

3/7/95

TOWN OF RIVERHEAD

Resolution # 144

Adopted

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST
PUBLIC NOTICE RE: CHANGE OF MEETING**

COUNCILMAN PRUSINOWSKI

offered the following resolution,

which was seconded by **COUNCILMAN STARK** :

RESOLVED, that the Town Clerk be and is hereby directed to publish the attached Public Notice once in the Suffolk County Life, the official newspaper of the Town of Riverhead designated for that purpose, and to post same on the signboard(s) within Town Hall.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

**The Resolution is therefore
declared duly adopted**

TOWN OF RIVERHEAD
PUBLIC NOTICE

PLEASE TAKE NOTICE, that the next regularly scheduled meeting of the Town Board of the Town of Riverhead will be held on March 21, 1995 at **2:00 P.M.** at Town Hall, 200 Howell Avenue, Riverhead, New York..

Dated: Riverhead, New York
March 7, 1995.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

3/7/95

TOWN OF RIVERHEAD

Tabled

Resolution # 145
March 7, 1995

Tabled

AUTHORIZES SUPERVISOR TO EXECUTE AGREEMENT WITH THE RIVERHEAD BUSINESS IMPROVEMENT DISTRICT MANAGEMENT ASSOCIATION, INC.

COUNCILMAN STARK

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

WHEREAS, Article 19-A of the General Municipal Law of the State of New York authorizes municipalities, including Towns, to establish business improvement districts; and

WHEREAS, by Local Law 2 of 1991, the Town has established the Riverhead Business Improvement District Management Association, Inc. and accepted its Plan to provide services for the District; and

WHEREAS, said Plan as adopted, establishes the Riverhead Business Improvement District Management Association, Inc. as the not-for-profit corporation with which the town shall contract for the provision of administrative services necessary to carry out the District Plan.

THEREFORE, BE IT RESOLVED, that in consideration of the provisions of the Plan and the authority granted to the Business Improvement District by the Law, the Town Board hereby authorizes the Acting Supervisor to execute a contract between the Town of Riverhead and the Riverhead Business Improvement District Management Association, Inc. for the provision of administrative services by the Riverhead Business Improvement District Management Association, Inc. necessary to implement the District Plan.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a certified resolution to Barry Barth, President, Business Improvement District; Jack Hansen, Financial Administrator; Robert Kozakiewicz, Town Attorney and Andrea Lohneiss, Community Development Director.

THE MEETING OF MARCH 21, 1995.
COUNCILMAN CREIGHTON OFFERED THE RESOLUTION TO BE BROUGHT OFF THE TABLE, WHICH WAS SECONDED BY COUNCILWOMAN GILLIAM.

The vote, Gilliam, yes, Creighton, yes, Prusinowski yes, Stark, yes
The resolution was thereupon declared duly brought off the table.

COUNCILMAN CREIGHTON OFFERED THE RESOLUTION, WHICH WAS SECONDED BY COUNCILWOMAN GILLIAM.
THE VOTE, GILLIAM, YES, CREIGHTON, YES, PRUSINOWSKI, STARK, YES.
THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

3/7/95

TOWN OF RIVERHEAD

Resolution # 146

ADOPTS LOCAL LAW TO REPEAL EXISTING CHAPTER 65 AND TO REPLACE EXISTING CHAPTER 65 WITH A NEW CHAPTER 65. FLOOD DAMAGE PREVENTION. OF THE RIVERHEAD TOWN CODE (FLOODPLAIN MANAGEMENT REGULATIONS)

COUNCILMAN CREIGHTON offered the following resolution, which was

seconded by **COUNCILWOMAN GILLIAM**

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider proposed local law to repeal existing Chapter 65 and to replace existing Chapter 65 with a new Chapter 65 of the Riverhead Town Code (Flood Damage Prevention); and

WHEREAS, a public hearing was held on the 21st day of February, 1995, at 7:10 o'clock p.m., at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notices, and all persons wishing to be heard were heard.

NOW, THEREFORE, BE IT RESOLVED, that the proposed local law to repeal the existing Chapter 65 and to replace existing Chapter 65 with a new Chapter 65 of the Riverhead Town Code (Floodplain Management Regulations) be and is hereby adopted as specified in the attached notice of adoption; and be it further

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

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Planning Board; the Riverhead Building Department; Recreation Department; the Suffolk County Planning Commission; the L.I. State Park Commission; the Towns of Brookhaven, Southold and Southampton and the L.I. Pine Barrens Review Commission.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law replacing the existing Chapter 65 of the Riverhead Town Code with a new Chapter 65 (Flood Damage Prevention) at its regular meeting held on March 7, 1995.

A copy of the entire text of the adopted local law is available for review at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, Monday through Friday, between the hours of 8:30 a.m. and 4:30 p.m..

Dated: Riverhead, New York
March 7, 1995

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

BARBARA GRATTAN, Town Clerk

TOWN OF RIVERHEAD

Adopted

Resolution # 147

ADOPTS AN AMENDMENT TO CHAPTER 108 "ZONING" OF THE RIVERHEAD TOWN CODE BY AMENDING SECTION 108-51.2 ENTITLED, "SETBACKS FOR WOOD DECKS"

COUNCILWOMAN GILLIAM

offered the following resolution, which was

seconded by **COUNCILMAN CREIGHTON**

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider an Amendment to Chapter 108 Zoning. of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 21st day of February, 1995, at 7:15 o'clock p.m., at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard; and

NOW, THEREFORE, BE IT

RESOLVED, that an Amendment to Chapter 108 Zoning. of the Riverhead Town Code be and is hereby adopted as specified in the attached notice of adoption; and be it further

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

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Planning Board; the Riverhead Building Department; the Suffolk County Planning Commission the L.I. State Park Commission; the Towns of Brookhaven, Southold and Southampton and the L.I. Pine Barrens Review Commission.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted the following amendment to the **Riverhead Town Code** at its regular meeting held on March 7, 1995:

108-51.2. Setbacks for wood decks.

Unenclosed, residential wood decks, no higher than eighteen (18) inches above natural grade, shall not exceed the following ~~side yard and~~ rear yard setback in the following zoning use districts:

A. Residence A:

- (1) ~~Side yard: thirty (30) feet.~~
(2) (1) Rear yard: twenty (20) feet.

B. Agriculture A:

- (1) ~~Side yard: thirty (30) feet.~~
(2) (1) Rear yard: twenty (20) feet.

C. Residence B:

- (1) ~~Side yard: twenty (20) feet.~~
(2) (1) Rear yard: fifteen (15) feet.

D. Residence C:

- (1) ~~Side yard: ten (10) feet.~~
(2) (1) Rear yard: ten (10) feet.

E. Residence D:

- (1) ~~Side yard: ten (10) feet.~~
(2) (1) Rear yard: ten (10) feet.

Dated: Riverhead, New York
March 7, 1995.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

*overstrike represents deletion(s)
**underscore represents addition(s)

7/95

TOWN OF RIVERHEAD

Adopted

Resolution # 48

ADOPTS AN AMENDMENT TO A LOCAL LAW, SECTION 103-40 (8) ENTITLED, "SOLID WASTE MANAGEMENT LAW" TO PROVIDE FOR THE ISSUANCE OF A BUSINESS PERMIT

COUNCILMAN PRUSINOWSKI offered the following resolution, which was

seconded by **COUNCILMAN STARK** :

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider an amendment to Local Law, Section 103-40 (8) Solid Waste Management Law. of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 7th day of February, 1995, at 7:05 o'clock p.m., at the Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard; and

NOW, THEREFORE, BE IT RESOLVED, that an amendment to Local Law, Section 103-40 (8) Solid Waste Management Law. of the Riverhead Town Code be and is hereby adopted as specified in the attached notice of adoption; and be it further

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

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Planning Board; the Riverhead Building Department; the Suffolk County Planning Commission the L.I. State Park Commission; the Towns of Brookhaven, Southold and Southampton and the L.I. Pine Barrens Review Commission and the Sanitation Department.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted the following amendment to the **Riverhead Town Code** at its regular meeting held on March 7, 1995:

Sec. 103-40. Licenses or permits required; penalties for offense.

(8) Business permit: required of any owner or operator of any business or nonresidence, as herein defined, in the Town of Riverhead, who removes solid waste on or through any street or public highway or delivers such solid waste for deposit or disposal at any disposal facility operated by or on behalf of the Town of Riverhead. This classification shall be in effect until December 31, ~~1994~~ 1995, after which no business permits shall be issued or effective.

Dated: Riverhead, New York
March 7, 1995

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

*overstrike represents deletion(s)

**underscore represents addition(s)

Adopted

03/7/95

TOWN OF RIVERHEAD

Resolution # 149

APPOINTS A PARK ATTENDANT TO THE RIVERHEAD

RECREATION DEPARTMENT

COUNCILMAN STARK offered the following resolution, which was seconded by COUNCILMAN PRUSINOWSKI

RESOLVED, That Arthur Faber is hereby appointed to serve as a Park Attendant, effective April 1, 1995, to be paid biweekly at the rate of \$7.00 per hour and to serve at the pleasure of the Town Board.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowsk	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

7/95

Adopted

TOWN OF RIVERHEAD

Resolution # 150

APPOINTS A PARK ATTENDANT TO THE RIVERHEAD

RECREATION DEPARTMENT

COUNCILMAN STARK

offered the following

resolution, which was seconded by **COUNCILMAN PRUSINOWSKI**

RESOLVED, That Dominick Forlenza is hereby appointed to
serve as a Park Attendant, effective April 1, 1995,
be paid biweekly at the rate of \$5.50 per hour and to
serve at the pleasure of the Town Board.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

03/7/95

Adopted

TOWN OF RIVERHEAD

Resolution # 151

APPOINTS A SOFTBALL-FIELD COORDINATOR TO THE

RIVERHEAD

RECREATION DEPARTMENT

COUNCILMAN STARK

offered the following

resolution, which was seconded by

COUNCILMAN PRUSINOWSKI

RESOLVED, That Penny Carter is hereby appointed to serve as a Softball- Field Coordinator, effective March 7, 1995, to be paid biweekly at the rate of \$9.00 per hour and to serve at the pleasure of the Town Board.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

Adopted

TOWN OF RIVERHEAD

Resolution # 152

**AUTHORIZES THE HOSTING OF THE 8TH ANNUAL INVITATIONAL
MOTORIZED DRILL TO BE HOSTED BY THE RIVERHEAD FIRE
DEPARTMENT**

COUNCILMAN PRUSINOWSKI offered the following resolution, which was
seconded by **COUNCILMAN STARK**:

WHEREAS, by letter dated February 14, 1995, Captain Henry Ashby, Jr., Chairman of
the 1995 Drill Committee, requests the hosting of its 8th Annual Invitational Motorized Drill to
be held on Saturday, August 26, 1995 with a rain date of Sunday, August 27, 1995; and

WHEREAS, the Riverhead Fire Department and the Suffolk County Drill Teams
Captains Association, Inc., requests to be exempt from the requirement of Section 46. Alcoholic
beverages. of the Code of the Town of Riverhead.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of
Riverhead hereby authorizes the Riverhead Fire Department to host its 8th Annual Invitational
Motorized Drill on Saturday, August 26, 1995 with a rain date of Sunday, August 27, 1995; and
be it further

RESOLVED, that the Town Board of the Town of Riverhead hereby exempts the
Riverhead Fire Department's 8th Annual Invitational Motorized Drill from Section 46. Alcoholic
beverages. of the Code of the Town of Riverhead; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy
of this resolution to Captain Henry Ashby, Jr., Chairman 1995 Drill Committee, c/o Riverhead
Fire Department, 24 East Second Street, Riverhead, New York, 11901; Chief Bill Kelly of the
Riverhead Fire Department and the Riverhead Police Department.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

**The Resolution is therefore
declared duly adopted**

Adopted

TOWN OF RIVERHEAD

Resolution # 153

APPROVES SPECIAL PETITION OF DR. CHARLES R. HOEG

COUNCILMAN STARK

offered the following

COUNCILMAN PRUSINOWSKI :

resolution, which was seconded by

WHEREAS, the Riverhead Town Board is in receipt of a petition from Henry Saxtein, Esq. on behalf of Dr. Charles R. Hoeg to provide for a professional office use on real property located on Roanoke Avenue, Riverhead; such real property more particularly described as Suffolk County Tax Map Parcel No. 0600-107-1-11, and

WHEREAS, this Town Board, by resolution #866 of 1994, did declare itself to be the Lead Agency for the action and further determined that such action would not have a significant impact upon the environment and that an EIS need not be prepared, and

WHEREAS, the Town Board has referred the application to the Riverhead Planning Board for its report and recommendation; such Planning Board recommending approval of the special permit, and

WHEREAS, the Riverhead Town Board has carefully considered the merits of the petition, the SEQRA record created to date, the report of the Planning Board, the report of the Planning Department, the record of the relevant public hearing, as well as all other relevant planning, zoning, and environmental information, now

THEREFORE, BE IT

RESOLVED, that in the matter of the special permit petition of Dr. Charles R. Hoeg, the Riverhead Town Board hereby finds the following:

- FIRST: That the site is particularly suitable for the location of such use in the community;
- SECOND: That the lot area is sufficient and adequate for the use and the reasonably anticipated expansion thereof;
- THIRD: That access facilities are adequate for the estimated traffic from public streets;

FOURTH: That existing municipal services and facilities are adequate to provide for the needs of the proposed use; 262

FIFTH: That the use will not tend to generate environmental impacts where they are discernible of adjacent properties or public highways;, and

BE IT FURTHER

RESOLVED, that the Town Board based upon its findings determines that:

FIRST: That the use will not prevent or substantially impair either the reasonably or orderly development of other property within the neighborhood;

SECOND: That the health, safety, welfare, comfort, convenience and order of the Town will not be adversely affected by the use;

THIRD: That the proposed use will be in harmony with and promote the general purposes and intent of the Town of Riverhead Zoning Ordinance, and

BE IT FURTHER

RESOLVED, that based upon its findings and determinations, the Town Board hereby approves the special permit of Dr. Charles R. Hoeg for the professional office use of real property herein described as a dental office, and

BE IT FURTHER

RESOLVED, that this special permit is granted pursuant to Article XXII of the Riverhead Zoning Ordinance which regulates the subject property in conjunction with the existing Residential Zoning Use District which provides for the continuation of concurrent residential use of the property, and

BE IT FURTHER

RESOLVED, that prior to the issuance of a building permit site plan for the premises shall be considered by this Board in performance with Article XXVI of the Zoning Ordinance, and

BE IT FURTHER

RESOLVED, that the Town Clerk transmit a certified copy of this resolution to Henry Saxtein, Esq. as agent for the applicant.

TOWN OF RIVERHEAD

RESOLUTION # 154

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE TO BIDDERS TO ADVERTISE FOR SEALED BIDS FOR THE PURCHASE OF STREET LIGHT AND TRAFFIC SIGNAL MAINTENANCE PARTS

ADOPTED: March 7, 1995

OLMAN CREIGHTON

offered the following resolution which was

seconded by **COUNCILWOMAN GILLIAM**

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached Notice to Bidders in the March 8, 1995 issue of the official Town newspaper to advertise for sealed bids for the purchase of street light and traffic signal maintenance parts; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Ken Testa, P.E., Town Engineer.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

The Vote

Yes
Yes
Yes
Yes

Resolution is therefore declared duly adopted

TOWN OF RIVERHEAD
NOTICE TO BIDDERS

PLEASE TAKE NOTICE, that sealed bids for the purchase of street light and traffic signal maintenance parts for the use of the Street Lighting District will be received by the Town Clerk of the Town of Riverhead, Riverhead Town Hall, 200 Howell Avenue, Riverhead, NY 11901 on March 22, 1995 at 11:00 a.m. at which time will be opened and publicly read aloud.

Detailed specifications and bid forms may be obtained at the Office of the Town Clerk, 200 Howell Avenue, 200 Howell Avenue, Riverhead, NY 11901 during the hours of 8:30 a.m. and 4:30 p.m. weekdays.

All sealed bid envelopes should be clearly marked with, BID FOR STREET LIGHT AND TRAFFIC SIGNAL MAINTENANCE PARTS.

The Town Board of the Town of Riverhead reserves the right to reject any and all bids.

BY ORDER OF THE RIVERHEAD TOWN BOARD
Barbara A. Grattan, Town Clerk

Dated: March 7, 1995

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 155

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE TO BIDDERS FOR THE PURCHASE OF GRASS SEED AND CHEMICALS FOR THE MAINTENANCE OF TOWN FACILITIES

ADOPTED: March 7, 1995

MILWOMAN GILLIAM offered the following resolution which was seconded by COUNCILMAN CREIGHTON

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached notice to bidders for the purchase of grass seed and chemicals for the maintenance of Town facilities in the March 8, 1995 issue of the official Town newspaper; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Ken Testa, P.E., Town Engineer.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

TOWN OF RIVERHEAD
NOTICE TO BIDDERS

PLEASE TAKE NOTICE, that separate sealed proposals will be received by the Town Clerk of the Town of Riverhead until 11:05 a.m. prevailing time on March 20, 1995, at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, NY 11901, at which time they will publicly be opened and read for the purchase of grass seed and chemicals for the use at Town facilities.

Detailed specifications and bid forms may be obtained at the Office of the Town Clerk during the hours of 8:30 a.m. and 4:30 p.m. weekdays.

All sealed bid envelopes should be clearly marked with, **BID FOR GRASS SEED AND CHEMICALS.**

The Town Board of the Town of Riverhead reserves the right to reject any and all bids and solicit for new bids and/or to waive any informalities in the proposals and to accept or reject any and all alternatives or unit prices if, in its opinion, the best interests of the Town will thereby be promoted.

BY ORDER OF THE RIVERHEAD TOWN BOARD
Barbara A. Grattan, Town Clerk

Dated: March 7, 1995

TOWN OF RIVERHEAD
RESOLUTION # 156

AWARDS BID FOR ANNUAL TOWN-WIDE DRAINAGE CONTRACT
ADOPTED: MARCH 7, 1995

COUNCILMAN PRUSINOWSKI

offered the following resolution which

was seconded by **COUNCILMAN STARK**.

BE IT RESOLVED, that the Town Clerk had previously published a Notice to Bidders for the Annual Town-Wide Drainage Contract; and

BE IT FURTHER RESOLVED, that on January 30, 1995 at 11:00 a.m. two (2) bids were received and publicly read aloud.

NOW, THEREFORE, BE IT RESOLVED, that Patrick Bistran, Jr., Inc., 175 Springs-Fireplace Road, East Hampton, NY 11937 be and is hereby awarded the bid for the Annual Town-Wide Drainage Contract for a period of one (1) year from contract signing and according to the unit prices quoted and formally submitted to the Riverhead Town Clerk; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Patrick Bistran, Jr., Inc. and the Kenneth Testa, P.E., Town Engineer.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

3/7/95

TOWN OF RIVERHEAD

Resolution # 157

Adopted

AUTHORIZES TOWN CLERK TO PUBLISH NOTICE OF PUBLIC HEARING ON AMENDMENTS TO ARTICLE IX OF THE TOWN OF RIVERHEAD ZONING ORDINANCE

COUNCILMAN STARK

offered the following

resolution, which was seconded by COUNCILMAN PRUSINOWSKI :

WHEREAS, the Riverhead Town Board desires to amend the Town of Riverhead Zoning Ordinance in order to remove certain highway business uses from those uses permitted within the Neighborhood Business District in order to promote both the reasonable and orderly development of the Town of Riverhead, and

WHEREAS, a public hearing is appropriate to hear the testimony of interested parties respecting such changes, now

THEREFORE, BE IT

RESOLVED, that the Town Clerk be authorized to publish the attached notice of public hearing in the official newspaper of the Town of Riverhead, and

BE IT FURTHER

RESOLVED, that the proposed zoning amendment be referred to the Riverhead Planning Board, the Suffolk County Planning Commission and the Town of Brookhaven for its report and recommendation.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

**TOWN OF RIVERHEAD
PUBLIC HEARING**

PLEASE TAKE NOTICE, that a public hearing will be held on the fourth day of April, 1995 at 7:05 o'clock, p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested parties with regard to the following amendment to the Town of Riverhead Zoning Ordinance.

**ARTICLE IX
BUSINESS C DISTRICT (NEIGHBORHOOD BUSINESS)**

Section 108-39. Uses.

A. Permitted Uses.

~~(6) Motor vehicle, new and used car sales lots and boat salesrooms; motor vehicle and boat repair facilities operated in connection with motor vehicle and boat salesrooms where all automobile and boat parts, dismantled vehicles and boats and similar articles are stored within a building.~~

~~(7) Used motor vehicle and boat sales lots on which there are vehicles and boats for sale which are in registerable condition according to rules and regulations of the State of New York Motor Vehicle Department and comparable governmental agencies for which boats are in seaworthy condition.~~

~~(17) Vehicle repair.~~

B. Special exception and special permit uses.

~~(1) Gasoline service station, by special permit of the Town Board.~~

~~(2) Motels, by special permit of the Town Board.~~

DATED: Riverhead, New York
March 7, 1995.

By Order of the Town Board of the
Town of Riverhead

Barbara Grattan, Town Clerk

TOWN OF RIVERHEAD

Resolution # 158

RELEASES BONDS OF METRO ONE DEPOSITED PURSUANT TO SITE PLAN APPROVALS (RESOLUTIONS #297, #298 AND #432 OF 1991)

COUNCILMAN CREIGHTON

offered the following resolution, which was

seconded by **COUNCILWOMAN GILLIAM**

WHEREAS, by Resolutions #297, #298 and #432 of 1991, the Town Board of the Town of Riverhead approved the site plan applications of Metro One to construct radio towers and utility sheds at Route 25, Wading River, further described as Suffolk County Tax Map #0600-134-1-2.2; Fresh Pond Road, Calverton, further described as Suffolk County Tax Map #0600-97-2-1.3 and Sound Shore Road, Riverhead, further described as Suffolk County Tax Map #0600-7-1-4; and

WHEREAS, a 5% performance security was required to be posted by Metro One pursuant to Town Code Section 108-133 (I); and

WHEREAS, Allen Smith, Esq., as attorney for Metro One, submitted two checks payable to the Town of Riverhead in the sums of \$14,800.00 and \$2,000.00, dated June 21, 1991 and September 12, 1991, which sums reflect the 5% performance security as required by Section 108-133 (I); and

WHEREAS, simultaneously with delivery of the aforementioned checks, Allen M. Smith, Esq. delivered to the Town of Riverhead his escrow agreement and undertaking, whereby he bound over, kept and maintained a separate trust account in his name; and

WHEREAS, the Town of Riverhead Building Department has issued Certificates of Occupancy under Nos. 10317, 10369 and 102006 (copies annexed).

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of the bonds in the sums of \$14,800.00 and \$2,000.00; and be it further

RESOLVED, that the Town Board of the Town of Riverhead hereby releases and discharges Allen M. Smith, Esq. from his escrow agreements and undertakings; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Allen M. Smith, Esq. 737 Roanoke Avenue, P.O. Box 1240, Riverhead, New York; the Building Department and the Accounting Department.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

2/7/95

Adopted

TOWN OF RIVERHEAD

Resolution # 159

APPROVES APPLICATION OF RIVERHEAD CHAMBER OF COMMERCE

COUNCILWOMAN GILLIAM

offered the following

resolution, which was seconded by **COUNCILMAN CREIGHTON**:

WHEREAS, Riverhead Chamber of Commerce submitted an application for the purpose of hosting an antique show to be held at the Peconic River Parking Field (behind Riverhead Grill), Riverhead, New York, on May 28, 1995 (raindate: May 29, 1995) from 9:00 a.m. to 6:00 p.m.; and

WHEREAS, a certificate of insurance pursuant to Section 90-13 of the **Code of the Town of Riverhead** has been received naming the Town of Riverhead as Additional Insured; and

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

NOW, THEREFORE, BE IT RESOLVED, that the application of Riverhead Chamber of Commerce for the purpose of hosting an antique show at Peconic River Parking Field (behind Riverhead Grill), Riverhead, New York, on May 28, 1995 (raindate: May 29, 1995) from 9:00 a.m. to 6:00 p.m. be and is hereby approved; and

WHEREAS, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Riverhead Chamber of Commerce and the Riverhead Police Department.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

**The Resolution is therefore
declared duly adopted**

3/7/95

TOWN OF RIVERHEAD

Adopted

Resolution # 160

AUTHORIZES THE DEPUTY SUPERVISOR TO EXECUTE LEASE AGREEMENT BETWEEN THE KRISMANS' AND KATZMANS' AND THE TOWN OF RIVERHEAD (NUTRITION CENTER PICNIC AREA)

COUNCILMAN PRUSINOWSKI

offered the following resolution, which was

seconded by **COUNCILMAN STARK**:

WHEREAS, the Town of Riverhead has expressed a desire to lease land south and adjacent to the Nutrition Center owned by Anthony Krisman, Ruth Krisman, Sidney Katzman and Sylvia Katzman, further described as part of Suffolk County Tax Map #0600-127-4-33, to be used as a picnic area for Town of Riverhead Senior Citizens;

WHEREAS, terms for a lease agreement has been agreed upon between the Town of Riverhead and Anthony Krisman, Ruth Krisman, Sidney Katzman and Sylvia Katzman (copy annexed herewith).

NOW THEREFORE BE IT RESOLVED, the Deputy Supervisor be and is hereby authorized to execute a Lease Agreement between the Town of Riverhead and Anthony Krisman, Ruth Krisman, Sidney Katzman and Sylvia Katzman, further described as part of Suffolk County Tax Map #0600-127-4-33, to be used as a picnic area for Town of Riverhead Senior Citizens; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Judy Doll of the Riverhead Nutrition Center; Anthony Krisman and Ruth Krisman, 11 Weathervane Way, Marlboro, New Jersey, 17746; Sidney Katzman and Sylvia Katzman, 1983 Strathford Drive, Westbury, New York, 11590; Jack Hansen and Ken Testa.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

LEASE AGREEMENT

1. PARTIES

LEASE AGREEMENT between ANTHONY KRISMAN and RUTH KRISMAN, residing at 11 Weathervane Way, Marlboro, New Jersey, 07746 and SIDNEY KATZMAN and SYLVIA KATZMAN, residing at 1983 Strathford Drive, Westbury, New York, 11590 (hereinafter called the "Landlord") and TOWN OF RIVERHEAD, a municipal corporation with its principal offices at 200 Howell Avenue, Riverhead, New York (hereinafter called the "Tenant").

2. EFFECTIVE DATE AND TERM AND RENTAL

This lease shall commence on January 1, 1995, and shall terminate December 31, 1998, a period of three (3) years. The yearly rent shall be One Thousand Five Hundred and 00/100 (\$1,500.00) Dollars which shall be due the 1st day of January every year. The Tenant shall have the option to renew this lease for five (5) years. The Tenant shall exercise the option to renew not later than sixty (60) days prior to December 31, 1998. The Tenant shall exercise said option by giving the Landlord notice as provided in paragraph 18 of this lease. In the event the Tenant fails to exercise the option to renew, said failure shall constitute a waiver of said option. In the event the Tenant exercises the option to renew, the Tenant shall pay a yearly rent which rent will be adjusted in accordance with the yearly consumer price index in effect on March 1st, 1997 and each year thereafter.

3. DEFINITION

As used herein, the following words and phrases have the following meaning, unless the context clearly requires another meaning:

"Demised Premises" means the premises leased to the Tenant by this agreement;

"Lease Term" means the term for which the Demised Premises are leased.

"Year" (of the Lease Term) means a year beginning on the first day of the Lease Term or an anniversary thereof.

4. LEASE OF PREMISES

The Landlord hereby demises and lets to the Tenant and the Tenant hires and takes from the Landlord the areas delineated and designated as "Demised Premises", on an "as is" basis, and more particularly bounded and described as follows:

Property and use of 150 feet of space more particularly identified in the rendering attached as Exhibit A.

The overall site location is depicted on Exhibit A attached hereto, which exhibit was produced by the Office of Town Engineer. This exhibit shows the approximate location of the proposed improvements as well as the areas leased under this lease.

5. FACILITIES AND IMPROVEMENTS

(A) Not later than June 1, 1995, Tenant shall cause the improvements to be made within the area leased to Tenant.

(B) Other than the aforementioned improvements, the Tenant shall not alter or modify the Demised Premises. Tenant shall be responsible for repairs and maintenance of the improvements which repairs are the result or ordinary wear and tear that occur in the normal course of business.

(C) During the Lease Term, the Tenant shall be solely responsible for the care and maintenance of the Demised Premises and including the improvements made by Tenant. The Tenant shall maintain the premises and improvements thereon in a good and safe condition for the purposes for which this lease is intended.

6. USE OF THE DEMISED PREMISES

The Tenant shall not use or permit the use of the premises and improvements for any other purpose other than for a recreational area for the Nutrition Center.

7. CANCELLATION

(A) Non-payment of rent

(B) Whenever the Tenant shall default or permit anything to be done contrary to any covenant or agreement on the part of the Tenant herein contained, and the Tenant shall fail to commence to remedy the same within thirty (30) days after the Landlord shall have given to the

Tenant a written notice specifying the same, then, this lease and the term and estate hereby granted shall expire and terminate upon the day so specified, but the Tenant shall remain liable for damages as provided by law as set forth herein.

(C) Any notice required by the provisions of this paragraph shall be sent by certified mail, return receipt requested, to the addresses of the Landlord and Tenant as indicated in this lease.

8. ASSIGNMENT AND SUBLETTING

The Tenant shall not assign, sublet or otherwise transfer this Lease or the Demised Premises or any part thereof or any of the rights and privileges granted without the written approval of the Landlord.

9. UNAVOIDABLE DELAYS OR FAILURES

Neither the Landlord nor the Tenant shall be deemed to be in breach of this lease because of any delay in performance or failure to perform any of the obligations set forth herein, if such delay or failure is due to any Act of God or natural disaster.

10. NO PERSONAL LIABILITY

No member of the Town Board, including Supervisor, or the Trustees of the Freeholders and Commonalty of the Town of Riverhead or any officer, or employee of the Tenant shall be held personally liable under this Lease.

11. UTILITY SERVICES, LIGHTS AND SIGNS

All utility services including electric, telephone, water sewer and light required for or in connection with the operation and maintenance of the premises shall be provided by the Tenant at its own expense.

12. REFUSE

The Tenant agrees to dispose of all refuse and garbage at its own cost and expense in accordance with Chapter 103 of the Code of the Town of Riverhead and Tenant shall not permit the accumulation of waste or refuse matter at the site. The Tenant agrees not to use the dumpster located at 724 East Main Street, Riverhead, New York.

13. INSURANCE

The Tenant shall procure at its own cost and expense liability insurance as will protect the Tenant and Landlord from any claims for damages to property and for bodily and personal injuries, including death, which may arise from the operation of this Lease by Tenant. Policies or certificates of insurance shall be delivered to the Landlord with full premiums paid, before proceeding under this Lease. Said certificates shall name the Landlord as additional insured. Insurance required under this lease shall be in the amount of \$1,000,000.00.

This Lease shall be void and of no effect unless the Tenant shall secure compensation for the benefit of, and keep insured during the life of the lease, such employees as are required to be so insured by the provisions of Chapter 41 of the Laws of 1914 and acts amendatory thereof, known as the Workers Compensation Law and Disability Insurance for the said employees.

In the event that insurance coverage and policies are not provided by the Tenant, or having been provided are cancelled or terminated without the simultaneous replacement by policies and coverage providing the required limits of insurance, then and in that event, the Landlord shall have the right to obtain the insurance coverage required by this lease, at the Tenant's expense. Said expense shall constitute additional rent, which shall be due and payable ten (10) days after bill is rendered to the Tenant.

14. NOT AN AGENT

Nothing herein contained shall create or be construed as creating a co-partnership between the Landlord and the Tenant or to constitute the Tenant as agent of the Landlord.

15. INVALIDITY OF PARTICULAR PROVISIONS

If any term or provision of this lease or the application thereof to be any person or circumstance shall, to any extent, be invalid or unenforceable, the remainder of this lease or the application of such terms or provisions to persons or circumstances other than those as to which it is held invalid or unenforceable, shall not be affected thereby and each term and provision of this lease shall be valid and be enforced to the fullest extent permitted by law.

16. LAWS AND ORDINANCES

The laws of New York State shall govern this lease and with the cooperation and assistance of the Town of Riverhead, the Tenant at its own cost and expense, shall comply with all federal, state, county, town and village laws, ordinances and regulations of a governmental nature affecting the operations or use or occupancy of the demised premises. It is mutually agreed between the Landlord and the Tenant that the respective parties hereto shall and hereby waive trial by jury in any action, proceeding or counterclaim brought by either of the parties against the other on any matters whatsoever arising out of or in any way of the Demised Premises, and/or any claim of injury or damage.

17. NO WAIVER

No waiver by the Landlord at any time of any of the terms, conditions, covenants or agreements herein or any forfeiture, shall be deemed or taken as a waiver at any time thereafter of the same or any other term, condition, covenant or agreement herein contained, nor the structure and prompt performance thereof. No delay, failure or omission of the Landlord to exercise any right, privilege, power, option or remedy arising from any default shall be construed to constitute a relinquishment thereof or a waiver of or acquiescence in such default, and no notice shall be required to restore or revive any such right, privilege, power, option or remedy after a waiver of a default in one or more instances. No option, power, remedy or privilege of the Landlord shall be construed as being exhausted or discharged by the exercise thereof in one or more instances. Except as otherwise expressly provided herein, such rights, privileges, powers, options and remedies are cumulative, no one of them is exclusive of any other or of any remedy provided by law, and the exercise of any one shall not impair the right to exercise any other.

18. NOTICES

All notices for which provision is made in this lease shall be in writing to the respective parties at the addresses listed herein, signed by the party giving the notice and delivered by certified mail, return receipt requested, to the respective party or its representative, at the principal office of said party or the principal office of its representative.

19. CONTRACT NOT FOR BENEFIT OF THIRD PERSONS

The parties have entered into this Lease solely for their own benefit and not for the benefit of any third persons; and no person other than the parties hereto have the right to sue or claim any rights under this lease.

20. POSSESSION

So long as the Tenant complies with the terms of this lease and is not in breach or default with respect thereto, the Tenant shall be entitled to peaceful possession of the Demised Premises for the purposes expressed in this lease during the term of this lease. Except for the acts of the Landlord, its agents, servants and employees, the Landlord shall have no responsibility or liability to the Tenant, its successors or assigns, or any other party or entity as a result of Tenant's, its successor's or an assigns' inability to continue the activities as authorized by this lease for any reason including but not limited to the interference with or limitation of same by any third party as a result of any claim or right or interest affecting the demised premises.

21. IMPROVEMENTS

In consideration of this agreement, the Tenant agrees to repair the curbing on Howell Avenue, Riverhead; continue and/or erect a split rail fence as shown on Exhibit A which shall run +/- 54 feet along Howell Avenue and shall run parallel to the northern most portion of said building at a distance no closer than 27 feet; and remove the tree. The Tenant also agrees that in consideration of this agreement, the Tenant will place a fence on its property to the west of Landlord's premises to replace the chain link fence previously removed from that location.

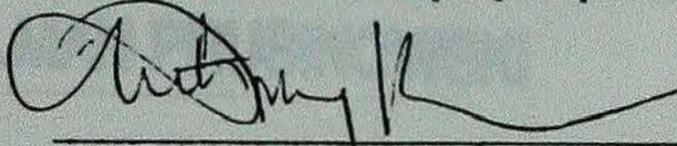
22. ENTIRE AGREEMENT

The foregoing embodies the entire agreement of the parties with respect to the subject matter. It shall not be changed or modified except in writing, signed by both parties.

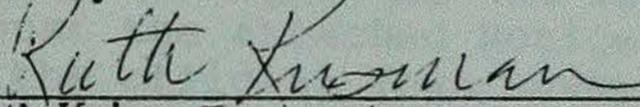
IN WITNESS WHEREOF, the parties have caused these presents to be signed by their
duly authorized representatives and their seals to be affixed hereto this _____ day of February,
1995.

TOWN OF RIVERHEAD

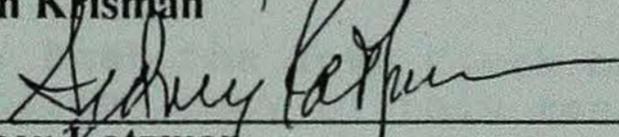
By: _____
James R. Stark, Deputy Supervisor



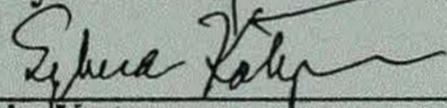
Anthony Krisman



Ruth Krisman



Sidney Katzman



Sylvia Katzman

TOWN OF RIVERHEAD

Adopted

RESOLUTION # 161

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE TO BIDDERS
FOR
THE RESTORATION OF THE SUFFOLK THEATRE FACADE AND MARQUEE
ADOPTED: March 7, 1995

COUNCILMAN STARK offered the following resolution which was
seconded by **COUNCILMAN PRUSINOWSKI**

BE IT RESOLVED, that the Town Clerk be and is hereby
authorized to publish and post the attached Notice to Bidders in
the March 8, 1995 issue of the official Town newspaper; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is
authorized to forward a certified copy of this resolution to the
Town Engineer.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

**The Resolution is therefore
declared duly adopted**

TOWN OF RIVERHEAD
NOTICE TO BIDDERS

PLEASE BE ADVISED, that sealed bids will be received by Town of Riverhead at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, until 11:00 a.m. local time on March 29, 1995, at which time said bids will be publicly opened and read aloud.

The principal features of the work to be performed for this project include the restoration of the facade and marquee of the Suffolk Theatre, East Main Street, Riverhead, New York.

The work under this contract comprises the furnishing of all tools, materials and labor for the rehabilitation of the marquee of the Suffolk Theatre, East Main Street, Riverhead, NY, in accordance with these Contract Documents as prepared by Rothzeid, Kaiserman, Thomson & Bee, Architects.

The foregoing is a general description only and shall not be construed as a complete description of the work to be performed for this project.

Contract Documents may be examined at the Office of the Town Clerk on or about March 8, 1995 between the hours of 8:30 a.m. and 4:30 p.m. weekdays, except holidays. Copies may be obtained upon deposit of \$50 for each set by certified check, money order or other acceptable security. The \$50 deposit will be refunded upon the return of the Contract Documents within 30 days following the award of the contract and provided said documents are in good condition. Checks for Contract Documents shall be made payable to the Town of Riverhead.

This project is subject to the provisions of Article 5-A of the General Municipal Law of the State of New York.

The Town of Riverhead reserves the right to waive any informalities in the bids or to reject any and all bids.

BY ORDER OF THE RIVERHEAD TOWN BOARD
Barbara A. Grattan, Town Clerk
Dated: March 7, 1995

3/7/95

TOWN OF RIVERHEAD

Adopted

Resolution # 162

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE TO BIDDERS FOR THE INSTALLATION OF WATER MAINS & APPURTENANCES (SOUND BREEZE)

COUNCILMAN CREIGHTON

offered the following resolution,

which was seconded by **COUNCILWOMAN GILLIAM** :

RESOLVED, that the Town Clerk be and is hereby directed to publish the attached Public Notice once in the Suffolk County Life, the official newspaper of the Town of Riverhead designated for that purpose, and to post same on the signboard(s) within Town Hall.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

NOTICE TO BIDDERS

The Town Board of Riverhead will receive bids for Installation of Water Mains and Appurtenances for the Riverhead Water District at the Town Clerk's office, Town Hall, 200 Howell Avenue, Riverhead, New York 11901, at 11:00 AM, prevailing time, on Monday, March 20, 1995, at which time and place all bids will be publicly opened and read for PROJECT NO. RDWD 94-53, INSTALLATION OF WATER MAINS, SOUND BREEZE, SECTIONS 1,2 & 3.

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

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

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

Copies of the contract documents may be obtained at the above locations on or after March 8, 1995 upon deposit of Fifty Dollars (\$50.00) in cash, certified check, bank money order or postal money order, made payable to the TOWN OF RIVERHEAD for each set furnished.

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

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

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

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

ACTING AS THE GOVERNING BODY
OF THE RIVERHEAD WATER DISTRICT

BARBARA GRATTAN, TOWN CLERK

DATED: MARCH 7, 1995

Feb 7, 1995

Adopted

TOWN OF RIVERHEAD

Resolution # 163

AMENDS SITE PLAN OF OKEANOS AQUARIUM OF LONG ISLAND

COUNCILWOMAN GILLIAM

offered the following

COUNCILMAN CREIGHTON

Resolution, which was seconded by _____ :

WHEREAS, by Resolution # 711, dated October 4, 1994, the Riverhead Board did approve the site plan of Michael Tortorice, as agent for Okeanos Aquarium of Long Island for the construction of an 82,000 square foot aquarium, and attendant site improvements, located at the south side of East Main Street (NYS Route 25), Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-129-4-18.5 & 19, and

WHEREAS, the Town of Riverhead Community Development Agency, as tract vendee for the parcel, has requested that a modification of the site plan approval in regard to an amendment to provide for interim use of the existing structures on the subject parcels, as per a site plan dated in-house March 6, 1995, as prepared by the Baldassano Architectural Group, 200 Parkway Drive South, Hauppauge NY 11788, and a site plan dated March 2, 1995, as prepared by Araiys Designs, 76 Union Avenue, Ronkonkoma NY 11779, and north elevation dated February 23, 1995, as prepared by the Baldassano Architectural Group, be approved by the Riverhead Town Board, and

WHEREAS, the Planning Department has reviewed such modification and recommended that the Town Board accept such modification, and

WHEREAS, this Town Board has reviewed the modification mentioned, and

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead does amend the site plan approval of Michael Tortorice, as agent for Okeanos Aquarium of Long Island to provide for the following:

the interim use of the existing structures on the subject parcels, as per a site plan dated in-house March 6, 1995, as prepared by the Baldassano Architectural Group, 200 Parkway Drive South, Hauppauge NY 11788, and a site plan dated March 2, 1995, as prepared by Araiys Designs, 76 Union Avenue, Ronkonkoma NY 11779, and north elevation dated February 23, 1995, as prepared by the Baldassano Architectural Group; and be it further

RESOLVED, that the Town board hereby institutes a waiver of the site plan amendment fee as required by Section 108-131 B(3) of the Code of the Town of Riverhead; and be it further

RESOLVED, that the Town Board hereby institutes a waiver of the security required by Section 108-133 I of the Code of the Town of Riverhead; and be it further

RESOLVED, that the Town Board hereby institutes a waiver of the building construction fee as required by Section 52-10 of the Code of the Town of Riverhead; and be it further

RESOLVED, that this approval is subject to the further review and approval of color samples and building graphics by the Riverhead Town Board; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Michael Tortorice, as Director for Okeanos Aquarium of Long Island, Timothy Rumph of Araiys Associates, the Riverhead Planning Department, Community Development Department, Building Department, Town Engineer, and Office of the Town Attorney.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

Adopted

AWARDS BID FOR 1995 SENIOR CITIZEN TRANSPORTATION BUS

RESOLUTION # 164

ADOPTED: _____

COUNCILMAN PRUSINOWSKI

offered the following resolution,

which was seconded by **COUNCILMAN STARK**.

WHEREAS, the Town Clerk was authorized to publish and post a