Recreation Aide/ Youth Sports effective May 15, 2006 to serve as needed on an at-will basis and to be paid at the rate of \$7.50 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

1

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

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

¹ Rec. Colleen/ Res Rec Aide/ Youth Sports Stephanie Wallman

5/2/06

Adopted

TOWN OF RIVERHEAD

Resolution # 407

APPOINTS A P/T RECREATION AIDE / YOUTH SPORTS TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN BLASS

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

RESOLVED, that Kelli Hartill is hereby appointed to serve as a P/T Recreation Aide/ Youth Sports effective May 15, 2006 to serve as needed on an at-will basis and to be paid at the rate of \$7.50 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

THE VOTE

Dunleavy	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Bartunek	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Blass	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no			

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

¹ Rec. Colleen/ Res Kelli Hartill Rec Aide/ Youth Sports

Adopted

5/2/06

TOWN OF RIVERHEAD

Resolution # 408

APPOINTS LIFEGUARDS TO THE RECREATION DEPARTMENT

COUNCILMAN DUNLEAVY

_____ offered the following resolution,

which was seconded by _____ COUNCILMAN DENSIESKI

RESOLVED, that the Town Board appoints the attached list of Lifeguards to the Recreation Department effective May 4, 2006 to and including September 4, 2006 and to serve as needed on an at will basis and to serve at the pleasure of the Town Board and

BE IT FURTHER, RESOLVED, that the Town Board hereby authorize the Town clerk to forward this resolution to the Recreation Department and the Office of Accounting.

THE VOTE

Dunleavy yes ___ no ___ Bartunek yes ___ no ___
Blass yes ___ no ___ Densieski yes ___ no ___
Cardinale yes ___ no ___

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

¹ Rec. Doris: Res Blanket Lifeguards 06

**RECREATION DEPARTMENT APPOINTMENTS
5/2/06 TOWN BOARD MEETING**

<u>Last</u>	<u>First</u>	<u>Start Date</u>	<u>End Date</u>	<u>End date</u>	<u>Salary</u>
Beherns	Riley	Lifeguard III	5/4/06	9/4/06	\$12.00
Bokee	Gregory	Fill-in Lifeguard I	5/4/06	9/4/06	\$10.50
Burns	Christopher	Lifeguard V	5/4/06	9/4/06	\$13.00
Burns	Katherine	Lifeguard IV	5/4/06	9/4/06	\$12.50
Condzella	Thomas	Lifeguard V	5/4/06	9/4/06	\$13.00
Corleto	Nicholas	Fill-In Lifeguard II	5/4/06	9/4/06	\$11.50
Everitt	Michael	Lifeguard V	5/4/06	9/4/06	\$13.00
Hegermiller	David B.	Fill-In Lifeguard IV	5/4/06	9/4/06	\$12.50
Hennenlotter	Deborah	Fill-in Lifeguard IX	5/4/06	9/4/06	\$15.00
Ince	Baily	Fill-In Lifeguard I	5/4/06	9/4/06	\$10.50
Johnson	Katherine	Fill-In Lifeguard I	5/4/06	9/4/06	\$10.50
May	Robert	Lifeguard III	5/4/06	9/4/06	\$12.00
McCoy	Jared	Lifeguard III	5/4/06	9/4/06	\$12.00
Monahan	Elizabeth	Fill-in Lifeguard III	5/4/06	9/4/06	\$12.00
Monahan	Jeremiah	Lifeguard VII	5/4/06	9/4/06	\$14.00
Nugent	Gavin	Fill-in Lifeguard I	5/4/06	9/4/06	\$10.50
Raynor	Michelle	Fill-in Lifeguard IV	5/4/06	9/4/06	\$12.50
Sanders	Gregory	Lifeguard VIII	5/4/06	9/4/06	\$14.50
Warner	John	Fill-In Lifeguard I	5/4/06	9/4/06	\$10.50
Vandercreek	Dorie	Fill-In Lifeguard VII	5/4/06	9/4/06	\$14.00
Vogal	Spencer	Lifeguard II	5/4/06	9/4/06	\$11.50

BE IT FURTHER, RESOLVED, that these positions are subject to the following conditions:

- 1: All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start
- 2: Subject to Suffolk county Lifeguard Certifications.
- 3: Current CPR/ AED Certifications

Adopted

5/2/06

TOWN OF RIVERHEAD

Resolution # 409

APPOINTS BEACH ATTENDANTS TO THE RECREATION DEPARTMENT

COUNCILMAN DENSIESKI

_____ offered the following resolution,

which was seconded by _____ COUNCILMAN BARTUNEK

RESOLVED, that the Town Board re-appoints the attached list of Beach Attendants to the Recreation Department effective May 4, 2006 to and including September 4, 2006 and to serve as needed on an at will basis and to serve at the pleasure of the Town Board and

BE IT FURTHER, RESOLVED, that the Town Board hereby authorize the Town clerk to forward this resolution to the Recreation Department and the Office of Accounting.

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

¹ Rec. Doris: Res Blanket Beach Attn 06

**RECREATION DEPARTMENT APPOINTMENTS
5/2/06 TOWN BOARD MEETING**

<u>Last</u>	<u>First</u>	<u>Title</u>	<u>Start</u>	<u>End</u>	<u>Salary</u>
Flood	Daniel	Beach Attendant V	5/4/06	9/4/06	\$10.50
Flood	Liam	Beach Attendant II	5/4/06	9/4/06	\$9.00
Flood	Mary	Beach Attendant II	5/4/06	9/4/06	\$9.00
Janecek	Carol	Fill-InBeach Attendant V	5/4/06	9/4/06	\$10.50
Kix	Dillon	Beach Attendant II	5/4/06	9/4/06	\$9.00
Mittleman	Chick	Beach Attendant II	5/4/06	9/4/06	\$9.00
Pike	Christopher	Beach Attendant II	5/4/06	9/4/06	\$9.00
Sanders	Gregory	Fill-InBeach Attendant IV	5/4/06	9/4/06	\$10.00
Vibert	David	Beach Attendant III	5/4/06	9/4/06	\$9.50
Villanell	Frank	Beach Attendant V	5/4/06	9/4/06	\$10.50
Wallman	Stephanie	Beach Attendant I	5/4/06	9/4/06	\$8.00
Wooten	Amy	Beach Attendant IV	5/4/06	9/4/06	\$10.00

BE IT FURTHER, RESOLVED, that these positions are subject to the following condition:

All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start

5/2/06

Adopted

TOWN OF RIVERHEAD

Resolution # 410

APPOINTS A WATERFRONT COORDINATOR LEVEL IX TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN BARTUNEK offered the following resolution,

which was seconded by COUNCILWOMAN BLASS

RESOLVED, that Matthew Sanders is hereby re-appointed to serve as a Waterfront Coordinator Level IX effective May 3, 2006 to and including September 4, 2006 to be paid at the rate of \$17.50 per hour, and to serve as needed on an at will basis and to serve at the pleasure of the Town Board and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.
2. Subject to Suffolk County Lifeguard Certifications.
3. Current CPR Certifications

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

1

THE VOTE

Dunleavy yes ___ no ___ Bartunek yes ___ no ___
 Blass yes ___ no ___ Densieski yes ___ no ___
 Cardinale yes ___ no ___

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

¹ Rec. Doris/ Res Waterfront coordinator Matt Sanders Level IX

Adopted

5/2/06

TOWN OF RIVERHEAD

Resolution # 411

APPOINTS
WATER SAFETY INSTRUCTORS
TO THE
RECREATION DEPARTMENT

COUNCILWOMAN BLASS

_____ offered the following resolution,

which was seconded by _____

COUNCILMAN DUNLEAVY

RESOLVED, that the Town Board appoints the attached list of Water Safety Instructors to the Recreation Department effective May 4, 2006 to and including September 4, 2006 and to serve as needed on an at will basis and to serve at the pleasure of the Town Board and

BE IT FURTHER, RESOLVED, that the Town Board hereby authorize the Town clerk to forward this resolution to the Recreation Department and the Office of Accounting.

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

¹ Rec. Doris: Res WSI Lifeguards 06

**RECREATION DEPARTMENT APPOINTMENTS
5/2/06 TOWN BOARD MEETING**

<u>Last</u>	<u>First</u>	<u>Title</u>	<u>Start Date</u>	<u>End Date</u>	<u>Salary</u>
Hegermiller	David B.	WSI Level II	6/08/06	9/4/06	\$12.00
Monahan	Elizabeth	WSI Level II	6/08/06	9/4/06	\$12.00
Raynor	Michelle	WSI Level IV	6/08/06	9/4/06	\$13.00

BE IT FURTHER, RESOLVED, that these positions are subject to the following conditions:

- 1: All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start
- 2: Subject to Suffolk county Lifeguard/ WSI Certifications.
- 3: Current CPR/ AED Certifications

May 2, 2006

Adopted

TOWN OF RIVERHEAD

Resolution # 412

ACCEPTS THE RETIREMENT OF A POLICE OFFICER

COUNCILMAN DUNLEAVY
seconded by **COUNCILMAN DENSIESKI** offered the following resolution, which was

WHEREAS, Chief of Police David J. Hegermiller has received a letter of retirement submitted by Police Officer Richard M. Zak, effective May 9, 2006, with his first day of retirement being May 9, 2006.

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Riverhead does hereby accept the retirement of Police Officer Richard M. Zak.

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Richard M. Zak, the Chief of Police and the Office of Accounting.

DUNLEAVY YES ___ NO BARTUNEK YES ___ NO
BLASS YES ___ NO DENSIESKI YES ___ NO
CARDINALE YES ___ NO

**THIS RESOLUTION IS ___ IS NOT
DECLARED DULY ADOPTED**

May 2, 2006

Adoptec

TOWN OF RIVERHEAD

Resolution # 413

ACCEPTS THE RETIREMENT OF A POLICE SERGEANT

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

WHEREAS, Chief of Police David J. Hegermiller has received a letter of retirement submitted by Sergeant George Fredricks, effective May 5, 2006, with his first day of retirement being May 5, 2006.

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Riverhead does hereby accept the retirement of Sergeant George Fredricks.

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to George Fredricks, the Chief of Police and the Office of Accounting.

DUNLEAVY YES ___ NO BARTUNEK YES ___ NO
 BLASS YES ___ NO DENSIESKI YES ___ NO
 CARDINALE YES ___ NO

THIS RESOLUTION IS ___ IS NOT
DECLARED DULY ADOPTED

May 2, 2006

Adopted

TOWN OF RIVERHEAD

Resolution # 414

ACCEPTS THE RETIREMENT OF A POLICE DETECTIVE

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

WHEREAS, Chief of Police David J. Hegermiller has received a letter of retirement submitted by Detective Michael P. Reed, effective May 5, 2006, with his first day of retirement being May 5, 2006.

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Riverhead does hereby accept the retirement of Detective Michael P. Reed.

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Michael P. Reed, the Chief of Police and the Office of Accounting.

DUNLEAVY YES ___ NO BARTUNEK YES ___ NO

BLASS YES ___ NO DENSIESKI YES ___ NO

CARDINALE YES ___ NO

THIS RESOLUTION IS ___ IS NOT
DECLARED DULY ADOPTED

May 2, 2006

Adopted

TOWN OF RIVERHEAD

Resolution # 415

PROMOTES POLICE OFFICER HARRY HILL TO THE RANK OF SERGEANT

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

WHEREAS, a vacancy will exist in the Riverhead Police Department for a Police Sergeant on May 5, 2006 due to the retirement of Sgt. George Fredricks; and

WHEREAS, a request was made from the Suffolk County Department of Civil Service to provide a Certification of Eligibles for the position of #05-5007-239 Police Sergeant; and

WHEREAS, the Department of Civil Service provided Police Sergeant List #05-5007-239 designating Harry Hill in position #1; and

WHEREAS, it is the recommendation of the Chief of Police to fill the existing vacancy and that Police Officer Harry Hill be promoted to that position.

NOW, THEREFORE, BE IT RESOLVED, that Police Officer Harry Hill be and is hereby promoted to the position of Police Sergeant in the Riverhead Police Department effective May 5, 2006; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Harry Hill, Chief David J. Hegermiller and the Office of Accounting.

DUNLEAVY YES ___ NO BARTUNEK YES ___ NO

BLASS YES ___ NO DENSIESKI YES ___ NO

CARDINALE YES ___ NO

**THIS RESOLUTION IS ___ IS NOT
DECLARED DULY ADOPTED**

5/2/06

TOWN OF RIVERHEAD

Adopted

Resolution # 416

**ACCEPTS THE RETIREMENT OF CAROLYN HOGAN
IN THE SANITATION DEPARTMENT**

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

WHEREAS, the Town has received a letter from Carolyn Hogan advising of her intent to retire effective May 19, 2006.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board hereby accepts the retirement of Carolyn Hogan.

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

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

THIS RESOLUTION IS IS NOT
DECLARED DULY ADOPTED

May 2, 2006

Adopted

TOWN OF RIVERHEAD

ACCEPTS RESIGNATION OF AUTOMOTIVE EQUIPMENT OPERATOR

RESOLUTION # 417

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

WHEREAS, Joseph Slavonik has notified the Highway Superintendent and the Office of the Supervisor of his resignation from the position of Automotive Equipment Operator in the Highway Department.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board hereby accepts the resignation of Joseph Slavonik effective May 1, 2006.

BE IT FURTHER, RESOLVED, that the Town Clerk be, and is hereby, directed to forward a Certified Copy of this Resolution to Joseph Slavonik, the Highway Department and the Office of Accounting.

THE VOTE

Dunleavy Yes No Bartunek Yes No
Blass Yes No Densieski Yes No
Cardinale Yes No

THIS RESOLUTION IS IS NOT
DECLARED DULY ADOPTED

TOWN OF RIVERHEAD

Adopted

Resolution # 418

AUTHORIZES ATTENDANCE OF TWO POLICE OFFICERS TO THE "NEW YORK STATEWIDE TraCS" STEERING COMMITTEE SEMINAR

COUNCILMAN DENSIESKI offered the following resolution which was seconded by COUNCILMAN BARTUNEK.

WHEREAS, Police Chief Hegermiller has requested authorization from the Riverhead Town Board for the attendance of two police officers to attend the "New York Statewide TraCS" Steering Committee Seminar; and

WHEREAS, the seminar will be held in Syracuse, New York May 30 - June 1, 2006.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the attendance of two police officers to attend the "New York Statewide TraCS" Steering Committee Seminar.

BE IT FURTHER RESOLVED, that the Town Board hereby authorizes reimbursement of expenses incurred, not to exceed \$450.00 upon submission of proper receipts; and

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

THE VOTE

DUNLEAVY YES ___ NO BARTUNEK YES ___ NO

BLASS YES ___ NO DENSIESKI YES ___ NO

CARDINALE YES ___ NO

THIS RESOLUTION IS ___ IS NOT DECLARED DULY ADOPTED

May 2, 2006

Adopted

TOWN OF RIVERHEAD

AUTHORIZATION TO PUBLISH AND POST
A HELP WANTED ADVERTISEMENT FOR THE POSITION OF
TRAFFIC SIGNAL MAINTENANCE SUPERVISOR

RESOLUTION # 419

_____ Councilman Bartunek _____ offered the following
resolution, which was seconded by _____ Councilwoman Blass _____.

BE IT RESOLVED, that the Town Board authorize the Town Clerk to publish the attached Help Wanted Ad in the May 11, 2006 issue of The News Review.

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

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

HELP WANTED

PLEASE TAKE NOTICE; Position available with the Town of Riverhead for Street Lighting Maintenance Supervisor. Min. 4-6yrs repair & maintenance of street lighting & traffic signal devices. CDL required. Applications must be submitted to Riverhead Town Hall Accounting Dept by Friday, May 19, 2006. EOE

BY ORDER OF:

THE RIVERHEAD TOWN BOARD

BARBARA GRATTAN, TOWN CLERK

May 2, 2006

Adopted

TOWN OF RIVERHEAD

**AUTHORIZATION TO PUBLISH AND POST
A HELP WANTED ADVERTISEMENT FOR THE POSITION OF
MAINTENANCE MECHANIC II**

RESOLUTION # 420

_____ Councilwoman Blass _____ offered the following
resolution, which was seconded by _____ Councilman Dunleavy _____.

BE IT RESOLVED, that the Town Board authorize the Town Clerk to publish the attached Help Wanted Ad in the May 11, 2006 issue of The News Review.

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

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

HELP WANTED

PLEASE TAKE NOTICE; Position available with the Town of Riverhead for Maintenance Mechanic II. Min. 2yrs electrical experience. CDL required. Applications must be submitted to Riverhead Town Hall Accounting Dept by Friday, May 19, 2006. EOE

BY ORDER OF:
THE RIVERHEAD TOWN BOARD
BARBARA GRATTAN, TOWN CLERK

May 2, 2006

Adopted

TOWN OF RIVERHEAD

Resolution # 421

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER THE PURCHASE OF DEVELOPMENT RIGHTS OF A PARCEL LOCATED IN THE TOWN OF RIVERHEAD (purported owner: Richard and Eileen Jarzombek)

COUNCILMAN DUNLEAVY offered the following resolution, was seconded by

COUNCILWOMAN BLASS :

WHEREAS, pursuant to the provisions of §247 of the New York State General Municipal Law, fee simple owners of agricultural lands may elect to sell and the Town of Riverhead may elect to purchase development rights associated with said lands; and

WHEREAS, Richard and Eileen Jarzombek has expressed a desire to sell the development rights on approximately 37.5 acres of agricultural lands located on the East Side of Osborn, Riverhead, New York, at \$90,000.00 per acre, further described as Suffolk County Tax Map #0600-62-2- p/o 3, to the Town of Riverhead.

NOW THEREFORE BE IT RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider the purchase of development rights of agricultural lands owned by Eileen and Richard Jarzombek, once in the May 4, 2006, issue of the News Review, the official newspaper designated for these purposes, and also to cause a copy of the proposed purchase of development rights to be posted on the sign board of the Town in the Office of the Town Clerk; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to Eileen and Richard Jarzombek, the Farmland Preservation Committee; Peconic Land Trust, Attn: Marian Sumner, 296 Hampton Road, P.O. Box 1776, Southampton, New York, 11969; the Planning Department; the Assessor's Office; the Tax Receiver's Office; the Accounting Office and the Town Attorney's Office.

THE VOTE

Dunleavy	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Bartunek	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Blass	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Dansieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
			Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no

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

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held on the 16th day of **May**, 2006 at 7:30 o'clock p.m., at the Riverhead Senior Citizen-Human Resources Center, Shade Tree Lane, Aquebogue, New York to hear all interested persons to consider the purchase of development rights on 37.5 +/- acres of agricultural lands owned by **Eileen** and **Richard Jarzombek**, located on the East Side of Osborne Avenue, Riverhead, New York, at \$90,000 per acre, further described as Suffolk County Tax Map #0600-62-2- p/o 3, to the Town of Riverhead, pursuant to §247 of the New York State General Municipal Law and Chapter 44 of the Riverhead Town Code.

Dated: Riverhead, New York
May 2, 2006

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

BARBARA GRATTAN, Town Clerk

May 2, 2006

Adopted

TOWN OF RIVERHEAD

Resolution # 422

SETS A PUBLIC HEARING PURSUANT TO ARTICLE 12 OF THE NEW YORK STATE TOWN LAW TO DECLARE CERTAIN PREMISES AS NOT REQUIRED FOR THE PURPOSES OF THE RIVERHEAD WATER DISTRICT AND AUTHORIZING THE SALE AND TRANSFER THEREOF

_____ **COUNCILWOMAN BLASS** _____ offered the following resolution, which was

seconded by **COUNCILMAN BARTUNEK** _____ :

WHEREAS, the Town of Riverhead is the owner of certain real property located on the Northwest corner of Midland Street where it intersects with Park Road in Reeves Park, Riverhead, New York, also known as Suffolk County Tax Map number 0600-13-4-7.1 (Subject Premises”); and

WHEREAS, The Town of Riverhead acquired the Subject Premises, in its capacity as the governing body of the Riverhead Water District, as part of Riverhead Water District Extension number 23; and

WHEREAS, The Town of Riverhead, in its capacity as the governing body of the Riverhead Water District, desires to declare this property excess property and offer the Subject Premises for sale by listing the property with various real estate agencies as a multiple listing; and

WHEREAS, In order to sell or transfer the Subject Premises the Riverhead Water District must hold a public hearing pursuant to New York State Town Law Article 12 Section 198.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead, as governing body of the Riverhead Water District hereby determines to hold a public hearing pursuant to New York State Town Law Article 12 Section 198 on May 16, 2006 at 7:25 o'clock in the afternoon. The purpose of the hearing is to receive public input on declaring the Subject Premises as not required for the purposes of the Riverhead Water District and the authorization of the sale and transfer of the Subject Premises for sale by listing the property with various real estate agencies as a multiple listing; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to publish the attached notice of public hearing in one issue of the News Review, the official

THE VOTE
Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no
**THE RESOLUTION ~~X~~ WAS ___ WAS NOT
THEREFORE DULY ADOPTED**

newspaper of the Town of Riverhead having general circulation in the Town, on Thursday, May 4, 2006, and

BE IT FURTHER RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to: Planning Department; the Office of the Town Attorney; the Office of Accounting and Gary Pendzick.

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that pursuant to New York State Town Law Article 12 Section 198, a public hearing shall be held before the Town Board of the Town of Riverhead, in its capacity as the Board for the Riverhead Water District, on the 16th day of May, 2006 at 7:25 o'clock in the forenoon of that day at the Riverhead Senior Citizen-Human Resources Center, Shade Tree Lane, Aquebogue, New York.

The purpose of the hearing shall be to hear all interested persons with regard to declaring a portion of the Water District's premises located on the Northwest corner of Midland Street where it intersects with Park Road in Reeves Park, Riverhead, New York, also known as Suffolk County Tax Map number 0600-13-4-7.1 ("Subject Premises"), as not required for the purposes of the Riverhead Water District. Further, to hear all interested persons with regard to authorizing the sale of the Subject Premises.

Date: Riverhead, New York
May 2, 2006

BY ORDER OF THE TOWN BOARD OF
THE TOWN OF RIVERHEAD
BARBARA GRATTAN, TOWN CLERK

05/02/06

TOWN OF RIVERHEAD

Adopted

Resolution # 423

AUTHORIZES TOWN CLERK TO POST AND PUBLISH PUBLIC NOTICE FOR PUBLIC HEARING REGARDING A LOCAL LAW TO AMEND CHAPTER § 108-3 (DEFINITIONS; WORD USAGE) OF THE RIVERHEAD TOWN CODE

COUNCILMAN BARTUNEK offered the following resolution,

which was seconded by COUNCILMAN DUNLEAVY:

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish the attached public notice to consider a local law to amend Chapter 108 entitled "Definitions; word usage" of the Riverhead Town Code once in the May 11, 2006 edition of the News Review Newspaper, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further

RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to the Building Department, Planning Department, Code Enforcement, and the Town Attorney.

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
 Blass yes ___ no Densieski yes ___ no
 Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
 THEREFORE DULY ADOPTED

NG

PLEASE TAKE NOTICE
June, 2006 at 7:00pm
Riverhead, New York
Chapter 108 en

will be held on the 6th day of
Town Hall, 200 Howell Avenue,
persons to consider a local law to amend
as follows:

§ 108-3

of this chapter, certain terms and words are herewith defined as

COMMERCIAL VEHICLE - Every type of motor vehicle with a gross vehicle weight of 10,000 pounds or more driven or used for commercial purposes on the highways for transportation of goods, wares and merchandise; motor coaches carrying passengers and trailers and semitrailers, including tractors when used in combination with trailers and semitrailers, except such vehicles as are run only upon rails or tracks.

GROSS VEHICLE WEIGHT RATING - The weight of a vehicle consisting of the unladen weight and the maximum carrying capacity recommended by the manufacturer of such vehicle as set forth on the vehicle registration.

MOTOR VEHICLE - Any vehicle, whether automobile, bus, trailer, truck, camper, mobile home, recreational vehicle, motorcycle, motor bicycle, minicycle or other contraption propelled or drawn by power other than muscular power, and originally manufactured or intended for use on public highways.

RESIDENTIAL STREET - That part of every public street which abuts on or passes through a residential-zoned district.

TRAILER - A vehicle, not propelled by its own power, which is capable of being drawn on the public highways by a motor vehicle, including but not limited to non-self-propelled vehicles used as living or sleeping quarters, as offices or for commercial storage or construction purposes, and vehicles used to carry boats.

VEHICLE - Includes motor vehicles, tractors or trailers, as defined in New York State Vehicle and Traffic Laws; and/or legally licensed or registered to be operated on public streets; and/or not licensed or registered, but which may be operated on private lands; and/or not licensed or registered for operation, but which must be towed from one (1) location to another upon the public streets, roads and highways within the jurisdiction of the Town of Riverhead.

VESSEL - Includes every description of craft other than a seaplane on the water, and includes but is not limited to, a boat, motorboat, sailboat, houseboat, rowboat, powerboat, jet boat, jet ski, fishing boat, cruiser, motor vessel, ship, barge, scow, tug, floating cabana, party boat, charter boat, ferry boat, canoe, raft, personal watercraft, specialty prop-craft, commercial/public vessel or other propelled device.

~~YARD, FRONT~~ - ~~A space unoccupied, except as otherwise herein provided, between the front street line and the nearest point of any building line or structure on the lot and extending from side lot line to side lot line.~~

YARD, FRONT - An open unoccupied space, except as otherwise provided herein, on the same lot with a building or structure, extending the full width of the lot and situated between the street line and the front line of the building or structure projected to the side lines of the lot in a residence district or residentially utilized lot or tract of land, excluding the "driveway" as defined herein. In the event that the principal structure is located on a corner lot, that portion of said corner lot which has frontage upon the street which the main entrance of the building faces, as shown by plans or physical layout, shall be deemed the front thereof; that portion of the corner lot having frontage upon another street shall be deemed a side yard.

Dated: Riverhead, New York
May 2, 2006

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

BARBARA GRATTAN, Town Clerk

05/02/06

TOWN OF RIVERHEAD

Adopted

Resolution # 424

AUTHORIZES TOWN CLERK TO POST AND PUBLISH PUBLIC NOTICE FOR PUBLIC HEARING REGARDING A LOCAL LAW TO AMEND CHAPTER 108, ARTICLE XIII, SUPPLEMENTARY USE REGULATIONS, TO ADD §108-64.6 "PROHIBITED USES" OF THE RIVERHEAD TOWN CODE

_____ **COUNCILMAN DUNLEAVY** _____ offered the following resolution,

which was seconded by _____ **COUNCILMAN BARTUNEK** _____ :

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish the attached public notice to consider a local law to amend CHAPTER 108, ARTICLE XIII, Supplementary Use Regulations, to add §108-64.6 "Prohibited Uses" of the Riverhead Town Code once in the May 11, 2006 edition of the News Review Newspaper, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further

RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to the Building Department, Planning Department, Code Enforcement, and the Town Attorney.

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
 Blass yes ___ no Densieski yes ___ no
 Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
 THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held on the 6th day of June, 2006 at 7:10 o'clock p.m., at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons to consider a local law to amend CHAPTER 108, ARTICLE XIII, Supplementary Use Regulations, to add §108-64.6 "Prohibited Uses" of the Riverhead Town Code as follows:

§ 108-64.6. Prohibited uses.

A. Residential storage restrictions.

1. No part of any front yard in a residential zoning district, or residentially utilized lot or tract of land, whether or not improved by a building or structure, other than a driveway, shall be used for the parking or storing of motor vehicles, vehicles, trailers or vessels.

2. A temporary trailer or prefabricated dwelling which has been issued a permit pursuant to §108-64 of this chapter by the Building Department shall be permitted in the front yard of a residential zoning district, or residentially utilized lot or tract of land.

3. Boats and trailers. Not more than one (1) trailer, which must be registered in the State of New York or in any other competent jurisdiction, or one (1) boat, including the boat trailer on which it rests, may be parked or stored in the driveway of a residential zoning district, or residentially utilized lot or tract of land. The failure to have a current license plate affixed to said trailer shall be presumptive evidence that such trailer is not registered.

4. No person shall use, operate or maintain any van, truck or other automobile cab, body, container or other compartment, for purposes of utilizing such as a shed, accessory building, accessory structure or other storage-type structure in a residential zoning district or residentially utilized lot or tract of land whether or not improved by a building or structure unless a permit has been issued for such by the Building Department.

(a). Temporary storage. Any person owning property in a residential zoning district, or residentially utilized lot or tract of land, which is improved by a building or structure, or occupying the same as tenant, who shall desire to use or permit such property or any part thereof to be used for the storage, parking or maintenance of a trailer or container for temporary storage shall obtain a permit for such from the Building Department.

(b). A fee of twenty-five (\$25.00) dollars will be required for each permit issued.

(c). The length of time that such trailer or container shall be permitted to remain shall be thirty (30) days with two (2) thirty (30) day extensions. No further extensions are permitted and it shall be mandatory that the trailer or container be removed at the end of the time permitted. If the trailer or container is not removed, there shall be a fine of one hundred (\$100.00) dollars per day imposed upon the owner of the trailer or container for each day that it remains beyond the time limit. If the trailer or container remains in violation for more than ten (10) days, the Building Department may, after notifying the owner of said trailer or container in writing by certified or registered mail, return receipt requested, cause the trailer or container to be removed. The expense of such removal and any storage charges resulting shall be paid by the owner of the trailer or container, and if said cost is not paid within ten (10) days, the Building Department may advertise the public sale of the trailer or container in the official paper of the Town of Riverhead and sell to the highest bidder. The moneys realized from the sale shall be applied to any fines outstanding and to reimburse the Town of Riverhead for any expense incurred in moving and storing the trailer or container. If there shall be any excess, it shall be remitted to the former owner of the trailer or container.

B. Parking of commercial vehicles.

1. Prohibitions. The parking of commercial vehicles with a gross vehicle weight rating of 10,000 pounds or more on residential streets, residential property or residentially utilized lots or tracts of land is hereby prohibited.

2. Exceptions. The following shall be excepted from the provisions of this subsection:

(a). Motor vehicles with a gross vehicle weight rating of not more than 10,000 pounds.

(b). Commercial vehicles in the process of making local deliveries.

(c). Commercial vehicles owned by public utilities and governmental and municipal agencies where necessary for the maintenance, repair and construction of public utility and governmental and municipal services and facilities.

Dated: Riverhead, New York
May 2, 2006

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

BARBARA GRATTAN, Town Clerk

5/2/06

Adopted

Town of Riverhead

Resolution # 425

Authorizes Publication of Notice

COUNCILMAN BARTUNEK

_____ offered the following resolution,

which was seconded by COUNCILWOMAN BLASS:

WHEREAS, the Town of Riverhead recognizes the extreme need to create affordable Workforce Housing for those who live and work in the Town of Riverhead; and

WHEREAS, nine parcels have been acquired by the Community Development Department; and

WHEREAS, it is believed that providing opportunities for homeownership will improve the neighborhoods involved and strengthen the workforce; and

WHEREAS, it is necessary for the Community Development Department to select builders/developers to construct these homes.

THEREFORE, BE IT RESOLVED, that the Riverhead Town Board hereby authorizes publication of the attached notice in the May 13 issue of the News-Review.

THEREFORE, BE IT FURTHER RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to Community Development Agency Director Andrea Lohneiss and Suffolk County Community Development Director Joseph Sanseverino (PO Box 6100, Hauppauge, NY 11978).

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Dansieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

Please take notice that the Town Board of the Town of Riverhead hereby solicits written proposals for construction of nine (9) single family workforce homes on various sites throughout the Town of Riverhead.

A complete Request for Proposals package can be obtained from the Community Development Department at 200 Howell Avenue, Riverhead or by telephoning (631) 727-3200 extension 236. Packages will remain available until the June 30 deadline.

Dated: May 13, 2006

Barbara Grattan
Town Clerk

May 2, 2006

Adopted

TOWN OF RIVERHEAD

Resolution # 426

AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR DISPOSAL OF TOWN
OF RIVERHEAD MUNICIPAL SOLID WASTE

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

WHEREAS, the Town Clerk is authorized to publish and post a Notice To Bidders for proposals for the DISPOSAL OF TOWN OF RIVERHEAD MUNICIPAL SOLID WASTE.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk is hereby authorized to publish and post the following public notice in the May 11, 2006 issue of the News Review.

RESOLVED, that the Town Clerk be, and hereby is, authorized to forward a copy of this resolution to the Sanitation Department and the Purchasing Department.

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

The Resolution Was Was Not

Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the **DISPOSAL OF MUNICIPAL SOLID WASTE** for 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 **11:05 am on Monday, May 22, 2006.**

Bid packets, including Specifications, may be obtained at the Town Clerk's office at Town Hall Monday through Friday between the hours of 8:30 am and 4:30 pm or, on our website at www.riverheadli.com.

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.

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.

All bids are to be submitted to the Town Clerk's Office in a sealed envelope bearing the designation **BIDS FOR DISPOSAL OF MUNICIPAL SOLID WASTE.**

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

TB 5/2/06

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 427
ADOPTED May 2, 2006

AUTHORIZES TOWN CLERK TO ADVERTISE FOR BIDS ON
STAINLESS STEEL MATERIAL SPREADERS With LIQUID CALCIUM
CHLORIDE DISPENSING SYSTEMS

COUNCILMAN DUNLEAVY

OFFERED THE FOLLOWING

RESOLUTION WHICH WAS SECONDED BY COUNCILMAN DENSIESKI

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to advertise for sealed bids for STAINLESS STEEL MATERIAL SPREADERS With LIQUID CALCIUM CHLORIDE DISPENSING SYSTEMS for the use of the Town of Riverhead Highway Department, AND BE IT,

RESOLVED, that the specifications and forms for bidding be prepared by the Superintendent of Highways, and all bids to be returnable up to 11:00 A.M. on May 22, 2006; AND BE IT FURTHER,

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to open publicly and read aloud on May 22, 2006 at 11:00 A.M. at the Town Clerk's office, Town Hall, 200 Howell Avenue, Riverhead, New York, all sealed bids bearing the designation "BID ON STAINLESS STEEL MATERIAL SPREADERS With LIQUID CALCIUM CHLORIDE DISPENSING SYSTEMS".

DUNLEAVY YES NO BARTUNEK YES NO
BLASS YES NO DENSIESKI YES NO
CARDINALE YES NO
THIS RESOLUTION IS IS NOT
DECLARED DULY ADOPTED

NOTICE TO BIDDERS

Sealed bids for **“STAINLESS STEEL MATERIAL SPREADERS With LIQUID CALCIUM CHLORIDE DISPENSING SYSTEMS”** for the use of the Riverhead Highway Department will be received by the Town Clerk of the Town of Riverhead at the Town Hall, 200 Howell Avenue, Riverhead, New York 11901 until **11:00 A.M. on MAY 22, 2006.**

Instructions for bidders, specifications and forms may be obtained at the office of the Town Clerk at the Town Hall Monday through Friday between the hours of 8:30 A.M. and 4:30 P.M.

All bids will be submitted on the bid form provided. Any and all exceptions to the specifications will 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 waive any formalities if it believes such action to be in the best interest of the town.

All bids will be submitted in a sealed envelope bearing the designation **“BID on STAINLESS STEEL MATERIAL SPREADERS”**.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD
BARBARA A. GRATTAN, TOWN CLERK**

May 2, 2006

Adopted

TOWN OF RIVERHEAD

AWARDS BID FOR DRY HYDRATED LIME
(CALCIUM HYDROXIDE)

RESOLUTION # 428

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

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for dry hydrated lime; and

WHEREAS, bids were received, opened and read aloud on the 10th day of April, 2006, at 11:20 a.m. at Town Hall, 200 Howell Avenue, Riverhead, New York 11901, the date, time and place given in the notice to bidders.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for dry hydrated lime (calcium hydroxide) be and is hereby awarded to Long Island Cauliflower Association; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Long Island Cauliflower Association, 139 Marcy Avenue, Riverhead, New York, 11901, the Riverhead Water District and the Purchasing Department.

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

**BID SPECIFICATIONS FOR:
DRY HYDRATED LIME (CALCIUM HYDROXIDE)**

PLEASE READ CAREFULLY

DRY HYDRATED LIME (calcium hydroxide)-delivered and unloaded at sites:

6.85 per BAG

- | | | | |
|----|---|--------------------------------|----|
| 1. | 0 - 3 pallets | | |
| | (a) One (1) drop | \$342 ¹⁰ per pallet | OB |
| | (b) Two (2) or more drops (maximum of five [5] drops) | \$342 ¹⁰ per pallet | OB |
| 2. | 4 - 6 pallets | | |
| | (a) One (1) drop | \$342 ¹⁰ per pallet | OB |
| | (b) Two (2) or more drops (maximum of five [5] drops) | \$342 ¹⁰ per pallet | OB |
| 3. | 7 or more pallets | | |
| | (a) One (1) drop | \$342 ¹⁰ per pallet | OB |
| | (b) Two (2) or more drops (maximum of five [5] drops) | \$342 ¹⁰ per pallet | OB |

NOTE: One (1) pallet consists of fifty (50) 50-lb. bags of product.

CALCIUM HYDROXIDE SPECIFICATIONS
RIVERHEAD WATER DISTRICT

PART 1 - GENERAL

1. SCOPE

- A. The supplier under this contract shall furnish approved 50-lb bags of Calcium Hydroxide (Hydrate) CAS-1305-620 in accordance with ANSI/NSF Standard-60/61 for water treatment.

2. FEDERAL, STATE AND COUNTY APPROVALS

- A. The Calcium Hydroxide to be supplied shall have been accepted by ANSI/NSF Standard-60/61 for drinking water treatment additives for use in public water supplies.
- B. The bidder shall also provide proof of certification of meeting ANSI/NSF Standard-60/61 and have a Material Safety Data Sheet for the product being bid.

3. REJECTION

- A. The basis of rejection of the bid and/or materials is the Calcium Hydroxide pH control chemical (a) does not meet ANSI/NSF Standard-60/61; (b) does not meet chemical, physical or safety requirements of these specifications; or (c) nonconformance with these specifications, including lack of documentation acceptable to the District.

4. PAYMENT

COMPANY NAME: Leas Island Cement Co.

RWD\LIME.doc

TB 5/2/06

Adopted

TOWN OF RIVERHEAD

Resolution # 429
Adopted May 2, 2006

AWARDS BID ON TRAFFIC PAINT

COUNCILMAN BARTUNEK _____ offered the following resolution which was
seconded by COUNCILMAN DUNLEAVY _____.

WHEREAS, the Town Clerk was authorized to advertise for sealed bids on a
"TRAFFIC PAINT" for the use of the Riverhead Highway Department, and

WHEREAS, all bids were received and read aloud on the 10th Day of April, 2006 at
11:00 A.M. at the Town Hall, 200 Howell Avenue, Riverhead, New York the date,
time and place given in the Notice to Bidders, and

WHEREAS, one bid was received,

NOW, THEREFORE, BE IT

RESOLVED, that the bid for the Traffic Paint be and is hereby awarded to
Sherwin Williams, 1704 Old Country Rd., Riverhead, NY 11901, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby
authorized to forward a certified copy of this resolution to Sherwin Williams and
the Riverhead Highway Department.

DUNLEAVY ✓ YES ___ NO BARTUNEK ✓ YES ___ NO
BLASS ✓ YES ___ NO DENSIESKI ✓ YES ___ NO
CARDINALE ✓ YES ___ NO
THIS RESOLUTION ~~✓~~ IS ___ IS NOT
DECLARED DULY ADOPTED

TOWN OF RIVERHEAD

Resolution # 430
Adopted May 2, 2006

AWARDS BID ON TRAFFIC SIGNS & RELATED ITEMS

COUNCILMAN DUNLEAVY

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

WHEREAS, the Town Clerk was authorized to advertise for sealed bids on a "TRAFFIC SIGNS & RELATED ITEMS" for the use of the Riverhead Highway Department, and

WHEREAS, all bids were received and read aloud on the 10th Day of April, 2006 at 11:15 A.M. at the Town Hall, 200 Howell Avenue, Riverhead, New York the date, time and place given in the Notice to Bidders, and

WHEREAS, one bid was received,

NOW, THEREFORE, BE IT

RESOLVED, that the bid for the Traffic Signs and Related Items be and is hereby awarded to Vulcan, Inc., PO Box 1805, Foley, Al. 36536, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Vulcan, Inc. and the Riverhead Highway Department.

DUNLEAVY YES ___ NO BARTUNEK YES ___ NO
BLASS YES ___ NO DENSIESKI YES ___ NO
CARDINALE YES ___ NO
THIS RESOLUTION IS ___ IS NOT
DECLARED DULY ADOPTED

TOWN OF RIVERHEAD

Resolution # 431
Adopted May 2, 2006

AWARDS BID ON TRAFFIC LINE STRIPING

COUNCILMAN DENSIESKI

_____ offered the following resolution which was
seconded by COUNCILWOMAN BLASS

WHEREAS, the Town Clerk was authorized to advertise for sealed bids on a "TRAFFIC LINE STRIPING" for the use of the Riverhead Highway Department, and

WHEREAS, all bids were received and read aloud on the 10th Day of April, 2006 at 11:05 A.M. at the Town Hall, 200 Howell Avenue, Riverhead, New York the date, time and place given in the Notice to Bidders, and

WHEREAS, two bid were received,

NOW, THEREFORE, BE IT

RESOLVED, that the bid for Traffic Line Striping be and is hereby awarded to Safety Marking Inc., 460 Bostwick Ave., Bridgeport, Ct. 06605, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Safety Marking Inc. and the Riverhead Highway Department.

DUNLEAVY YES ___ NO BARTUNEK YES ___ NO
BLASS YES ___ NO DENSIESKI YES ___ NO
CARDINALE YES ___ NO
THIS RESOLUTION IS ___ IS NOT
DECLARED DULY ADOPTED

TOWN OF RIVERHEAD

Resolution # 432
Adopted May 2, 2006

AWARDS BID ON PRECAST CONCRETE DRAINAGE RINGS & ASSOCIATED ITEMS

COUNCILWOMAN BLASS
_____ offered the following resolution which was
seconded by COUNCILMAN BARTUNEK
_____.

WHEREAS, the Town Clerk was authorized to advertise for sealed bids on a "PRECAST CONCRETE DRAINAGE & ASSOCIATED ITEMS" for the use of the Highway Department, and,

WHEREAS, all bids were received and read aloud on the 10th Day of April, 2006 at 11:10 A.M. at the Town Hall, 200 Howell Avenue, Riverhead, New York the date, time and place given in the Notice to Bidders, and

WHEREAS, one bid was received,

NOW, THEREFORE, BE IT

RESOLVED, that the bid for the Precast Concrete Drainage Rings & Associated Items be and is hereby awarded to Suffolk Cement Precast, Inc., PO Box 241, Calverton, New York 11933, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Suffolk Cement Precast and the Riverhead Highway Department.

DUNLEAVY ✓ YES ___ NO BARTUNEK ✓ YES ___ NO
BLASS ✓ YES ___ NO DENSIESKI ✓ YES ___ NO
CARDINALE ✓ YES ___ NO
THIS RESOLUTION ~~X~~ IS ___ IS NOT
DECLARED DULY ADOPTED

MAY 2, 2006

Adopted

TOWN OF RIVERHEAD

AWARDS BID FOR BOAT ENGINES

RESOLUTION # 433

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

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for BOAT ENGINES and;

WHEREAS, bids were received, opened and read aloud on the 17th day of APRIL, 2006 at 11:00 a.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place given in the Notice to Bidders.

NOW THEREFORE BE IT

RESOLVED, that the bid for BOAT ENGINES and INSTALLATION be and hereby is, awarded to GREAT PECONIC BAY MARINA for the price of \$33128.45.

RESOLVED, the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to GREAT PECONIC BAY MARINA, the Police Department and the Purchasing Department.

THE VOTE

Dunleavy Yes No Bartunek Yes No
Blass Yes No Densieski Yes No
Cardinale Yes No *abstain*

5/2/06

Town of Riverhead

Adopted

Resolution # 434

Establishes Location for Farmers' Market for 2006 Season

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

WHEREAS, the Town of Riverhead provides space within the downtown riverfront parking area for the Farmers' Market on a seasonal basis; and

WHEREAS, the Farmers' Market utilized the area located behind SCTM#0600-129-1-11, 12 and 13 on property owned by the Town of Riverhead in 2005 and found the location to be acceptable.

THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the Farmers' Market to be located on said property on each Thursday beginning June 29, 2006 for the 2006 season.

BE IT FURTHER RESOLVED, that Town Clerk shall forward a certified copy of this resolution to Bob Gammon, 70 Woodside Lane, Laurel, NY 11948, SCDHS (WIC Administrative Office), H. Lee Dennison Building 100 Veterans Memorial Hwy., PO Box 6100, Hauppauge, NY 11788 and Andrea Lohneiss, CD Director.

DUNLEAVY YES ___ NO BARTUNEK YES ___ NO
BLASS YES ___ NO DENSIESKI YES ___ NO
CARDINALE YES ___ NO

THIS RESOLUTION IS ___ IS NOT
DECLARED DULY ADOPTED

Adopted

May 2, 2006

TOWN OF RIVERHEAD

Resolution # 435

**SUPPORTS THE SUBMISSION OF REGIONAL FIRE ACT GRANT BY THE
WADING RIVER FIRE DISTRICT, EMW-2006-FG-07548**

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

WHEREAS, the Wading River Fire District submitted a Regional Fire Act Grant Application on April 5, 2006; and

WHEREAS, the Wading River Fire District is acting as the host applicant for all emergency response agencies in the Town of Riverhead; and

WHEREAS, the grant application is for Personal Protective Equipment and Monitoring and Mitigation Equipment to improve firefighter safety and public safety during Chemical, Biological, Radiological, Nuclear and Explosive incidents;

NOW THEREFORE BE IT RESOLVED THAT, the Town Board of the Town of Riverhead hereby confirms its support for the Wading River Fire District's Application for a 2006 Fire Act grant through FEMA/Homeland Security for Personal Protective Equipment and Monitoring and Mitigation Equipment; and be it

FURTHER RESOLVED, that the Town Clerk is directed to forward a copy of this resolution to Tracy A. Henke, Assistant Secretary, Office of Grants and Training, Preparedness Directorate, US Department of Homeland Security, 810 7th Street, NW, Washington, DC 20531, the Wading River Fire District, and the Town of Riverhead Fire Marshal.

THE VOTE

Dunleavy ~~Yes~~ No

Bartunek ~~Yes~~ No

Blass ~~Yes~~ No

Densieski ~~Yes~~ No

Cardinale ~~Yes~~ No

Z:/Peggy

May 2, 2006

TOWN OF RIVERHEAD

Adopted

RESOLUTION # 436

**RATIFIES THE SUBMISSION OF A GRANT APPLICATION
TO THE STATE OF NEW YORK UNIFIED COURT SYSTEM**

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

WHEREAS, grant funding is available from the State of New York Unified Court System to support purchase of essential electronic equipment; and

WHEREAS, the Town of Riverhead Justice Court wishes to implement a pilot project in conjunction with the Suffolk County Sheriff to provide for video conferencing between the court and jail for the purpose of increasing efficiency, safety and cost effectiveness of arraignments; and

WHEREAS, the grant application requests funding not to exceed \$20,000 to defray the cost of video conferencing equipment;

NOW, THEREFORE BE IT RESOLVED, that the Town Board hereby supports the video conferencing pilot project and ratifies the Town Supervisor's signature on the grant application documents.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward certified copies of this resolution to the Grants Coordinator, Justices Smith and Ehlers, the Office of Accounting and the State of New York Unified Court System, ATTN: Justice Court Assistance Program, 4 ESP, Suite 2001, Albany, NY 12223-1450.

mesiano_JCAP2006

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
 Blass yes ___ no Densieski yes ___ no
 Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
 THEREFORE DULY ADOPTED

Adopted

RESOLUTION # 437 ABSTRACT #06-17 April 27, 2006 (TBM 5/02/06)				
COUNCILMAN DUNLEAVY				
COUNCILMAN BARTUNEK offered the following Resolution which was seconded by				
COUNCILMAN BARTUNEK				
FUND NAME			CHECKRUN TOTALS	GRAND TOTALS
GENERAL FUND	1		\$ 734,944.76	\$ 734,944.76
RECREATION PROGRAM FUND	6		\$ 4,202.18	\$ 4,202.18
CHILD CARE CENTER BUILDING FUN	9		\$ 477.69	\$ 477.69
SENIOR CITIZEN DAY CARE CENTER	27		\$ 1,623.80	\$ 1,623.80
ANIMAL SPAY & NEUTERING PROGRA	29		\$ 300.00	\$ 300.00
ECONOMIC DEVELOPMENT ZONE FUND	30		\$ 2,716.78	\$ 2,716.78
HIGHWAY FUND	111		\$ 69,413.37	\$ 69,413.37
WATER DISTRICT	112		\$ 57,315.34	\$ 57,315.34
RIVERHEAD SEWER DISTRICT	114		\$ 28,780.79	\$ 28,780.79
REFUSE & GARBAGE COLLECTION DI	115		\$ 6,352.61	\$ 6,352.61
STREET LIGHTING DISTRICT	116		\$ 6,948.05	\$ 6,948.05
AMBULANCE DISTRICT	120		\$ 160,406.84	\$ 160,406.84
EAST CREEK DOCKING FACILITY FU	122		\$ 1,650.00	\$ 1,650.00
CALVERTON SEWER DISTRICT	124		\$ 719.56	\$ 719.56
RIVERHEAD SCAVANGER WASTE DIST	128		\$ 53,561.88	\$ 53,561.88
WORKERS' COMPENSATION FUND	173		\$ 1,998.18	\$ 1,998.18
RISK RETENTION FUND	175		\$ 11,236.47	\$ 11,236.47
CDBG CONSORTIUM ACOUNT	181		\$ 512.68	\$ 512.68
RESTORE GRANT PROGRAM	184		\$ 295.00	\$ 295.00
TOWN HALL CAPITAL PROJECTS	406		\$ 2,100,588.00	\$ 2,100,588.00
YOUTH SERVICES CAP PROJECT	452		\$ 2,431.80	\$ 2,431.80
SENIORS HELP SENIORS CAP PROJE	453		\$ 3,197.00	\$ 3,197.00
EISEP CAP PROJECT	454		\$ 96.34	\$ 96.34
MUNICIPAL FUEL FUND	625		\$ 12,420.39	\$ 12,420.39
MUNICIPAL GARAGE FUND	626		\$ 35,872.49	\$ 35,872.49
TRUST & AGENCY	735		\$ 1,322,153.94	\$ 1,322,153.94
COMMUNITY PRESERVATION FUND	737		\$ 1,987.52	\$ 1,987.52
TOTAL ALL FUNDS			\$ 4,622,203.46	\$ 4,622,203.46

THE VOTE

Dunleavy yes no Bartunek yes no
 Blass yes no Densieski yes no
 Cardinale yes no

THE RESOLUTION WAS WAS NOT
 THEREFORE DULY ADOPTED

TOWN OF RIVERHEAD

Adopt

Resolution # 438

ACCEPTS OFFER OF SALE OF REAL PROPERTY LOCATED IN THE TOWN OF RIVERHEAD
(purported owner: Alison Adams Larson)

COUNCILMAN DUNLEAVY offered the following resolution, which was seconded
by COUNCILMAN BARTUNEK.

WHEREAS, the Open Space Committee ("the Committee") has received an offer for the sale of real property from Alison Adams Larson of approximately 5.9 acres of vacant land located on the North Side of Sound Avenue, Riverhead, New York, further described as Suffolk County Tax Map # 0600-12-3-1, to the Town of Riverhead for a purchase price of \$800,000.00, which parcel falls within the RA-80 zoning district; and

WHEREAS, the Committee has commissioned an appraisal of the value of the subject real property; and

WHEREAS, the Committee has assessed the subject real property and has formally recommended that the Town Board of the Town of Riverhead consider the purchase of the property; and

WHEREAS, the Town Board has carefully considered the merits of the offer, the report of the Peconic Land Trust, the appraisal by Given Associates, the report of the Open Space Committee and all other pertinent planning, zoning and environmental information; and

WHEREAS, the Town Board finds that the acquisition of the subject parcel is the best alternative for the protection of community character of all reasonable alternatives available to the Town.

NOW THEREFORE BE IT RESOLVED, that the Riverhead Town Board hereby accepts the offer of sale of the subject real property of Alison Adams Larson, pursuant to Chapter 14 of the Code of the Town of Riverhead; and be it further

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a contract to purchase the subject property in an amount not to exceed Eight Hundred Thousand Dollars (\$800,000.00) and authorizes the Town Attorney to order a survey and title report for the subject real property and directs the Accounting Department to set up a budget; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Linda Dieterich, Esq. 805 Roanoke Avenue, Riverhead, New York 11901; the Open Space Committee; Peconic Land Trust, Attn: Dawn Haight, 296 Hampton Road, P.O. Box 1776, Southampton, New York, 11969; the Planning Department; the Assessor's Office; the Tax Receiver's Office; the Accounting Office and the Office of the Town Attorney.

THE VOTE

Dunleavy yes no Bartunek yes no
Blas yes no Densieski yes no
Cardinale yes no

X:\OPEN SPACE\accept-Adams-Larson.doc

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED