

RESOLUTION LIST

June 21, 2016

- Res. #459** EPCAL Sewer Treatment Plant Upgrade #20042 Capital Project Budget Adjustment
- Res. #460** Authorizing Removal of Fixed Asset Records from System
- Res. #461** Adopts a Local Law to Amend Chapter 301 (Formerly Known as Chapter 108 Entitled “Zoning and Land Development” of Code of the Town of Riverhead (Movie Theater Definition)
- Res. #462** Adopts Local Law to Amend Chapter 301 (Formerly Known as Chapter 108) Entitled “Zoning and Land Development” of the Code of the Town of Riverhead (Theater Parking)
- Res. #463** Adopts a Local Law to Amend Chapter 301 (Formerly Known as Chapter 108) Entitled “Zoning and Land Development” of the Code of the Town of Riverhead (Movie Theater Use)
- Res. #464** Accepts Highway Superintendent’s Personnel Report & Request for Town Board Resolution to Effectuate Personnel Request (Frank Greenwood)
- Res. #465** Accepts Highway Superintendent’s Personnel Report & Request for Town Board Resolution to Effectuate Personnel Request (Scott Vance)
- Res. #466** Amends and Ratifies Resolution #399 of 2016 (Authorizes Publication of Help Wanted Advertisement for a Water Treatment Plant Operator Trainee)
- Res. #467** Ratifies the Appointment of a Bus Driver to the Seniors Programs (Laurie McKillop)
- Res. #468** Ratifies the Appointment of a Seasonal Pump Out Boat Operator (Kevin Nehrbauer)
- Res. #469** Appoints a Part-Time Police Officer (Jason Luhrs)
- Res. #470** Changes the Status of a Part-Time Police Officer (Jason Luhrs)
- Res. #471** Authorizes Town Clerk to Republish Advertisement for Ford Automotive Replacement Parts

- Res. #472** Authorization for Town Clerk to Republish and Post Bid for Food and Meat Products 2016
- Res. #473** Authorization to Publish Advertisement for Automotive Parts 2016 for the Town of Riverhead
- Res. #474** Authorization to Publish Advertisement for Diesel Fuel 2016 for the Town of Riverhead
- Res. #475** Authorization to Publish Advertisement for Heating Fuel 2016 for the Town of Riverhead
- Res. #476** Ratifies the Authorization of Purchasing Agent to Attend the 2016 New York State Association of Municipal Purchasing Officials Annual Professional Development Conference
- Res. #477** Appoints a Call-In Recreation Aide to the Recreation Department (Kaitlyn Flynn)
- Res. #478** Appoints a Call-In Recreation Aide to the Recreation Department (Katherine Opiela)
- Res. #479** Appoints a Call-In Registered Nurse to the Recreation Department (Daniel Hull)
- Res. #480** Amends Resolution Accepting Suffolk County WQPRP Grant to Provide for Matching Funds
- Res. #481** Resolution to Change Town Board Meeting Time
- Res. #482** Authorizes the Supervisor to Execute a Municipal Cooperation Agreement-Renewal No. 7 with the Riverhead Central School District Regarding Unleaded Fuel Services
- Res. #483** Authorizes the Supervisor to Execute a Scope of Work and Professional Services Agreement with Peconic Land Trust
- Res. #484** Authorizes the Supervisor to Execute a Renewal Agreement with Nextiraone, LLC, d/b/a Black Box Network Services Regarding Telephone Maintenance
- Res. #485** Extends Bid Contract for Food and Meat Products
- Res. #486** Approves Agreement between Winship Media LLC and the Town of Riverhead

- Res. #487 Awards Bid for Snack Vendor (Stotzky Park)**
- Res. #488 Awards Bid for Snack Vendor (Wading River Beach)**
- Res. #489 Appoints Member to the Agricultural Advisory Committee (Lyle Wells)**
- Res. #490 Approves the Application for Fireworks Permit of Riverhead Raceway (Saturday, July 2, 2016)**
- Res. #491 Approves Chapter 255 Application of Polish Town Civic Association (Polish Town Street Fair and Festival – August 20th and August 21st, 2016)**
- Res. #492 Appoints the Law Firm of Smith, Finkelstein, Lundberg, Isler and Yakaboski, LLP to Act as Special Counsel to Commence a Summary Proceeding against SMSA Limited Partnership and Authorizes the Supervisor to Execute a Retainer Agreement**
- Res. #493 Approves Extension to License Agreement with Wadington Realty Corp.**
- Res. #494 Approves Agreement between Tanger Properties Limited Partnership and the Town of Riverhead in Connection with Fourth of July 2016 Sales (Utilize parking police personnel and police cars)**
- Res. #495 Authorizes Town Clerk to Publish and Post Notice to Bidders for Sensus Water Meters & Accessory Equipment, or Reasonable Equivalent for Use by the Riverhead Water District**
- Res. #496 Classifies Application as a Type II Action, Ratify and Approve Administrative Site Plan of Atlantis Holdings Realty Company, LLC (Taste the East End) 469 East Main Street, Riverhead**
- Res. #497 Riverhead Scavenger Waste District Rate Adjustment for Tipping Fees at Scavenger Waste Plant**
- Res. #498 Awards Request for Proposal for Youngs Avenue Landfill Post Closure Inspections, Testing and Reporting Activities and Authorizes Supervisor to Execute an Agreement for Such Services**

TOWN OF RIVERHEAD

Resolution # 459

EPCAL SEWER TREATMENT PLANT UPGRADE #20042

CAPITAL PROJECT

BUDGET ADJUSTMENT

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, a budget adjustment is necessary for the EPCAL Sewer Plant Upgrade project's construction phase.

NOW THEREFORE BE IT RESOLVED, that the Supervisor be, and is hereby authorized to establish the following budget adjustment and transfer of funds from the Riverhead Sewer District Fund Balance:

	<u>FROM</u>	<u>TO</u>
424.095710.494200.20042 EFC Bond Proceeds	7,440,574.00	
424.081300.543504.20042 Professional Svc. Engineering		1,164,824.00
424.081300.523011.20042 Sewer Plant Improvement		6,190,000.00
424.081300.547900.20042 Contingency		85,750.00

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

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

THE VOTE

Hubbard <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Giglio <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Wooten <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Dunleavy <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Walter <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 460

AUTHORIZING REMOVAL OF FIXED ASSET RECORDS FROM SYSTEM

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, after a thorough review by the Departments listed below, the following items listed below by department have been deemed broken or unusable and need to be removed from the Town of Riverheads system The Accounting Department hereby requests that the Town Board authorize the removal of these records from the Fixed Asset system

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

<u>Department</u>	<u>Tag#</u>	<u>Description</u>
Justice Court	4840	Monroe 4140 Adding Machine
Justice Court	25561	Simplex Time Stamp Machine
Justice Court	25562	Simplex Time Stamp Machine
Justice Court	30944	Swingline Electronic Stapler
Justice Court	24394	Swingline Electronic Stapler
Justice Court	24395	Swingline Electronic Stapler
Justice Court	30940	Swingline Heavy Duty Electronic Stapler
Justice Court	28663	Staples SPL-XC2000 Shredder
Highway	54	1986 Poweray Hot Box
Highway	HY-5	1987 Dresser 2yd Crawler Loader

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 461

ADOPTS A LOCAL LAW TO AMEND CHAPTER 301 (FORMERLY KNOWN AS CHAPTER 108) ENTITLED "ZONING AND LAND DEVELOPMENT" OF CODE OF THE TOWN OF RIVERHEAD (Movie Theater Definition)

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a local law amending Chapter 108, entitled "Zoning," of the Riverhead Town Code; and

WHEREAS, the Planning Department has reviewed the proposed amendment and recommended that the adoption be considered a Type II action pursuant to 6NYCRR Part 617 and therefore no determination of significance is required; and

WHEREAS, a public hearing was held before the Town Board at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, on the 7th day of June, 2016 at 2:05 o'clock p.m. to amend Chapter 108, entitled "Zoning," of the Riverhead Town Code; and

WHEREAS, the Code of the Town of Riverhead has been revised and reordered since the public hearing such that the contents of Chapter 108 now are found under Chapter 301.

NOW THEREFORE BE IT RESOLVED, that the Town Board be and hereby declares the amendment of Chapter 301 to be a Type II action for the purposes of SEQR compliance; and be it further

RESOLVED, that the local law amending Chapter 301, formerly known as Chapter 108, entitled "Zoning and Land Development," is hereby adopted as specified in the attached notice of adoption; and be it further

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

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

THE VOTE

Hubbard Yes No Giglio Yes No

Wooten Yes No Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE that the Town Board of the Town at Riverhead adopted a local law amending Chapter 301, entitled "Zoning and Land Development" of the Riverhead Town Code at its meeting held on June 21, 2016. **Be it enacted** by the Town Board of Riverhead as follows:

CHAPTER 301
Zoning and Land Development

301-3 Definitions; word usage.

Movie Theater

A building devoted to the showing of motion pictures on one or more screens within the building(s) on a paid-admission basis

- Underscore represents addition(s)

Dated: Riverhead, New York
June 21, 2016

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

DIANE M. WILHELM, Town Clerk

TOWN OF RIVERHEAD

Resolution # 462

**ADOPTS LOCAL LAW TO AMEND CHAPTER 301 (FORMERLY KNOWN AS
CHAPTER 108) ENTITLED "ZONING AND LAND DEVELOPMENT" OF THE CODE
OF THE TOWN OF RIVERHEAD
(Theater Parking)**

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, the Planning Department has reviewed the proposed amendment and recommended that the adoption be considered a Type II action pursuant to 6NYCRR Part 617 and therefore no determination of significance is required; and

WHEREAS, a public hearing was held before the Town Board at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, on the 7th day of June, 2016 at 2:05 o'clock p.m. to amend Chapter 108, entitled "Zoning," of the Riverhead Town Code; and

WHEREAS, the Code of the Town of Riverhead has been revised and reordered since the public hearing such that the contents of Chapter 108 now are found under Chapter 301.

NOW THEREFORE BE IT RESOLVED, that the Town Board be and hereby declares the amendment of Chapter 301 to be a Type II action for the purposes of SEQR compliance; and be it further

RESOLVED, that the local law amending Chapter 301, formerly known as Chapter 108, entitled "Zoning and Land Development," is hereby adopted as specified in the attached notice of adoption; and be it further

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

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE that the Town Board of the Town at Riverhead adopted a local law amending Chapter 301, entitled "Zoning and Land Development" of the Riverhead Town Code at its meeting held on June 21, 2016. **Be it enacted** by the Town Board of Riverhead as follows:

CHAPTER 301
Zoning and Land Development

301 Attachment 1

Parking Use	Number of Minimum Spaces
One-family and two-family dwellings	1 per dwelling unit
Multiple dwellings	1 1/2 per dwelling unit
Hotels, motels, tourist homes, cabins, lodging, rooming and boarding houses	1 per guest sleeping room or suite
Fraternities, sororities or dormitories	1 per 2 sleeping rooms
Hospitals	1 per 1 1/2 patient beds
Sanatoriums or convalescent homes	1 per 3 patient beds
Medical or dental office	1 per 150 square feet of floor area
Mortuary or funeral directors' establishments	1 per 75 square feet of floor
Bowling alleys	4 per alley
Theaters, auditoriums or any public assembly area with fixed seats, including churches, schools above elementary levels, colleges and universities	1 per 3 seats
<u>Movie Theaters</u>	<u>1 per 4 seats</u>

- Underscore represents addition(s)

Dated: Riverhead, New York
June 21, 2016

**BY THE ORDER OF THE TOWNBOARD
OF THE TOWN OF RIVERHEAD**

DIANE M. WILHELM, Town Clerk

TOWN OF RIVERHEAD

Resolution # 463

ADOPTS A LOCAL LAW TO AMEND CHAPTER 301 (FORMERLY KNOWN AS CHAPTER 108) ENTITLED "ZONING AND LAND DEVELOPMENT" OF CODE OF THE TOWN OF RIVERHEAD (Movie Theater Use)

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a local law amending Chapter 108, entitled "Zoning," of the Riverhead Town Code; and

WHEREAS, the Planning Department has reviewed the proposed amendment and recommended that the adoption be considered a Type II action pursuant to 6NYCRR Part 617 and therefore no determination of significance is required; and

WHEREAS, a public hearing was held before the Town Board at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, on the 7th day of June, 2016 at 2:05 o'clock p.m. to amend Chapter 108, entitled "Zoning," of the Riverhead Town Code; and

WHEREAS, the Code of the Town of Riverhead has been revised and reordered since the public hearing such that the contents of Chapter 108 now are found under Chapter 301.

NOW THEREFORE BE IT RESOLVED, that the Town Board be and hereby declares the amendment of Chapter 301 to be a Type II action for the purposes of SEQR compliance; and be it further

RESOLVED, that the local law amending Chapter 301, formerly known as Chapter 108, entitled "Zoning and Land Development," is hereby adopted as specified in the attached notice of adoption; and be it further

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

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE that the Town Board of the Town at Riverhead adopted a local law amending Chapter 301, entitled "Zoning and Land Development" of the Riverhead Town Code at its meeting held on June 21, 2016. **Be it enacted** by the Town Board of Riverhead as follows:

CHAPTER 301
Zoning and Land Development

Article XXII Shopping Center (SC) Zoning Use District
301-110 Uses.

In the SC District, no building, structure, or premises shall be used or arranged or designed to be used, and no building or structure shall be hereafter erected, reconstructed, or altered, unless otherwise provided in this chapter, except for the following permitted uses or specially permitted uses and their customary accessory uses:

A. Permitted uses:

- (1) Shopping centers (with a minimum size of 50,000 square feet of gross floor area).
- (2) Office campuses.
- (3) Health clubs and spas.
- (4) Restaurants.
- (5) Indoor sports and recreation facilities.

B. Special permit uses:

(1) Movie Theaters.

B C. Accessory uses. Accessory uses shall include those uses customarily incidental to any of the above permitted uses or specially permitted uses when located on the same lot.

Specifically included are the following:

- (1) Drive-through windows for banks and pharmacies.

€ D. Prohibited uses:

- (1) Motor vehicle dealerships.
- (2) Boat dealerships.

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

Dated: Riverhead, New York
June 21, 2016

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

DIANE M. WILHELM, Town Clerk

TOWN OF RIVERHEAD

Resolution # 464

**ACCEPTS HIGHWAY SUPERINTENDENT'S PERSONNEL REPORT & REQUEST
FOR TOWN BOARD RESOLUTION TO EFFECTUATE PERSONNEL REQUEST**

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, pursuant to Town Law § 64(1), the Town Board has general management and control of the finances of the Town; and

WHEREAS, pursuant to Town Law § 64(3), the Town Board has general management and control of Town property; and

WHEREAS, pursuant to Town Law § 20 and except as otherwise provided by law, the Town Board has the responsibility to employ such persons as the Town Board deems necessary for the proper conduct of the affairs of the Town; and

WHEREAS, pursuant to Town Law § 27, the Town Board shall fix, from time to time, the salaries of all officers, officials and employees of said town, whether elected or appointed, and determine when the same shall be payable; and

WHEREAS, pursuant to Highway Law § 140(4), the Highway Superintendent shall employ such persons as may be necessary for the maintenance and repair of Town highways and removal of obstructions caused by snow and provide for the supervision over such employees, subject to the provisions of law recited above and, including but not limited to, available appropriations for such purpose, any applicable civil service requirements (see e.g. Civil Service Law § 75), and any applicable collective bargaining agreement provisions; and

WHEREAS, the Highway Superintendent filed a Personnel Report and Request for Town Board Resolution to Effectuate Personnel Request, to wit: hire Frank Greenwood to the position of Automotive Equipment Operator effective June 22, 2016; and

WHEREAS, the Highway Superintendent's report stated that said hire is necessary for the repair and maintenance of Town highways, replacing a former Automotive Equipment Operator who has transferred; and

WHEREAS, in accordance with the CSEA contract, this position was duly posted, Job Posting #11.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board accepts the Highway Superintendent's Personnel Report and Request Town Board Resolution to Effectuate Personnel Request, to wit: to hire Frank Greenwood to the position of Automotive Equipment Operator as found on Group 6, Step 3A of the Operational and Technical Salary Schedule of the CSEA contract; and be it further

RESOLVED, that the Personnel Officer and Financial Administrator are hereby directed to take such action to effectuate this personnel matter on behalf of the Highway Superintendent; and be it further

RESOLVED that the Town Clerk is hereby directed to forward a copy of this resolution to the Town Highway Superintendent, Personnel Officer, Financial Administrator and Town Attorney's Office; and be it further

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 465

**ACCEPTS HIGHWAY SUPERINTENDENT'S PERSONNEL REPORT & REQUEST
FOR TOWN BOARD RESOLUTION TO EFFECTUATE PERSONNEL REQUEST**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, pursuant to Town Law § 64(1), the Town Board has general management and control of the finances of the Town; and

WHEREAS, pursuant to Town Law § 64(3), the Town Board has general management and control of Town property; and

WHEREAS, pursuant to Town Law § 20 and except as otherwise provided by law, the Town Board has the responsibility to employ such persons as the Town Board deems necessary for the proper conduct of the affairs of the Town; and

WHEREAS, pursuant to Town Law § 27, the Town Board shall fix, from time to time, the salaries of all officers, officials and employees of said town, whether elected or appointed, and determine when the same shall be payable; and

WHEREAS, pursuant to Highway Law § 140(4), the Highway Superintendent shall employ such persons as may be necessary for the maintenance and repair of Town highways and removal of obstructions caused by snow and provide for the supervision over such employees, subject to the provisions of law recited above and, including but not limited to, available appropriations for such purpose, any applicable civil service requirements (see e.g. Civil Service Law § 75), and any applicable collective bargaining agreement provisions; and

WHEREAS, the Highway Superintendent filed a Personnel Report and Request for Town Board Resolution to Effectuate Personnel Request, to wit: hire Scott Vance to the position of Automotive Equipment Operator effective June 27, 2016; and

WHEREAS, the Highway Superintendent's report stated that said hire is necessary for the repair and maintenance of Town highways, replacing a former Automotive Equipment Operator who has retired; and

WHEREAS, in accordance with the CSEA contract, this position was duly posted, Job Posting #5.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board accepts the Highway Superintendent's Personnel Report and Request Town Board Resolution to Effectuate Personnel Request, to wit: to hire Scott Vance to the position of Automotive Equipment Operator as found on Group 6, Step P of the Operational and Technical Salary Schedule of the CSEA contract; and be it further

RESOLVED, that the Personnel Officer and Financial Administrator are hereby directed to take such action to effectuate this personnel matter on behalf of the Highway Superintendent; and be it further

RESOLVED that the Town Clerk is hereby directed to forward a copy of this resolution to the Town Highway Superintendent, Personnel Officer, Financial Administrator and Town Attorney's Office; and be it further

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 466

AMENDS AND RATIFIES RESOLUTION #399 OF 2016
(AUTHORIZES PUBLICATION OF HELP WANTED ADVERTISEMENT FOR A
WATER TREATMENT PLANT OPERATOR TRAINEE)

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, Resolution #399, adopted by the Riverhead Town Board on June 7, 2016, authorized the Town Clerk to publish and post a public notice for a Help Wanted Advertisement for a Water Treatment Plant Operator Trainee once in the June 9, 2016 issue of the New Review Newspaper; and

WHEREAS, the Help Wanted Advertisement did not get published in the June 9, 2016 issue of the News Review Newspaper.

NOW THEREFORE BE IT RESOLVED, that the Riverhead Town Board hereby ratifies and amends Resolution #399 to authorize the Town Clerk to publish and post the attached Help Wanted Advertisement for a Water Treatment Plant Operator Trainee once in the June 16, 2016 issue of the News Review Newspaper; and be it further

RESOLVED, that all other terms and conditions of Resolution #399 shall remain in full force and effect; and be it further

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

HELP WANTED

PLEASE TAKE NOTICE, that the Town of Riverhead is seeking qualified Water Treatment Operator Trainees – Annual salary is \$47,158.31.

Qualifications: Graduation from high school or possession of a high school equivalency diploma. Valid driver's license. Familiarity with elementary principles of chemistry and general science; good observation skills; mechanical aptitude. Ability to learn principals and procedures relating to the operation and maintenance of pumps, valves and related mechanical equipment; ability to get along well with others, ability to understand and follow written and oral instructions; industry and dependability; tact and courtesy; physical condition commensurate with the demands of the position.

Applications due: June 24, 2016
Town of Riverhead – Personnel Department
200 Howell Avenue, Riverhead, NY 11901

TOWN OF RIVERHEAD

Resolution # 467

RATIFIES THE APPOINTMENT OF A BUS DRIVER TO THE SENIORS PROGRAMS

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, due to the departmental transfer of the incumbent Bus Driver, a vacancy for this position now exists at the Riverhead Seniors Center; and

WHEREAS, in accordance with the CSEA contract, the vacancy for this position was duly posted, Job Posting #13, duly advertised, interviews were conducted, and a recommendation of a suitable candidate has been received from the Personnel Committee.

RESOLVED, that effective June 14, 2016 this Town Board hereby ratifies the appointment of Laurie McKillop to the position of Bus Driver to be paid a salary as found on Group 4 Step P of the Clerical and Supervisory Salary Schedule of the CSEA contract.

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 468

RATIFIES THE APPOINTMENT OF A SEASONAL PUMP OUT BOAT OPERATOR

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, a vacancy exists for a Seasonal Pump Out Boat Operator; and

WHEREAS, this position was duly advertised, interviews were conducted and a recommendation of a suitable candidate has been made by the supervising Police Officer.

RESOLVED, that effective for the period of JUNE 18, 2016 through September 15, 2016 this Town Board hereby ratifies the appointment of Kevin Nehrbauer to the position of Seasonal Pump Out Boat Operator at an hourly rate of \$10.50.

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 469

APPOINTS A PART-TIME POLICE OFFICER

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, the need exists for Part-time Police Officers in the Riverhead Police Department; and

WHEREAS, Chief David Hegermiller has received an application from Jason Luhrs for said position; and

WHEREAS, Mr. Luhrs did successfully complete his required training at the Suffolk County Police Academy in April, 2007.

NOW, THEREFORE BE IT RESOLVED, that the Town Board hereby appoints Jason Luhrs to the position of Part-time Police Officer, effective June 22, 2016, at an hourly rate of pay of \$21.00; and

BE IT FURTHER RESOLVED, that this appointment is contingent upon the candidate successfully passing required pre-employment drug and alcohol testing administered by the Town of Riverhead; and

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 470

CHANGES THE STATUS OF A PART-TIME POLICE OFFICER

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, Civil Service Rules and Regulations allow for the employment of Seasonal Police Officers to meet extraordinary or peak demands for Police services during the summer season; and

WHEREAS, salary earned by such Seasonal Police Officers is not included in computing the maximum allowable earnings as a part-time employee as per Civil Service Rules and Regulations, thus allowing said Seasonal Police Officers to be employed for more hours during peak demand.

RESOLVED, that effective for the period of June 22, 2016 through September 15, 2016 this Town Board hereby changes the status of Part-Time Police Officer Jason Luhrs to Seasonal Police Officer at no change to his hourly rate of pay.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to the Chief of Police, the Personnel Officer and the Financial Administrator. Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device, and if needed, a certified copy of same can be obtained from the office of the Town Clerk.

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 471

**AUTHORIZES TOWN CLERK TO REPUBLISH ADVERTISEMENT FOR
FORD AUTOMOTIVE REPLACEMENT PARTS**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the Town Clerk, by Resolution #312 adopted by the Town Board of the Town of Riverhead on May 3, 2016, was authorized to publish and post a Notice to Bidders for **FORD AUTOMOTIVE REPLACEMENT PARTS**; and

WHEREAS, no bids were received on June 1, 2016 at 2:00 p.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 Town Board be and does hereby authorize the Town Clerk to republish and repost the following public notice in the June 30, 2016 issue of the News Review and be it further ;

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

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for **FORD AUTOMOTIVE REPLACEMENT PARTS** will be received at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York until **2:00 pm** on **July 21, 2016** at which time they will be publicly opened and read aloud.

Specifications and guidelines for submission of bids are available on the Town of Riverhead website www.townofriverheadny.gov, click on "Bid Requests" beginning **June 30, 2016**.

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

All bids must be submitted to the Town Clerk's Office, at the address stated above, in a sealed envelope clearly marked **FORD AUTOMOTIVE REPLACEMENT PARTS**. Proposals must be received by the Office of the Town Clerk by no later than **2:00 pm on July 21, 2016**.

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

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Diane M. Wilhelm, Town Clerk
June 21, 2016

TOWN OF RIVERHEAD

Resolution # 472

**AUTHORIZATION FOR TOWN CLERK TO REPUBLISH AND POST BID FOR
FOOD AND MEAT PRODUCTS 2016**

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the Town Board did authorize the Town Clerk to post and publish a Notice to Bidders for the FOOD & MEAT PRODUCTS 2016; and

WHEREAS, after receipt of bids, the Purchasing Department discovered that several key items were inadvertently left off the list of items bid; and

WHEREAS, by Resolution #432 adopted on June 7, 2016, the Town Bid did reject all bids and authorized the Town Clerk to repost and publish a Notice to Bidders for the FOOD & MEAT PRODUCTS 2016; and

WHEREAS, due to a clerical error, including the failure to request Town Board to authorize Town Clerk to republish and post in the heading and/or preamble and failure to include date for publication in the Notice to Bidders, the Notice to Bidders was not published after the adoption of Resolution #432; and

WHEREAS, the Purchasing Director seeks to correct the errors and requests that the Town Board authorize the Town Clerk to republish and post the attached Notice to Bidders for FOOD & MEAT PRODUCTS 2016 (with corrected dates) in the June 30, 2016 issue of the News Review.

THEREFORE, BE IT RESOLVED, that the Town Board be and does hereby authorize the Town Clerk to republish and post the attached Notice to Bidders in the June 30, 2016 issue of the News Review; and be it further

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

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

NOTICE TO BIDDERS

Sealed bids for the purchase of **FOOD & MEAT PRODUCTS 2016** for the use in the Town of Riverhead, Riverhead, New York will be received at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York until **2:10 PM, on July 21, 2016** at which time they will be publicly opened and read aloud.

Specifications and guidelines for submission are available on the Town of Riverhead website at www.townofriverheadny.gov. click on "Bid Requests" beginning **June 30, 2016**.

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 attached to the bid form.

All bids must be submitted to the Office of the Town Clerk at the address stated above in a sealed envelope clearly marked **FOOD & MEAT PRODUCTS 2016**. Bids must be received by the Office of the Town Clerk by no later than **2:10 pm on July 21, 2016**.

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

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Diane M. Wilhelm, Town Clerk

TOWN OF RIVERHEAD

Resolution # 473

**AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR
AUTOMOTIVE PARTS 2016
FOR THE TOWN OF RIVERHEAD**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, the Town of Riverhead wishes to publish and post a notice to bidders for the purchase of AUTOMOTIVE PARTS 2016 for use by the Town of Riverhead.

NOW THEREFORE BE IT RESOLVED, the Town Board be and does hereby authorize the Town Clerk to publish and post the following public notice in the **JUNE 30, 2016** issue of the News Review; and

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of **AUTOMOTIVE PARTS 2016** for the use in the Town of Riverhead will be received at the Office of the Town Clerk, Riverhead Town Hall, and 200 Howell Avenue, Riverhead, New York until **2:05 PM** on **JULY 21, 2016** at which time they will be publicly opened and read aloud.

Specifications may be examined and/or obtained on **JUNE 30, 2016** on the Town of Riverhead website at www.townofriverheadny.gov, click on bid requests.

Each proposal must be submitted on the form provided in sealed envelope clearly marked **AUTOMOTIVE PARTS 2016**. Any and all exceptions to the specifications must be listed on a separate sheet of paper, bearing the designation 'EXCEPTIONS TO THE SPECIFICATIONS' and attached to the bid form.

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

BY ORDER OF THE RIVERHEAD TOWN BOARD
DIANE M. WILHELM, TOWN CLERK
RIVERHEAD, NY 11901

DATED: June 21, 2016

TOWN OF RIVERHEAD

Resolution # 474

**AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR DIESEL FUEL 2016
FOR THE TOWN OF RIVERHEAD**

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, the Town of Riverhead wishes to publish and post a notice to bidders for the purchase of **DIESEL FUEL** for use by the Town of Riverhead.

NOW THEREFORE BE IT RESOLVED, the Town Board be and does hereby authorize the Town Clerk to publish and post the following public notice in the **JUNE 30, 2016** issue of the News Review; and

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of **DIESEL FUEL 2016** for the use in the Town of Riverhead, Riverhead, New York will be received at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York until **2:00 PM, on July 12, 2016** at which time they will be publicly opened and read aloud.

Specifications and guidelines for submission are available on the Town of Riverhead website at www.townofriverheadny.gov. Click on "Bid Requests" beginning **June 30, 2016**.

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 attached to the bid form.

All bids must be submitted to the Office of the Town Clerk at the address stated above in a sealed envelope clearly marked **DIESEL FUEL 2016**. Bids must be received by the Office of the Town Clerk by no later than **2:00 pm on July 12, 2016**.

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

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Diane M. Wilhelm, Town Clerk

TOWN OF RIVERHEAD

Resolution # 475

**AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR
HEATING FUEL 2016 FOR THE TOWN OF RIVERHEAD**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the Town of Riverhead wishes to publish and post a notice to bidders for the purchase of **HEATING FUEL** for use by the Town of Riverhead.

NOW THEREFORE BE IT RESOLVED, the Town Board be and does hereby authorize the Town Clerk to publish and post the following public notice in the **JUNE 30, 2016** issue of the News Review; and

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of **HEATING FUEL 2016** for the use in the Town of Riverhead, Riverhead, New York will be received at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York until **2:05 PM, on July 12, 2016** at which time they will be publicly opened and read aloud.

Specifications and guidelines for submission are available on the Town of Riverhead website at www.townofriverheadny.gov. Click on "Bid Requests" beginning **June 30, 2016**.

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 attached to the bid form.

All bids must be submitted to the Office of the Town Clerk at the address stated above in a sealed envelope clearly marked **HEATING FUEL 2016**. Bids must be received by the Office of the Town Clerk by no later than **2:05 pm on July 12, 2016**.

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

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Diane M. Wilhelm, Town Clerk

TOWN OF RIVERHEAD

Resolution # 476

**RATIFIES THE AUTHORIZATION OF PURCHASING AGENT TO ATTEND THE 2016
NEW YORK STATE ASSOCIATION OF MUNICIPAL PURCHASING OFFICIALS
ANNUAL PROFESSIONAL DEVELOPMENT CONFERENCE**

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the New York State Association of Municipal Purchasing Officials will conduct its Annual Professional Development Conference in Albany, New York, on May 10th, 2016 through May 13th, 2016; and

WHEREAS, the Town Purchasing Agent has requested authorization to attend said conference.

NOW THEREFORE BE IT HEREBY RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the Purchasing Agent to attend the 2016 New York State Association of Municipal Purchasing Officials Annual Professional Development Conference to be held in Albany, New York on May 10th, 2016 through May 13th, 2016; and be it further

RESOLVED, that the Town Board hereby authorizes the costs to attend said conference, including hotel accommodations, in an amount not exceed to \$333.00; and be it further

RESOLVED, that approved related expenses incurred will be reimbursed upon proper submission of receipts and in accordance with the Town of Riverhead Travel and Conference Policy; and be it further

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 477

APPOINTS A CALL-IN RECREATION AIDE TO THE RECREATION DEPARTMENT

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, a Call-In Recreation Aide is needed by the Riverhead Town Recreation Department.

NOW THEREFORE BE IT RESOLVED, that effective June 22, 2016 this Town Board hereby appoints Kaitlyn Flynn to the position of Call-In Recreation Aide I, Level 2, to be paid the rate of \$9.30 per hour to the Recreation Department and

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 478

APPOINTS A CALL-IN RECREATION AIDE TO THE RECREATION DEPARTMENT

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, a Call-In Recreation Aide is needed by the Riverhead Town Recreation Department.

NOW THEREFORE BE IT RESOLVED, that effective June 22, 2016 this Town Board hereby appoints Katherine Opiela to the position of Call-In Recreation Aide I, Level 2, to be paid the rate of \$9.30 per hour to the Recreation Department and

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 479

**APPOINTS A CALL-IN REGISTERED NURSE TO THE
RECREATION DEPARTMENT**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, a Call-In Registered Nurse is needed by the Riverhead Town Recreation Department for Summer Camp programs

NOW THEREFORE BE IT RESOLVED, that effective June 22, 2016 this Town Board hereby appoints Daniel Hull to the position of Call-In Registered Nurse, to be paid the rate of \$42.00 per hour to the Recreation Department and

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 480

**AMENDS RESOLUTION ACCEPTING SUFFOLK COUNTY WQPRP GRANT
TO PROVIDE FOR MATCHING FUNDS**

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the Riverhead Town Board, as governing body of the Calverton Sewer District, did adopt resolution number 489 at its meeting of July 7, 2015 entitled "Authorizes Acceptance of Suffolk County WQPRP Grant and Issues Negative Declaration", and

WHEREAS, it is necessary to amend such resolution to provide to County of Suffolk commitment of funding to match the grant award amount.

NOW, THEREFORE, BE IT RESOLVED, the Riverhead Town Board, as governing body of the Calverton Sewer District, does hereby commit to the County of Suffolk to match the \$125,000 grant funding for "Elimination of the EPCAL Point Source Discharge to the Peconic Estuary." Said matching funds in the amount of \$125,000 for a total project budget of \$250,000 to be provided from bond authorization adopted by resolution number 433 at its meeting of June 7, 2016, and

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 481

RESOLUTION TO CHANGE TOWN BOARD MEETING TIME

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, the July 19, 2016 Town Board meeting is currently scheduled for 7:00 pm; and

WHEREAS, it is the desire of the Town Board to change the Town Board meeting time on July 19, 2016 from 7:00 pm to 2:00 pm.

NOW, THEREFORE, BE IT RESOLVED that the Town Board hereby changes the time for the July 19, 2016 Town Board meeting to 2:00 pm; and be it further

RESOLVED, that the Town Clerk is hereby authorized and directed to publish the attached public notice once in the June 30, 2016 issue of the News-Review, the newspaper hereby designated as the official newspaper for this purpose; and be it further

RESOLVED, that the Town Clerk is hereby authorized and directed to post same on the Town sign board located adjacent to the Town Auditorium, 200 Howell Avenue, Riverhead, New York; and be it further

RESOLVED, that the Town Clerk is authorized and hereby directed to post a copy of the attached public notice on the Town's website www.townofriverheadny.gov; and be it further

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that the regularly scheduled meeting of the Riverhead Town Board which was scheduled for **7:00 pm** on July 19, 2016 has been changed to **2:00 pm** on July 19, 2016 at the Riverhead Town Hall, 200 Howell Avenue, New York.

Dated: June 21, 2016
Riverhead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

DIANE M. WILHELM, TOWN CLERK

TOWN OF RIVERHEAD

Resolution # 482

AUTHORIZES THE SUPERVISOR TO EXECUTE A MUNICIPAL COOPERATION AGREEMENT-RENEWAL NO. 7 WITH THE RIVERHEAD CENTRAL SCHOOL DISTRICT REGARDING UNLEADED FUEL SERVICES

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, the Riverhead Central School District is in need of an economical source of unleaded fuel to facilitate auxiliary vehicle and equipment operations while it renovates its own fuel service facilities; and

WHEREAS, the Riverhead Central School District and the Town of Riverhead have had discussions concerning the use of the Town of Riverhead’s unleaded fuel facility by Riverhead Central School District auxiliary vehicles to facilitate continuous vehicle operations; and

WHEREAS, it is in the interest of the taxpayers of the Town of Riverhead and the Riverhead Central School District to share resources in this undertaking for the benefit of the Riverhead Town taxpayer; and

WHEREAS, it is legally permissible to make these resources available for mutual use when it is in the public interest; and

WHEREAS, the Riverhead Central School District and the Town of Riverhead wish to enter an Agreement for the use of unleaded fuel services for Riverhead Central School District designated auxiliary vehicles and equipment specifically delineated in the Agreement.

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes the Supervisor to execute an agreement with the Riverhead Central School District in substantially the same form as annexed hereto and subject to review and recommendation by the Office of the Town Attorney; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to Janette Velardi, Purchasing Agent, Riverhead Central School District, 700 Osborn Avenue, Riverhead, New York 11901; and be it further

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

MUNICIPAL COOPERATION AGREEMENT

RENEWAL NO. 7

MUNICIPAL COOPERATION AGREEMENT effective as of the 1st day of July, 2016, by and between the BOARD OF EDUCATION, RIVERHEAD CENTRAL SCHOOL DISTRICT, with offices for the transaction of business located at 700 Osborn Avenue, Riverhead, New York, and the TOWN OF RIVERHEAD, with offices for the transaction of business located at 200 Howell Avenue, Riverhead, New York.

WHEREAS, the Riverhead Central School District (hereinafter referred to as “District”) and the Town of Riverhead (hereinafter referred to as “Town”) have conducted discussions concerning the additional use of the Town of Riverhead’s unleaded fuel pump by Riverhead Central School District vehicles;

WHEREAS, the District additionally wishes to use the Town of Riverhead’s unleaded fuel pump to provide unleaded fuel to operate various gas-powered equipment owned or leased by the District;

WHEREAS, it is in the interest of the taxpayers of the Town of Riverhead and the Riverhead Central School District to share resources in this undertaking;

WHEREAS, it is possible to make these resources available for mutual use when it is in the public interest;

WHEREAS, the Riverhead Central School District wishes to enter into this Agreement with the Town of Riverhead for the use of the unleaded fuel pump at the Town Garage to provide unleaded fuel for Riverhead Central School District vehicles specifically delineated in Schedule “A” attached hereto and to provide unleaded fuel to operate various gas-powered equipment owned or leased by the District;

WHEREAS, the parties recognize what their respective rights and obligations will be under the contract;

NOW, THEREFORE, in consideration of the mutual covenants set forth herein, the parties agree as follows:

1. The term of this Agreement shall be for the period July 1, 2016, until June 30, 2017. However, District and Town each may unilaterally terminate this Agreement at any time and for any reason upon 30 days written notice. Town may also terminate this Agreement immediately without notice in the event a safety and/or security issue arises.

2. The Town and the District each represent that it is authorized, pursuant to both Article 9, Section 1 of the State Constitution and Article 5-G of the General Municipal Law to enter into intergovernmental agreements.

3. The Town and the District, believing it to be in the best interest of their taxpayers, do hereby authorize inter-municipal cooperation and assistance with and between each other for the use of the unleaded fuel pump at the Town Garage (the “fuel pump”).

4. The Town gives permission to the District for the District to undertake usage of the unleaded fuel pump located at the Town of Riverhead Municipal Garage located on Rte 58, Town of Riverhead, in an amount not to exceed 1,200 gallons of unleaded fuel per week regarding the vehicles delineated in Schedule “A”, as attached, as well as unleaded fuel to operate various gas-powered equipment. District and Town agree that the inventory of designated vehicles may be amended from time to time subject to approval by the Town. The District shall comply with all restrictions and undertake any reasonable obligations in accordance with the use of the fuel pumps. Hours of permitted usage and cost per gallon of gasoline shall be listed in Schedule “A” attached to this Agreement.

5. The District agrees to perform all reasonable duties and tasks as may be required for the use of the fuel pump including, but not limited to, those tasks listed in Schedule “A” attached to this Agreement at its sole cost and expense.

6. The Town and District agree to cooperate with one another in furtherance of the use of the Fuel Pumps. The District further represents and affirms that the designated vehicles and various gas-powered equipment shall only be used for official school district purposes when such vehicles and/or equipment contain fuel provided by the Town of Riverhead, a violation of which shall constitute a material breach of this Agreement which may result in the immediate termination of the Agreement.

7. Regardless of whether required by law or ordinance, the Town and the District, their agents, officers and employees agree to conduct their activities in connection with the use of the fuel pump so as not to endanger or harm any person or property. The Town and the District, as their respective roles may require, agree to ensure that all approvals, licenses and certificates which are necessary or appropriate are obtained. District further agrees to provide a registration certificate, valid inspection, vehicle identification number, and proof of satisfactory vehicle liability insurance for each of the designated vehicles prior to or at the time of execution of this Agreement. District shall also provide same above-referenced documentation for each vehicle it wishes to add to Schedule “A” prior to Town fuel usage.

8. The District agrees to purchase and maintain a liability insurance policy listing the Town as an additional insured in the amount of Two Million Dollars (\$2,000,000.00) per occurrence and Four Million Dollars (\$4,000,000.00) in the aggregate; District shall provide a copy of the original declaration page of the subject insurance policy as well as a copy of the insurance certificate which states the Town is an additional insured at or before execution of this Agreement for a term that coincides with the term of this Agreement, as well as for any additional terms which may be negotiated between Town and District in the future. This

insurance policy shall also provide protection to District and the Town from claims under workers' or workmen's compensation, claims for damages because of bodily injury, occupational sickness or disease, or death or injury to or destruction of tangible property, including the loss of use resulting therefrom and caused in whole or in part by any negligent act or omission of the District, anyone directly or indirectly employed by the District or anyone for whose acts the District shall be liable.

9. Indemnification: To the fullest extent permitted by law, the District shall indemnify and hold harmless the Town from and against all claims, damages and losses including but not limited to bodily injury, sickness, disease or death or injury to or destruction of tangible property including loss therefrom and expenses, including but not limited to attorneys' fees, arising out of or resulting from the acts or omissions of the District which shall survive the term or terms of this Agreement. The Town and the District shall maintain and retain all records created or maintained in connection with this Agreement for a period of six (6) years after the termination of this Agreement. Each party agrees to make those documents available for audit and inspection by any government official or agency with the authority and/or jurisdiction over the terms of the Agreement as set forth herein.

10. The parties shall retain the right to review the terms of this Agreement on an annual basis and renew its term at one-year intervals or less upon mutual written agreement of the parties.

11. Any alteration, change, addition, deletion, or modification of any of the provisions of this Agreement or any right either party has under this Agreement shall be made by mutual assent of the parties in writing and signed by both parties.

12. This Agreement shall be governed by the laws of the State of New York. If any portion of this Agreement is found by a court of competent jurisdiction to be invalid or unenforceable, the remainder of this Agreement shall remain in full force and effect.

13. The terms of this Agreement shall not be assigned without the mutual written authorization from the parties.

14. Nothing contained in this Agreement shall be construed to create an employment or principal-agent relationship, or partnership or joint venture, between the Town of Riverhead and the Riverhead Central School District and any officer, employee, servant, agent or independent contractor of the Riverhead Central School District.

15. This Agreement constitutes the full and complete agreement between the Town of Riverhead and the Riverhead Central School District and supersedes all prior written and oral agreements, commitments or understandings with respect thereto.

16. The undersigned representative of the Town of Riverhead hereby represents and warrants that the undersigned is an officer, director or agent of the Town of Riverhead with full legal rights, power and authority to enter into this Agreement on behalf of the Town of

Riverhead and bind the Town of Riverhead with respect to the obligations enforceable against the Town of Riverhead in accordance with the terms contained herein.

17. The undersigned representative of the Riverhead Central School District hereby represents and warrants that the undersigned is an officer, director or agent of the Riverhead Central School District with full legal rights, power and authority to enter into this Agreement on behalf of the Riverhead Central School District and bind the Riverhead Central School District with respect to the obligations enforceable against the Riverhead Central School District in accordance with the terms contained herein.

IN WITNESS WHEREOF, the undersigned hereby acknowledge that they have read and fully understand the foregoing Agreement and further, that they agree to each of the terms and conditions contained herein.

RIVERHEAD CENTRAL SCHOOL DISTRICT

By: _____
Susan Koukounas, President
Board of Education

Date: _____

TOWN OF RIVERHEAD

By: _____
Sean M. Walter, Town Supervisor

Date: _____

SCHEDULE "A"
Renewal No. 7

Hours of operation: twenty-four hours per day, seven days per week

CHARGES:

- A. Cost of gasoline:** As per New York State contract PC 66695-Gasoline and E-85, Award Number: 22782: Contract Period: December 19, 2014, through December 18, 2016, or any contract in succession. District acknowledges receipt of same which is hereby incorporated by reference herein as if recited in its entirety.

- B. Fuel Supplier: Sprague Operating Resources, LLC.**

- C. Frequency of Charges:** Monthly (District to pay invoice within 30 days of receipt). District agrees and affirms that the District's failure to provide payment within 30 days of the invoice may subject the District to immediate termination of the Agreement.

- D. Equipment Leasing Charges:** The following leasing charges are a one-time leasing charge per vehicle to be paid on or before Agreement execution and whose leasing term shall coincide and run with the term of the Agreement. District agrees, represents and affirms that upon the termination of the Agreement, District shall present all of the designated vehicles to the municipal garage or any other Town department if so directed, for the removal of the following devices, within seven (7) business days of the termination of the Agreement. District also agrees that for any designated vehicle rendered no longer operable nor requiring fuel service, said vehicle shall be returned to the Town for removal of the following devices within seven (7) business days of the event, even if the Agreement has not terminated. District further agrees, affirms and represents that District personnel, officials, officers, employees, representatives, and agents shall not remove, alter, replace or manipulate the following devices from the designated vehicles without the express written consent of the Town, which shall survive the termination of the Agreement. District also agrees, affirms and represents that District shall make the designated vehicles available for inspection, service and/or maintenance upon request of the Town within a reasonable time but no later than one full business day. In addition, the installation of the following devices shall constitute a lien upon each of the designated vehicles until such time that the devices are physically removed from the subject vehicles by Town personnel.

- 1. Fuel Point Module: \$123.00 per vehicle**
- 2. T-Ring: \$26.00 per vehicle**

3. **Operator Key: \$20.00 (onetime leasing fee, District to return key upon contract termination).**
4. **Gas Can Key: \$20.00 (one-time leasing fee, District to return key at contract end)**

E. Town Administrative Charges: \$0.37 per gallon (thirty-seven cents). District agrees to pay an administrative charge to the Town equal to \$0.37 (thirty-seven cents) per gallon of fuel that is dispensed from the Town's fuel pump. District further agrees to pay the administrative charge as included in the fuel invoice. Town represents that the administrative charge shall not increase during the term of the Agreement.

F. Town Installation Charges: The Town's Municipal Garage Department represents that it shall require the following time periods to install the above-referenced devices.

For vehicles with mileage tracking capability, the installation cost for additional vehicles shall be \$130.00 per man hour x 2.5 hours. For vehicles without mileage tracking capability, the installation cost for additional vehicles shall be \$130.00 per man hour x 2 hours.

Town and District mutually agree to add or delete vehicles during the term of the Agreement upon mutual consent subject to the above delineated charges and conditions. Town and District agree that subsequently designated vehicles shall incur charges delineated above which shall remain unchanged during the term of this Agreement.

G. District agrees to pay any additional and reasonable unforeseeable costs related to fuel service subject to verification and proper documentation.

SCHEDULE A DESIGNATED VEHICLES July 1, 2015- June 30, 2016

	A	B	C	D	E	F	G	H	I	J
1	DESIGNATION	EQUIPMENT	MAKE	MODEL	YEAR	PLATE	SERIAL NUMBER	MILEAGE TRACKING	Registration	RCSD Dept.
2								CAPABILITY		
3	B-1	BOX TRUCK	GMC	6000	1987	L70652	1GDG6D1A5HV502525	NO		B & G
4	C-1	BOX TRUCK	GMC	6000	1986	L70650	1GDE6D1AXHV500468	NO		B & G
5	B-6	DUMP	FORD	F-350	1997	L25905	3FEKF38GXVMA65105	YES		B & G
6	B-8	PICK-UP	FORD	F-250	2009	M49903	1FTNF21589EA07044	YES		B & G
7	B-9	PICK-UP	FORD	F-250	2009	M40299	1FTNF21589EA07045	YES		B & G
8	B-29	PICK-UP	FORD	F-350	2002	K28229	1FTSF31LX2EB83432	YES		B & G
9	B-30	VAN	FORD	E-250	1999	L33332	1FTPE2425XHC12802	YES		B & G
10	B-31	VAN	FORD	E-250	1999	L33331	1FTPE2423XHC12801	YES		B & G
11	B-38	PICK-UP	FORD	RANGER	1996	L33330	1FTCR10AOTUC56413	YES		B & G
12	B-39	PICK-UP	FORD	RANGER	1996	L76820	1FTCR11X9TUC56414	YES		B & G
13	B-2	PICK-UP	CHEVY	1500	2007	M20119	1GCEK14V87Z150178	YES		B & G
14	B-7	PICK-UP	FORD	F-250	2003	L77100	1FTNF21L43EA64476	YES		B & G
15	B-58	PICK-UP	FORD	F-250	2001	L25912	1FTSF31L31EA52907	YES		B & G
16	B-10	PICK-UP	FORD	F-250	2010	M57013	1FTNF2B53AEA18294	YES		B & G
17	B-65	PICK-UP	CHEVY	1500	1990	L25913	2GCEK14H8L1261598	NO		B & G
18	B-68	PICK-UP	CHEVY	1500	1990	L25914	2GCEK14HOL1260901	NO		B & G
19	T-2	SURBN	CHEVY	K1500	1990	L18838	1GNEV16K8LF167379	NO		Transporataion
20	S-2	AUTO	MERC	GR MARQ	2006	M50484	2MEFM74W76X605969	YES		B & G
21	T-3	PICK-UP	FORD	F-350	2007	M20108	1FTWF31Y67EA25951	YES		Transporataion
22	T-10	AUTO	CHEVY	IMPALA	2001	K20068	2G1WF52E619306876	YES		Transporataion
23	B-11	DUMP	FORD	F-350	2010	M57029	1FDWF3D51AEA18295			B & G
24	S-1	SUV	FORD	XLT	2003	M74857	1FMZU73K53UB47117			B & G
25	T-1	SUV	FORD	EXPLORER	2010	M74860	1FMEU7DE4AUA90493			Transporataion
26	A-4	SUV	HONDA	CRV	2000	M64686	JHLRD1867YC057738			B & G
27	B-12	DUMP	FORD	F-350	2011	R12383	1FDRF3D67BEB42353			B & G
28	B-13	PICK-UP	FORD	F-250	2012	R13342	1FTBF2B68CEA98643			B & G
29	112	School bus	THOMAS	BUS	2013	R13335	1GB6G5BG8C1118846			Transporataion
30	111	School bus	THOMAS	BUS	2013	R13334	1GB6G5BG8C1119155			Transporataion
31	113	School bus	THOMAS	BUS	2013	R24467	1GB6G5BG6C1128212		X	Transporataion
32	114	School bus	THOMAS	BUS	2013	R24468	1GB6G5BG2C1127784		X	Transporataion
33	115	School bus	THOMAS	BUS	2013	R24466	1GB6G5BG9C1128124		X	Transporataion
34	T-4	SUV	FORD	ESCAPE	2013	AX5340	1FMCU0F76DUA54631			Transporataion
35	A1	SUV	Ford	Explorer	2010	AF2678	1FMEU7EE6AUS78361		x	B & G
36	142	School bus	FORD	BUS	2016	AC7132	FDEE4FL3GDC05360			Transportation

SCHEDULE A DESIGNATED VEHICLES July 1, 2015- June 30, 2016

	A	B	C	D	E	F	G	H	I	J
1	DESIGNATION	EQUIPMENT	MAKE	MODEL	YEAR	PLATE	SERIAL NUMBER	MILEAGE TRACKING	Registration	RCSD Dept.
37	143	School bus	FORD	BUS	2016	AC7133	FDCC4FL5GDC05361			Transportation
38	144	School bus	FORD	BUS	2016	AC7131	FDEE4FLXGDC05355			Transportation
39	145	School bus	FORD	BUS	2016	AC7136	FDEE4FL9GDC05363			Transportation
40	146	School bus	FORD	BUS	2016	AC7106	FDEE4FL2GDC07245			Transportation
41	147	School bus	FORD	BUS	2016	AC7107	FDEE4FL6GDC05353			Transportation
42	148	School bus	FORD	BUS	2016	AC7128	FDEE4FL8GDC05354			Transportation
43	149	School bus	FORD	BUS	2016	AC5860	FDEE4FL7GDC05362			Transportation
44	150	School bus	FORD	BUS	2016	AC7110	FDEE4FL1GDC05356			Transportation
45	151	School bus	FORD	BUS	2016	AC7175	FDEE4FL3GDC05357			Transportation
46	152	School bus	FORD	BUS	2016	AC7129	FDEE4FL5GDC05358			Transportation
47	153	School bus	FORD	BUS	2016	AC7130	FDEE4FL7GDC05359			Transportation
48										
49										
50										
51										
52										
53										
54										
55										
56										
57										
58										
59										
60										
61										
62										
63										
64										
65										

TOWN OF RIVERHEAD

Resolution # 483

AUTHORIZES THE SUPERVISOR TO EXECUTE A SCOPE OF WORK AND PROFESSIONAL SERVICES AGREEMENT WITH PECONIC LAND TRUST

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the Town Board of the Town of Riverhead, by Resolution #832 adopted on December 2, 2014, approved participation in Peconic Land Trust Grant Application to New York State for grant funding through the NYS Department of Environmental Conservation's Conservation Partnership Program, administered by the Land Trust Alliance, for services necessary to update the Town's Community Preservation Project Plan; and

WHEREAS, Peconic Land Trust has advised the Town that it has been awarded a \$30,000.00 Catalyst Grant from the Land Trust Alliance for "Revitalizing Conservation in the Town of Riverhead—the Grant will support Peconic Land Trust's initiative to identify and prioritize farmland and undeveloped open space in the Town of Riverhead and to assist the Town in re-establishing its farmland protection of Transfer of Development Right programs"; and

WHEREAS, pursuant to the terms of the grant, the Town is required to provide matching funds in an amount equal to 25% of the grant award (\$7500.00); and

WHEREAS, the Town has severe general budget and community preservation fund constraints which hinder the Town's ability to spend and commit monies as and for a grant, the Town seeks to provide in-kind services valued in an amount to meet the 25% (\$7500.00) required under the terms of the grant.

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes the Supervisor to execute the attached Scope of Work and Professional Services Agreement with Peconic Land Trust regarding update of the Town's Community Preservation Project Plan; and be it further

RESOLVED, that the Office of the Town Attorney shall supervise and monitor the project and provide in-kind match of \$3750.00 worth of staff time to be provided by Annemarie Prudenti, Deputy Town Attorney and Joanne Fagan, Account Clerk Typist, and Peconic Land Trust, in partnership with the Town, will raise the required cash contribution of \$3750.00 to equal the \$7500.00 match required by the terms of the grant; and be it further

RESOLVED, that the Peconic Land Trust shall seek input from the Office of the Town Attorney, Farmland and Open Space Committees and provide periodic updates regarding the status of the project; and be it further

RESOLVED, that the Peconic Land Trust shall provide and present the Town Board with a draft of the updated Community Preservation Project Plan and appear at such Town Board meetings as may be required to implement the updated Community Preservation Project Plan; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to Peconic Land Trust, Kimberly Quarty, P.O. Box 1776, Southampton, NY 11969; and be it further

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

Scope of Work and Professional Services Agreement
for
The Town of Riverhead

Prepared by

Jessie Marcus, Project Assistant
jmarcus@peconiclandtrust.org



PECONIC LAND TRUST

296 Hampton Road | PO Box 1776
Southampton, NY 11969
www.PeconicLandTrust.org
631.283.3195

SCOPE OF WORK

The following Scope of Work will be completed by the Peconic Land Trust, Incorporated having its primary office at 296 Hampton Road, Southampton, NY 11968 for the Town of Riverhead as outlined in the Land Trust Alliance New York State Conservation Partnership Program Grant Agreement.

Background & Project Parameters: The Town of Riverhead contains the largest amount of unprotected land on the east end of Long Island. While the Community Preservation Fund had been used extensively to purchase easements in the Town, preservation has ground to a halt over the last few years. The Town's Community Preservation Project Plan, which has not been updated since its inception in 1998, explains the methodology for selecting projects on the priority list and proposes techniques for preservation. New priorities need to be taken into account, and the techniques need to be updated and expanded upon. With public funds for preservation currently unavailable within the Town, a potential solution is revitalizing the Town's Transfer of Development Rights Program (TDR). Peconic Land Trust, in collaboration with the Agricultural Advisory Committee and the Farmland Preservation Committee, has helped form a TDR Subcommittee to develop a plan for the implementation of a TDR program and revitalization of preservation efforts within the Town. We are delighted to work with the Town to implement these goals.

Implementation: The Trust will now proceed on a variety of fronts, as follows:

Conservation Report: The Trust will work with the Town to compile a report of past preservation to analyze successes, identify weak points and areas for improvement.

Timeframe: Summer – Fall 2016

Transfer of Development Rights Program: The Trust will work with the Town to re-assess and re-assign transfer zones for TDRs to enable the utilization of available conservation tools and promote The TDR program was envisioned as a way to help achieve one of the Master Plan's most important goals: "maintain and preserve the rural character and heritage of Riverhead." The prime agricultural soils and temperate climate have supported a successful agricultural industry, but the intense development pressure, high cost of living and high estate taxes are pressures that are threatening the sustainability of farming. With the PDR program out of funding, the Transfer of Development Rights Program (TDR) is the Town's only other tool available in which landowners could realize equity in connection with the preservation of their land. We propose the following:

- Peconic Land Trust will consult with landowners, town officials and developers to compile a pragmatic approach for how the TDR program can be improved as an efficient and attractive preservation tool.
- We will research other TDR programs within the Country that do work and apply appropriate techniques to the Town's program.
- We will analyze the existing receiving and sending zones and recommend appropriate revisions. These could include finding new uses or areas in which TDRs could be landed.
- We will provide recommendations to the corresponding committees in an effort to codify this tool so it can be used by landowners as a means to realize equity from their land.

- We will reach out to both the farming and non-farming communities to educate them about why these Town Code revisions are important to strengthen the agricultural industry and protect the region's rural heritage.
- We will strategize about ways to increase the demand for TDRs because current demand for TDRs is very limited from developers of commercial projects or from the few residential zones in which the rights can be landed.
- We will research the establishment of a TDR bank or an investment entity that can utilize private investor funds rather than the program being reliant on the landowner finding a buyer for their development rights.
- We will research the feasibility for private investors to buy TDRs now and hold them for future sale when presumably the value of TDRs will be significantly greater. Properly structured, this could be an especially attractive investment vehicle as it would allow investors to participate in the expected increase in real estate values without any of the taxes and other usual carrying costs of holding real estate.

Timeframe: Summer 2016 – Winter 2017

Prioritizing Parcels for Preservation: The Trust will work with you to prioritize parcels for preservation by considering land-use, habitat, recreational opportunities, etc.

Timeframe: Spring 2016 - 2018

Matching Funds: LTA NYSCPP Catalyst Grants require a 25% match, up to 50% of which may be in-kind. The Town agreed to provide the in-kind match as stated in Supervisor Sean Walter's Letter of Support, dated December 23, 2015. The total match required is \$7,500.00. The Town proposed to provide \$3,750.00 worth of staff time. The Trust, in partnership with the Town, will raise the required cash contribution of \$3,750.00.

WORK AGREEMENT

Our budget for the outlines Scope of Work is \$37,500.00 which includes a \$30,000.00 Catalyst Grant from the LTA NYSCPP, \$3,750.00 worth of in-kind service provided by the Town of Riverhead staff, and \$3,750.00 cash.

We will review our progress with you quarterly and review and revise the Scope of Work and Work Agreement as appropriate after one year.

Agreed to by:

John v.H. Halsey, President
Peconic Land Trust, Incorporated

Date

Sean Walter, Supervisor
Town of Riverhead

Date

* The "Revitalizing Conservation in the Town of Riverhead" project was supported with funding from the New York State Conservation Partnership Program (NYSCPP) and New York's Environmental Protection Fund. The NYSCPP is administered by the Land Trust Alliance, in coordination with the state Department of Environmental Conservation."

BIOGRAPHIES

Kimberly Quarty, Senior Project Manager, Peconic Land Trust; B.S. Human Resources, Rutgers University, 1991; Paralegal Certification, Paralegal Studies, Fairleigh Dickinson University, 1994; 25 years professional experience in land use, planning, title, estate planning and conservation. Eight years at Peconic Land Trust working with land owners, municipalities, and other agencies to develop and implement conservation plans.

Dan Heston is the Trust's Senior Manager of Agricultural Programs, and he has been with the organization for 8 years. He manages the Trust's Farms for the Future program. Dan attended the University of Maryland, and majored in physical geography with a minor in biology. He is also a certified automotive technician, and a certified arborist. In addition to his work with the Trust, Dan is the owner/operator of Salt Air Farm in Cutchogue, which specializes in fruit and flowers.

Matthew J. Swain, South Fork Stewardship Manager, Peconic Land Trust: B.S. Environmental Sciences (*concentration: Land Planning*), Minor in Geography, State University of New York College at Oneonta, 2008; • *Anticipate*: Geospatial Science Advanced Graduate Certification, Stony Brook University, 2016; • Eight years professional experience in land use/management & Geographic Information Systems & Technology.

Jessie Marcus, Project Assistant, Peconic Land Trust; B.A. Politics, Philosophy & Economics, The Kings College, 2006; one year professional experience with Peconic Land Trust.

Melanie Cirillo, Director of Conservation Planning, Peconic Land Trust; B.A. Economics, Rutgers University, Douglass College 1989; 25 years professional experience in real estate management, business administration, and land conservation. Directly responsible for the Conservation Planning department projects for Peconic Land Trust while working with land owners, municipalities, and other agencies to develop and implement land conservation plans.

2016 Hourly Rates (Sample)

Peconic Land Trust, Incorporated

Assistants/Associates	\$100.00
Project/Design Manager	\$135.00
Senior Project Manager	\$150.00
Project Director	\$165.00
Vice President	\$180.00
President	\$205.00
 Project Consultant	 \$150.00

Legal Counsel (Used only as necessary after consultation with client)

Susan Tuths, Esquire <i>Specialist in Real Estate Law</i>	\$200.00*
 Ellen A. Fred <i>Specialist in Land Conservation Law/Conservation Easement Law/Non-profit Tax Law</i>	 \$235.00
 William T. Hutton, Esquire <i>Specialist in Conservation Tax Law</i>	 \$650.00

* Indicates a discounted rate

Please note, the Peconic Land Trust reserves the right to adjust its rate schedule with 30 days notice.

TOWN OF RIVERHEAD

Resolution # 484

AUTHORIZES THE SUPERVISOR TO EXECUTE A RENEWAL AGREEMENT WITH NEXTIRAONE, LLC, d/b/a BLACK BOX NETWORK SERVICES REGARDING TELEPHONE MAINTENANCE

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the Town of Riverhead Town Hall, Town Hall West, Highway Department building, Municipal Garage building, Water District building, Senior Citizen Center and Parks and Recreation building require telephone maintenance service on a continuous basis due to the nature of the buildings' activities; and

WHEREAS, NextiraOne, LLC, d/b/a Black Box Network Services is ready, willing and able to continue to provide maintenance of the subject buildings' telephone systems for a fee of \$10,418.20 during the proposed six-month period of July 1, 2016 to December 31, 2016; and

WHEREAS, the Riverhead Town Board previously approved agreements regarding the above-stated subject matter from November 1, 2010, to June 30, 2016, inclusive.

NOW THEREFORE BE IT RESOLVED, that the Supervisor is hereby authorized to execute the attached renewal agreement with NextiraOne, LLC, d/b/a Black Box Network Services, for telephone maintenance at the above referenced locations for a fee of \$10,418.20; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to NextiraOne, LLC, d/b/a Black Box Network Services, 5101 Shady Oak Road, Minnetonka, MN 55343; the Town Engineering Department; and the Office of the Town Attorney; and be it further

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

RIDER AGREEMENT FOR CONSULTANT/PROFESSIONAL SERVICES

This Rider Agreement made the 21st day of June, 2016, between the TOWN OF RIVERHEAD, a municipal corporation organized and existing under the laws of New York, with its office located at 200 Howell Avenue, Riverhead, New York 11901 (hereinafter referred to as "Town") and NextiraOne, LLC, d/b/a Black Box Network Services, with a principal place of business at 5050 Lincoln Drive, Suite 300, Minneapolis, MN 55436 (hereinafter referred to as "Consultant").

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

1. SCOPE OF SERVICES

Town and Consultant executed an Agreement regarding telephone service and maintenance on November 1, 2010, which included a term period from November 1, 2010 to October 31, 2012. Town and Consultant extended the term period of the above-referenced Agreement from November 1, 2012 to February 28, 2013. Town and Consultant extended the term period of the above-referenced Agreement from March 1, 2013 to August 31, 2013. Town and Consultant extended the term period of the above-referenced Agreement from September 1, 2013 to February 28, 2014. Town and Consultant extended the term period of the above-referenced agreement from March 1, 2014 to December 31, 2014. Town and Consultant extended the term period of the above-referenced Agreement from January 1, 2015 to December 31, 2015. Town and Consultant extended the term period of the above-referenced Agreement from January 1, 2016, to June 30, 2016. Town and Consultant hereby agree that all of the terms and conditions incorporated in the Agreement ending June 30, 2016, shall be extended and in effect during this Rider period from July 1, 2016, to December 31, 2016, and such terms and conditions are incorporated by reference herein as if recited in their entirety. During the term of this Agreement, Consultant shall also furnish the services set forth in Schedule A attached hereto and made a part hereof. In the event of a conflict between this Rider Agreement and the attached Schedule A, this Rider Agreement shall control. These services are to be rendered by Consultant as an independent contractor and not as an employee of the Town.

2. TERM OF AGREEMENT

This Rider Agreement shall be deemed to have commenced on July 1, 2016, and terminate on December 31, 2016, (subject to the provisions of paragraph 15 herein), unless extended in writing by the mutual consent of all parties.

3. PAYMENT

Town will pay Consultant in the amount of \$10,418.20 (TEN THOUSAND FOUR HUNDRED EIGHTEEN DOLLARS and TWENTY CENTS) for maintenance services payable as follows: A first payment in the amount of \$5,209.10 shall be forwarded on or before August 1, 2016; a second payment in the amount of \$5,209.10 shall be forwarded on or before November 1, 2016, conditioned upon receipt of a fully executed Rider Agreement and submission of a proper invoice with all attendant documentation. The Town shall not have any liability for any other expenses or costs incurred by Consultant. Invoices for services and reimbursable expenses shall

contain the following statement signed by Consultant, or if this Rider Agreement is with a firm, an officer or authorized representative of the firm: "I hereby certify, to the best of my knowledge and belief, that this invoice is correct, and that all items invoiced are based upon actual costs incurred or services rendered consistent with the terms of the professional services agreement." Each invoice for reimbursable expenses shall be supported by: (a) an itemized description of expenses claimed; (b) pertinent information relative to the expenses; and (c) attached receipts. Invoices shall reference this Rider Agreement or otherwise be identified in such a manner as Town may reasonably require.

4. RIGHTS TO DOCUMENTS OR DATA

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

5. PUBLICITY

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

6. ASSIGNMENT AND SUBCONTRACTING

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

7. RECORDS

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

8. CHANGES

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

9. NOTICES

Any notice shall be considered as having been given: (i) to Town of Riverhead if mailed by certified mail, postage prepaid to Town of Riverhead, Attention: Daniel P. McCormick, Esq., Deputy Town Attorney, 200 Howell Avenue, Riverhead, New York 11901; or (ii) to Consultant if mailed by certified mail, postage prepaid to NextiraOne, LLC, d/b/a Black Box Network Services, 5050 Lincoln Drive, Suite 300, Minneapolis, MN 55436, with a copy to Black Box Corporation, 1000 Park Drive, Lawrence, PA 15055, Attn: General Counsel.

10. COMPLIANCE WITH LAWS

Consultant shall comply with all applicable federal, state and local laws and ordinances and regulations in the performance of its services under this Rider Agreement. Consultant will notify Town immediately if Consultant's work for Town becomes the subject of a government audit or investigation. Consultant will promptly notify Town if Consultant is indicted, suspended or debarred. With the exception of Consultant's April 30, 2006, guilty plea to one count of wire fraud in the District of South Dakota arising from its participation in the E-Rate Program, a program supervised by the Federal Communications Commission ("FCC") to provide discounted telecommunications products and services to schools and libraries, Consultant represents that Consultant has not been convicted of fraud or any other felony arising out of a contract with any local, state or federal agency. In carrying out the work required hereunder, Consultant agrees not to make any communication to or appearance before any person in the executive or legislative branches of the local, state or federal government for the purpose of influencing or attempting to influence any such persons in connection with the award, extension, continuation, renewal, amendment or modification of any contract or agreement. Consultant may perform professional or technical services that are rendered directly in the preparation, submission or negotiation activities preceding award of a Town agreement/contract or to meet requirements imposed by law as a condition for receiving the award but only to the extent specifically detailed in the statement of work. Professional and technical services are limited to advice and analysis directly applying Consultant's professional and technical discipline.

11. INSURANCE, INDEMNITY AND LIABILITY

Consultant shall carry Comprehensive General Liability Insurance and, if applicable, worker's compensation insurance. Consultant hereby indemnifies and holds the Town, its departments, officers, agents and employees, harmless against any and all claims, actions or demands against Town, its departments, officers, agents and employees and against any and all damages, liabilities or expenses, including counsel fees, arising out of the acts or omissions of Consultant under this Rider Agreement.

12. CONFLICT OF INTEREST

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

13. DISCLOSURE

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

14. DISPUTES

If Consultant fails to perform any of its obligations hereunder in accordance with the terms hereof, then after reasonable notice to Consultant not to exceed thirty (30) days, and an opportunity for Consultant to cure such failure (except in case of emergency), the Town may (but shall not be obligated to) cure such failure at the expense of the Consultant, and the amount incurred by the Town on demand. Notwithstanding the above, any dispute arising under this Rider Agreement which is not settled by agreement of the parties may be settled by appropriate legal proceedings, such venue being Suffolk County, New York. Pending any decision, appeal or judgment in such proceedings or the settlement of any dispute arising under this Rider Agreement, Consultant shall proceed diligently with the performance of this Rider Agreement in accordance with the decision of Town.

15. TERMINATION

This Agreement may be terminated at any time by either party upon 60 days written notice to the other party. In the event of such termination, Town shall have no further obligation to Consultant except to make any payments which may have become due under this Agreement based upon actual services rendered to the point of termination. Town shall likewise be entitled to a pro rata refund from the date of termination regarding unused services with the exception of

the Avaya PASS (Partner Assurance Support Services) Basic coverage cost of \$975.68, which all parties understand to be non-refundable upon the Town's conveyance of payment.

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

By: Sean M. Walter, Supervisor
Town of Riverhead

By:
Title:
NextiraOne, LLC,
d/b/a as Black Box Network Services

DATE: _____

DATE: _____

TOWN OF RIVERHEAD

Resolution # 485

EXTENDS BID CONTRACT FOR FOOD AND MEAT PRODUCTS

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, the Town Board of the Town of Riverhead, by Resolution #222 adopted on April 7, 2015, awarded the bid for food and meat products to DiCarlo Distributors Inc., Landmark Food Corp., Mivila Foods of NY and H. Schrier for items specified in bid award Resolution #222; and

WHEREAS, the term of the contracts with DiCarlo Distributors Inc., Landmark Food Corp., Mivila Foods of NY and H. Schrier were for one (1) year from date of award and permitted that the contracts be extended for a total of three (3) years; and

WHEREAS, the Town Purchasing Agent requested that the bid contracts with DiCarlo Distributors Inc., Landmark Food Corp., Mivila Foods of NY and H. Schrier be extended for ninety (90) days from April 7, 2016 to July 7, 2016 in order to prepare bid specifications and publish and post for new and additional food items; and

WHEREAS, Landmark Food Corp., Mivila Foods of NY and H. Schrier have agreed to extend the contracts from April 7, 2016 to July 7, 2016 for the same pricing, terms and conditions set forth in the original contracts and DiCarlo Distributors Inc. has agreed to extend the contract from April 7, 2016 to July 7, 2016 for the same pricing, terms and conditions, except for a single identified food item.

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby approves a ninety (90) day extension of the contracts with Landmark Food Corp., Mivila Foods of NY, H. Schrier and DiCarlo Distributors Inc. under the identical terms and conditions as the original contracts retroactive from April 7, 2016 to July 7, 2016, except for the single identified food item identified by DiCarlo Distributors Inc.; and be it further

RESOLVED, that the Town Clerk shall mail a copy of this resolution to the DiCarlo Distributors Inc., 1630 North Ocean Avenue, Holtsville, NY 11742; Landmark Food Corp., 865 Waverly Avenue, Holtsville, NY 11742; Mivila Foods of NY, 347 Burman Blvd., Calverton, NY 11933; and H. Schrier, 4901 Glenwood Road, Brooklyn, NY 12232; and be it further

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 486

**APPROVES AGREEMENT BETWEEN WINSHIP MEDIA LLC AND
THE TOWN OF RIVERHEAD**

(Utilize parking police personnel and police cars – 2016 New York Wine & Food)

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Riverhead hereby approves the terms and conditions of the Agreement in substantially the form attached between the Town of Riverhead and in connection with the utilization of Town of Riverhead personnel and patrol cars; and be it further

RESOLVED, that the Supervisor, be and hereby, is authorized to execute the Agreement in substantially the form attached; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to Sam Kimball, Winship Media LLC, 720 Greenwich Street, Suite 8A, New York, New York 10014, Police Department, Accounting Department and Office of the Town Attorney; and be it further

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

**AGREEMENT BETWEEN TOWN OF RIVERHEAD AND
WINSHIP MEDIA LLC FOR UTILIZATION OF TOWN POLICE
PERSONNEL AND VEHICLES**

This Agreement is made and entered into as of this _____ day of June, 2016 by and between Winship Media LLC, a limited liability company existing under laws of the State of New York, having a principal place of business at 720 Greenwich Street, Suite 8A, New York, New York, 10014 and the Town of Riverhead, a municipal corporation with offices located at 200 Howell Avenue, County of Suffolk and State of New York:

WHEREAS, Winship Media LLC, wishes to utilize the Town of Riverhead Police Department for the purposes of hosting a Food & Wine Festival at Jamesport Vineyards located at 1216 Main Road, Jamesport, New York, on June 25, 2016, between the hours of 12:00 p.m. and 7:00 p.m.; and

WHEREAS, the Town of Riverhead has agreed to permit the utilization of police personnel and vehicles for the events on June 25, 2016; and

WHEREAS, Winship Media LLC, agreed to terms under which it will be granted the use of said personnel and vehicles of the Riverhead Police Department for traffic control.

NOW THEREFORE, in consideration of the mutual covenants hereinafter set forth, the parties agree as follows:

1. Use of Property: the Town of Riverhead hereby grants Winship Media LLC permission to utilize two (2) uniformed part-time police officers or two (2) traffic control officers, or a combination thereof from 12:00 p.m. to 7:00 p.m. and two (2) police vehicles to provide traffic control for the event commencing at 12:00 p.m. and ending at 7:00 p.m. on June 25, 2016.

Winship Media LLC may not use any images of the police personnel and/or the police vehicles.

2. Cleanup: Winship Media LLC agrees to provide cleanup and removal of any

debris or props deposited by reason of its actions in connection with the agreement.

3. Compliance With Laws: Winship Media LLC, agrees at all times comply with all applicable federal, state, county and municipal laws, regulations, ordinances, codes and restrictions, including, without limitation, compliance with Article 28 of the New York State Tax Law and applicable regulations thereunder, and will secure any and all permits or licenses required for its activities and operations carried out at the Property.

4. Compensation: In exchange for police personnel and/or the police vehicles as set forth above, Winship Media LLC, as required, will pay a sum of five hundred thirty-seven and 80/100 dollars (\$537.80) for utilization of the police personnel police vehicles for a period commencing at 12:00 p.m. and continuing to 7:00 p.m. on June 25, 2016. This sum shall be made payable to the Town of Riverhead and shall be paid at the time Winship Media LLC signs this Agreement. On the date of the event, Winship Media LLC may request assistance from the police officers beyond 7:00 p.m. at an hourly rate of \$23.61 and the Town of Riverhead will use its best efforts to provide such assistance. Any additional sums payable by Winship Media LLC under this Agreement shall be made within 30 days of the date hereof. Alternatively, in the event that it is determined that the police personnel are not needed and relieved earlier, the Town of Riverhead shall remit payment to by Winship Media LLC under this Agreement within 30 days of the date the Town of Riverhead is in receipt of an Official Voucher from Winship Media LLC seeking a refund.

5. Responsibilities of Winship Media LLC: Subject to the terms of this Agreement and such other agreement with venue, Winship Media LLC, agrees that it will be responsible for carrying out and shall have exclusive control of all operations associated with the events and related activities occurring upon the premises at 1216 Main Road, Jamesport, New York. Winship Media LLC, shall diligently and continuously engage in such cleanup efforts, if any, upon Main Road

so that the entrance/exit area to the events remains completely clean and free of clutter and debris.

6. Insurance and Indemnification: Winship Media LLC, will be responsible for providing commercial general liability insurance in the amount of not less than \$2,000,000.00 with a company or companies reasonably satisfactory to the Town. Winship Media LLC shall provide certificate(s) of the foregoing insurance, showing the Town of Riverhead as additional insured to the extent of their interest. Finally, Winship Media LLC agrees to indemnify and hold the Town of Riverhead and their respective officers, employees, agents, representatives and officials from any and all loss or liability associated with the events and related activities described herein, including actions, lawsuits, claims, liability for damages to property or for injuries or death to persons which may arise from, or be attributable or incident to the use by Winship Media LLC and its employees, agents, representatives and concessionaires, except to the extent caused by the negligence or willful misconduct by the Town of Riverhead. With respect to any suit or claim by Town of Riverhead whether under this indemnification provision or otherwise, Winship Media LLC for itself, its agents, employees and representatives, hereby expressly waives any defense which might preclude or limit either enforcement of this indemnification clause or any reasonable outside Attorney's fees incurred by the Town securing compliance with the provision of this indemnification agreement.

7. Successors and Assigns: This agreement shall be binding upon and inure to the benefit of the respective successors and assigns of the parties; provided, however, that nothing herein shall be deemed to permit the assignment of this Agreement by either party without the express written consent of the other party.

8. Entire Agreement: This contract constitutes the entire agreement between the parties and no further agreement, express or implied, written or oral, exists with respect to the subject matter of this document.

9. Governing Law: This Agreement shall be governed by and construed in accordance with the laws of the State of New York.

In Witness Whereof, Winship Media LLC has caused this instrument to be signed in its corporate name and Town of Riverhead has caused this instrument to be signed in its municipal name by Sean M. Walter, its Supervisor, hereunto duly authorized, as of the day and the year first above written.

Winship Media LLC

By: _____
Name: Sam Kimball

The Town of Riverhead

By: _____
Name: Sean M. Walter, Supervisor

TOWN OF RIVERHEAD

Resolution # 488

AWARDS BID FOR SNACK VENDOR
(Wading River Beach)

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the Town Clerk was authorized to publish and post a public notice for sealed bids for Snack Vendors for the Town of Riverhead; and

WHEREAS, bids were received, opened and read aloud on the 10th day of June, 2016 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; and

WHEREAS, the Town Board has reviewed all bids received; and

NOW THEREFORE BE IT RESOLVED, that the bid for the Snack Vendors for the Town of Riverhead is hereby awarded to the following vendor(s) and location(s):

Matthew Freudenberg	Wading River Beach	\$500.00
d/b/a Apple Concessions		

and be it further

RESOLVED, that the Town Supervisor is hereby authorized to execute Snack Vendor Agreements with the above referenced successful bidder(s); and be it further

RESOLVED, that the Town Clerk is hereby directed to return all bid bonds submitted for the above bid; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to Matthew Freudenberg, 22 Further Lane, Riverhead, NY, 11901; and be it further

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

THE VOTE

Hubbard <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Giglio <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Wooten <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Dunleavy <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Walter <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 489

APPOINTS MEMBER TO THE AGRICULTURAL ADVISORY COMMITTEE

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, Resolution #377 of May 20, 2015 adopted a Local Law for the addition of a new Chapter 2 entitled "Agricultural Advisory Committee" to the Riverhead Town Code; and

WHEREAS, Chapter 2 §2-2A states that the Agricultural Advisory Committee shall be composed of seven members appointed by the Town Board that are residents of the Town of Riverhead from the agricultural community; and

WHEREAS, Chapter 2 §2-2B establishes a four-year term limit, whereby upon initial formation, two members shall serve for a one-year term, two members for a two-year term and all others for a three-year term, with each successive reappointment or new appointment set as four-year terms; and

WHEREAS, members shall serve on a voluntary basis without salary;

WHEREAS, Frank Beyrodt with a term set to expire in June 2016, does not wish to be reappointed to the Agricultural Advisory Committee; and

WHEREAS, Lyle Wells, a local farmer and Riverhead resident has expressed interest in Agricultural Advisory Committee membership.

NOW, THEREFORE, BE IT RESOLVED, the Town Board hereby appoints Lyle Wells to the Agricultural Advisory Committee for a four-year term to expire June 2020, with future appointments set as four-year terms; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to Lyle Wells; and be it further

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 490

**APPROVES THE APPLICATION FOR FIREWORKS PERMIT OF
RIVERHEAD RACEWAY
(Saturday, July 2, 2016)**

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, on May 19, 2016, Tom Gatz, on behalf of the Riverhead Raceway, submitted a Fireworks Permit Application for the purpose of conducting a fireworks display to be held at the center of the racetrack at 1797-1785 Old Country Road, Riverhead, New York on Saturday, July 2, 2016, at approximately 9:00 p.m., having a rain date of Saturday, July 9, 2016; and

WHEREAS, the Town Attorney is in receipt of a completed Fireworks Application executed by the Chief of the Riverhead Fire Department and the Riverhead Fire Marshal and a certificate of insurance from both the fireworks company (Pyro Engineering Inc. d/b/a Bay Fireworks) and Riverhead Raceway, naming the Town of Riverhead as an additional insured and has determined that same is satisfactory as to their form; and

WHEREAS, the \$200.00 Fireworks Permit Application fee has been paid.

NOW THEREFORE BE IT RESOLVED, that the Fireworks Permit Application of Riverhead Raceway, for the purpose of conducting a fireworks display to be held at the center of the racetrack at 1797-1785 Old Country Road, Riverhead, New York on Saturday, July 2, 2016, at approximately 9:00 p.m., having a rain date of Saturday, July 9, 2016; is hereby approved with the following conditions:

- The required fire suppression equipment and personnel shall be provided by Riverhead Raceway. Riverhead Fire Department may provide additional fire apparatus at the discretion of the Chief of the Riverhead Fire Department.
- Scheduling a pre-event inspection between 4:00 p.m. and 6:00 p.m. on the day of the event having the Fireworks technician(s), the Riverhead Fire Marshal and the Riverhead Fire Chief in attendance.
- Fireworks and technicians must arrive at Riverhead Raceway no later than 4:00 p.m. on the day of the event.
- Fire Marshal to be present 30 minutes prior to commencement of show for purpose of final inspection and safety review.
- Firework shell size shall be limited to the size described on the application.
- The Fire Marshal shall have the final authorization to allow the show to proceed or cancel the show if there are unsafe conditions, lighting and/or

- wind in excess of 30 miles per hour; and be it further
- The associated \$500.00 administrative fee must be submitted to the Office of the Fire Marshal **no later than June 24, 2016**; and be it further

RESOLVED, that the Riverhead Fire Marshal is hereby authorized to receive overtime expenditures for the necessary public safety and security purposes in connection with this event; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Riverhead Raceway, Attn: Tom Gatz, 1797 Old Country Road, Riverhead, New York, 11901 and Pyro Engineering, Inc., 999 South Oyster Bay Road, Suite 111, Bethpage, New York, 11714; and be it further

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 491

**APPROVES CHAPTER 255 APPLICATION OF POLISH TOWN CIVIC ASSOCIATION
(Polish Town Street Fair and Festival - August 20th and August 21st, 2016)**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, on March 2, 2016, Katherine Davis, on behalf of the Polish Town Civic Association submitted a Chapter 255 Application for the purpose of conducting their annual "Polish Town Street Fair and Festival" to include a craft sales, food concessions, carnival rides and the sale of alcoholic beverages, to be held on Pulaski Street, Osborne Avenue, Hallett Avenue and Lincoln Street, Riverhead, New York, on Saturday, August 20, 2016 and Sunday, August 21, 2016, between the hours of 10:00 a.m. and 6:00 p.m.; and

WHEREAS, the Polish Town Civic Association has completed and filed a Special Event Long Form, Large Gathering Application and a Short Environmental Assessment Form in accordance with 6 NYCRR 617; and

WHEREAS, the Town Board of the Town of Riverhead has declared itself "Lead Agency" in accordance with 6 NYCRR 617.6(b); and

WHEREAS, the Polish Town Civic Association has paid the applicable Chapter 255 special event permit fee; 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 255 Application of the Polish Town Civic Association for the purpose of conducting their annual Polish Town Street Fair and Festival at the above referenced locations, dates and times, is hereby approved; and be it further

RESOLVED, that approval for this event shall be subject to

- Receipt of required Suffolk County Department of Health permit(s), including the food handling permit(s);

- Receipt of required Public Gathering/Emergency Medical Services (EMS) permit(s);
- Receipt of any permits as may be required by the New York State Department of Labor;
- Receipt of a Certificate(s) of Insurance to include general liability and liquor liability having acceptable limits naming the Town of Riverhead as an additional insured; and be it further

RESOLVED, that all of the above permits and insurance are to be received **no later than July 15, 2016**; and be it further

RESOLVED, that Chapter 205 of the Riverhead Town Code entitled “Alcoholic Beverages” is deemed to be waived for the service of alcoholic beer during the event provided further that service be by licensed alcohol service providers/TIPS-certified (Training for Intervention Procedures) waitstaff and properly identified individuals will be given a wristband for identification purposes; and be it further

RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes this event to be exempt from Chapter 251 entitled, “Noise Control” of the Riverhead Town Code; and be it further

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

RESOLVED, that employees of the Riverhead Buildings and Grounds Department, the Riverhead Police Department, the Riverhead Highway Department and the Riverhead Fire Marshal are hereby authorized to utilize overtime expenditures to ensure the necessary public safety and security in connection with this event; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Polish Town Civic Association, 300 Lincoln Street, Riverhead, New York, 11901, Attn: Katherine Davis; and be it further

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 492

APPOINTS THE LAW FIRM OF SMITH, FINKELSTEIN, LUNDBERG, ISLER AND YAKABOSKI, LLP TO ACT AS SPECIAL COUNSEL TO COMMENCE A SUMMARY PROCEEDING AGAINST SMSA LIMITED PARTNERSHIP AND AUTHORIZES THE SUPERVISOR TO EXECUTE A RETAINER AGREEMENT

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, by Resolution no. 119, adopted on February 18, 2016, the Town Board agreed to the termination of the lease between the Riverhead Water District and SMSA Limited Partnership (SMSA) for the attachment of cellular telephone facilities at Plant # 9 located at Gerald Street, Wading River, New York and authorized the Supervisor to execute a notice of termination; and

WHEREAS, the notice of termination was served upon SMSA; and

WHEREAS, the Riverhead Water District and SMSA have not negotiated or entered into a new lease; and

WHEREAS, SMSA has remained at Plant # 9 located at Gerald Street, Wading River, New York as a holdover tenant; and

WHEREAS, the Town Board has received a recommendation that a summary proceeding be commenced against SMSA; and

WHEREAS, the Town Board has determined that the law firm of Smith, Finkelstein, Lundberg, Isler and Yakaboski, LLP is qualified and be retained to commence a summary proceeding on behalf of Riverhead Water District to remove SMSA from Plant # 9 located at Gerald Street, Wading River, New York.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby appoints the Law Firm of Smith, Finkelstein, Lundberg, Isler, and Yakaboski, LLP to act as legal counsel in connection with the aforementioned matter, and authorizes the Supervisor to execute a Retainer Agreement acceptable to the Town Attorney and sign any and all other documents deemed necessary to effectuate the terms and conditions of this resolution; and be it further;

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to the Law Firm of Smith, Finkelstein, Lundberg, Isler, and Yakaboski, LLP; and be it further

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 493

**APPROVES EXTENSION TO LICENSE AGREEMENT WITH
WADINGTON REALTY CORP.**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, by Resolution # 219 adopted on March 17, 2009, the Town Board of the Town of Riverhead authorized the Supervisor to execute a License Agreement with Wadington Realty Corp. to utilize a portion of the Town of Riverhead parking facilities located on the south side of Creek Road in Wading River; and

WHEREAS, on or about April 17, 2009, a License Agreement was entered into between the Town of Riverhead and Wadington Realty Corp. for a term beginning on May 1, 2009 and ending on May 1, 2010 allowing for the use of thirty (30) parking spaces at the aforementioned parking lot; and

WHEREAS, under that License Agreement, the term of the Agreement may be renewed each year upon written request made by Wadington Realty Corp. and payment in the sum of \$2,250.00; and

WHEREAS, Wadington Realty Corp. has requested and received extensions effective to May 1, 2016; and

WHEREAS, Wadington Realty Corp. has requested in writing that the License be renewed for an additional one year extension effective from May 1, 2016 to May 1, 2017.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board be and hereby grants the extension requested by Wadington Realty Corp. for one year beginning on May 1, 2016 and ending on May 1, 2017 subject to payment in the sum of \$2,250.00 on or before June 30, 2016; and be it further

RESOLVED that the Town Supervisor, or his designee is authorized to execute such document or documents as determined by hereby by the Office of the Town Attorney to be needed for the extension requested beginning on May 1, 2016 and ending on May 1, 2017 once payment is received; and be it further

RESOLVED that the Town Clerk is hereby directed to forward a copy of this resolution to Wadington Realty Corp., the Riverhead Town Police Department, the Recreation Department, the Office of the Town Attorney and the Office of Accounting.

THE VOTE

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

The Resolution Was Was Not
Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 494

APPROVES AGREEMENT BETWEEN TANGER PROPERTIES LIMITED PARTNERSHIP AND THE TOWN OF RIVERHEAD IN CONNECTION WITH FOURTH OF JULY 2016 SALES

(Utilize parking police personnel and police cars)

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Riverhead hereby approves the terms and conditions of the Agreement in substantially the form attached between the Town of Riverhead and Tanger Properties Limited Partnership in connection with the utilization of Town of Riverhead police officers and patrol cars; and be it further

RESOLVED, that the Supervisor, be and hereby, is authorized to execute the Agreement in substantially the form attached; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to Janine Nebons, General Manager, Tanger Properties Limited Partnership, 200 Tanger Mall Drive, Riverhead, New York 11901, Police Department and Office of the Town Attorney; and be it further

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

**AGREEMENT
BETWEEN TOWN OF RIVERHEAD
AND
THE TANGER OUTLET CENTER
FOR UTILIZATION OF TOWN OF RIVERHEAD
POLICE PERSONNEL & POLICE VEHICLES**

This Contract is made and entered into as of this _____ day of June, 2016 by and between Tanger Properties Limited Partnership a partnership existing under laws of the State of North Carolina, having a principal place of business at 3200 Northline Avenue, Suite 360, Greensboro, North Carolina 27408 (“Tanger”) and the Town of Riverhead, a municipal corporation with offices located at 200 Howell Avenue, County of Suffolk and State of New York:

WHEREAS, Tanger operates an Outlet Center at 200 Tanger Mall Drive, Riverhead, New York (the “Outlet Center”); and

WHEREAS, Tanger has notified the Town that it will require personnel from the Town of Riverhead Police Department for the purposes of traffic control and for associated purposes at the Outlet Center during the 2016 Fourth of July weekend; and

WHEREAS, the Town of Riverhead, acting through its Police Department, has agreed to provide police personnel and patrol cars for such purposes commencing on July 2, 2016 and continuing to and including July 4, 2016; and

WHEREAS, the parties agreed to terms under which it will be granted the use of said patrol cars and personnel of the Riverhead Police Department;

NOW THEREFORE, in consideration of the mutual covenants

hereinafter set forth, the parties agree to ratify the terms, as follows:

1. Use of Police Personnel & Cars: The Town of Riverhead, acting through its Police Department, in consideration of payment from Tanger, will provide police personnel and patrol cars to Tanger for 2016 Fourth of July weekend sales commencing on July 2, 2016 and continuing to and including July 4, 2016 (the "Tanger 2016 July 4th Sales Events") for the aforementioned purposes.

Tanger agrees that it may not use any images of the police personnel and/or the police vehicles.

2. Compliance With Laws: Tanger agrees at all times to comply with all applicable federal, state, county and municipal laws, regulations, ordinances, codes and restrictions, including, without limitation, compliance with Article 28 of the New York State Tax Law and applicable regulations thereunder, and will secure any and all permits or licenses required for its activities and operations carried out at the Property.

3. Compensation: In consideration of the police personnel and patrol cars which were provided for traffic control and related purposes at the Outlet Center, Tanger shall pay the Town for the utilization of full time police officers and for the utilization of a police vehicle. The parties agree that the Town may need to substitute other police personnel for the police officers and, as such, the hourly rate of pay shall be adjusted in such case. The Town shall issue an invoice promptly after the conclusion of each of the Tanger 2016 July 4th Sales Events, but not later than fifteen (15) business days thereafter setting forth the sum due. Tanger agrees that the invoiced sum shall be made be paid within thirty (30) days after receipt of the invoice from the Town of Riverhead.

4. Responsibilities of Tanger: Subject to the terms of this Agreement, Tanger acknowledges and agrees that Tanger is responsible for carrying out and shall have exclusive control of all operations associated with the Tanger 2016 July 4th Sales Events and related activities at the Outlet Center, including without limitation, the cleanup and maintenance.

5. Insurance and Indemnification: Tanger agrees to indemnify and hold the Town of Riverhead and their respective officers, employees, agents, representatives and officials from any and all loss or liability associated with the Tanger 2016 July 4th Sales Events, traffic control and related activities described herein, including liability for damages to property or for injuries or death to persons which may arise from, or be attributable or incident to the use by Tanger and its employees, agents, representatives and concessionaires, of the Property except to the extent caused by the negligence or willful misconduct by the Town of Riverhead. With respect to any suit or claim by the Town of Riverhead whether under this indemnification provision or otherwise, Tanger Outlet Center for itself, its agents, employees and representatives, hereby expressly waives any defense which might preclude or limit either enforcement of this indemnification clause or any reasonable outside attorneys fees incurred by the Town securing compliance with the provision of this indemnification agreement.

6. Successors and Assigns: This agreement shall be binding upon and inure to the benefit of the respective successors and assigns of the parties; provided, however, that nothing herein shall be deemed to permit the assignment of this Agreement by either party without the express written

consent of the other party.

7. Entire Agreement: This contract constitutes the entire agreement between the parties and no further agreement, express or implied, written or oral, exists with respect to the subject matter of this document.

8. Governing Law: This Agreement shall be governed by and construed in accordance with the laws of the State of New York.

In Witness Whereof, Tanger Properties Limited Partnership has caused this instrument to be signed in its corporate name and the Town of Riverhead has caused this instrument to be signed in its municipal name by Sean M. Walter, its Supervisor, hereunto duly authorized, as of the day and the year first above written.

Tanger Properties Limited Partnership

By: _____
Name: Janine Nebons, General
Manager & Authorized Agent

Town of Riverhead

By: _____
Name: Sean M. Walter, Supervisor

TOWN OF RIVERHEAD

Resolution # 495

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST
NOTICE TO BIDDERS FOR SENSUS WATER METERS &
ACCESSORY EQUIPMENT, OR REASONABLE EQUIVALENT FOR
USE BY THE RIVERHEAD WATER DISTRICT**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached Notice to Bidders for Sensus water meters and accessory equipment, or reasonable equivalent, and repair to meter reading equipment for use by the RIVERHEAD WATER DISTRICT in the **June 30, 2016**, issue of ***The News-Review***.

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of **SENSUS WATER METER & ACCESSORY EQUIPMENT, OR REASONABLE EQUIVALENT, & REPAIR TO METER READING EQUIPMENT** for use by the RIVERHEAD WATER DISTRICT will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, on **July 21, 2016**, at **2:05 p.m.**, at which time all bids shall be opened and read aloud.

Bid Specifications and/or Plans may be obtained by visiting the Town of Riverhead website at www.townofriverheadny.gov on or after **June 30, 2016**. Click on "Bid Requests" and follow the instructions to register.

All bids are to be submitted in a sealed envelope bearing the designation **BID #RWD-2016-20 – SENSUS WATER METERS & ACCESSORY EQUIPMENT, OR REASONABLE EQUIVALENT, & REPAIR TO METER READING EQUIPMENT – RIVERHEAD WATER DISTRICT**. All bids must be submitted on the bid form provided in the bid document. Any and all exceptions to the Specifications must be listed separately and enclosed in an envelope bearing the designation "**EXCEPTIONS TO BID SPECIFICATIONS FOR SENSUS WATER METERS OR REASONABLE EQUIVALENT**".

NOTE: Bid responses must be delivered to the Office of the Town Clerk at 200 Howell Avenue, Riverhead, New York, 11901, on or before July 21, 2016 at 2:05 p.m. The Town may decline to accept, deem untimely and/or reject any bid response/proposal that is not delivered to the Office of the Town Clerk.

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

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

DIANE M. WILHELM, Town Clerk

TOWN OF RIVERHEAD

Resolution # 496

**CLASSIFIES APPLICATION AS A TYPE II ACTION, RATIFY AND APPROVE
ADMINISTRATIVE SITE PLAN OF ATLANTIS HOLDINGS REALTY COMPANY, LLC
(TASTE THE EAST END) 469 EAST MAIN STREET, RIVERHEAD**

Drop Down for Councilperson offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the Town of Riverhead is in receipt of a site plan petition from Atlantis Holdings Company, LLC, to perform façade alterations and interior alterations in connection with the establishment of a retail store, Taste the East End; and

WHEREAS, the subject property is located at 469 East Main St, Riverhead, further described as SCTM 600-129-4-21.3 that is zoned Downtown Center 1 (DC-1) and is located in the Urban Renewal Area; and

WHEREAS, the site plan application includes site plans entitled, Floor Plan/Partial Survey, Proposed Elevations/Wall Section, and 2 color elevations of the north and west facades, all prepared by Andrew Vincent Giambertone, RA, last dated April 22, 2016; and

WHEREAS, the applicant received approval for the proposed exterior alterations from the Landmarks Preservation Commission at its April 25, 2016 meeting; and

WHEREAS, the applicant received approval for the proposed exterior alterations from the Architectural Review Board at its April 27, 2016 meeting; and

WHEREAS, the subject parcel is located within the Town of Riverhead Public Parking District and the establishment of the proposed retail store will not require any further site alterations; and

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

WHEREAS, a public hearing is not required as this site plan application is considered an administrative review as per Town Code Section 108-130 B(4)(g); 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 as per the Office of the Financial Administrator of the Town of Riverhead; and

WHEREAS, the Town Board has carefully considered the merits of the site plan application, the SEQRA record to date, the reports of the Planning Department, as well as all other agencies having jurisdiction and relevant Planning, Zoning and Environmental information.

NOW, THEREFORE BE IT RESOLVED, the application included site plans entitled, Floor Plan/Partial Survey, Proposed Elevations/Wall Section, and 2 color elevations of the north and west facades, all prepared by Andrew Vincent Giambertone, RA, last dated April 22, 2016, perform façade alterations in connection with the establishment of a retail store, Taste the East End, upon real property located at 469 East Main St, Riverhead, further described as SCTM 600-129-4-21.3, is hereby approved by the Town Board of the Town of Riverhead; and be it further

RESOLVED, the following conditions shall be met:

1. That the applicant obtain a building permit from the Building Department;
2. That the applicant obtain a fire prevention construction permit the Fire Marshal; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Atlantis Holdings Company, LLC, 100 Comac Street, Ronkonkoma, NY 11779; Young & Young, 400 Ostrander Avenue, Riverhead, New York, 11901; Andrew Giambertone, & Associates – Architects, 62 Elm Street, Huntington, New York, 11743; and be it further

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 497

RIVERHEAD SCAVENGER WASTE DISTRICT
RATE ADJUSTMENT FOR TIPPING FEES AT SCAVENGER WASTE PLANT

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, THE OPERATING COSTS AND EXPENSES OF THE Scavenger Waste facility are increasing warranting a need to increase the tipping fees charged;

RESOLVED, that the tipping fees to be charged by the Scavenger Waste District shall be increased to \$0.119 per gallon (\$119.00/1,000 gallons) effective July 21, 2016; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Financial Administrator; and be it further

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 498

**AWARDS REQUEST FOR PROPOSAL FOR YOUNGS AVENUE LANDFILL
POST CLOSURE INSPECTIONS. TESTING AND REPORTING ACTIVITIES
AND AUTHORIZES SUPERVISOR TO EXECUTE AN AGREEMENT
FOR SUCH SERVICES**

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, in order to comply with the approved New York State Department of Environmental Conservation post closure plan for the Youngs Avenue Landfill and to re-affirm the Town of Riverhead commitment to comply with all requirements and scheduled activities as outlined in the NYS DEC approved post closure maintenance and monitoring plan (PCMMP), the Town solicited requests for proposals for professional engineering firms for services related to the required inspections, testing and reporting activities to comply with the Town's post closure plan; and

WHEREAS, the Town Board, by Resolution #203 adopted on April 5, 2016, authorized the Town Clerk to publish and post a Request for Proposals for Youngs Avenue Landfill Testing, Maintenance and Monitoring; and

WHEREAS, due to a clerical error and necessary time required to meet the deadline for submission for publication in the newspaper, Resolution #203 was corrected by Resolution #283 adopted on April 19, 2016 to reflect a publish and post date of April 14, 2016 in the official Town newspaper; deadline for submission of proposals of May 5, 2016; date for bid opening to May 6, 2016; and date for comments/questions to April 25, 2016; and

WHEREAS, five (5) responses to the Request for Proposals were received, opened and read aloud on May 6, 2016 in the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York; and

WHEREAS, the Town Engineering Department did review and evaluate each of the five proposals based upon the criteria set forth in the specifications; and

WHEREAS, after serious consideration and evaluation, the Town Engineering Department determined that the proposal submitted by H2M Architects & Engineers best met the criteria set forth in the request for proposals and an award to H2M Architects & Engineers in the best interests of the Town, subject to a formal agreement between Town and H2M Architects & Engineers detailing the services and costs related to the services, provision requiring strict adherence to NYSDEC procedures, protocols and schedules for inspections, testing, and submission of reports with penalty for failure to meet and adhere to such procedures, protocols, and schedules; and, finally, such other provisions as deemed appropriate by the Office of the Town Attorney.

NOW THEREFORE BE IT RESOLVED, that the Request for Proposals for professional engineering services related to the required inspections, testing and reporting activities to comply with the Town's post closure plan be and is hereby

awarded to H2M Architects & Engineers in the amount not to exceed \$53,485.00 subject to a formal agreement between Town and H2M Architects & Engineers detailing the services and costs related to the services, provision requiring strict adherence to NYSDEC procedures, protocols and schedules for inspections, testing, and submission of reports with penalty for failure to meet and adhere to such procedures, protocols, and schedules; and, finally, such other provisions as deemed appropriate by the Office of the Town Attorney; and be it further

RESOLVED, in addition to the provision(s) set forth in an agreement between the Town and H2M Architects & Engineers requiring strict adherence to NYSDEC procedures, protocols and schedules for inspections, testing, and submission of reports as described above, in the event that H2M Architects & Engineers failure to meet or adhere to NYSDEC procedures, protocols or schedules, the Town Board hereby expressly reserves its right to immediately terminate the contract and award to the second most qualified firm; and be it further

RESOVLED, that the Town Board be and does hereby authorize the Supervisor to execute any documents or agreements with H2M Architects & Engineers to effectuate the terms of the specifications; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to H2M Architects & Engineers, 290 Broad Hollow Road, Suite 400E, Melville, NY 11747, Town Engineering Department, Office of the Town Attorney and the Office of Accounting; and be it further

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

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted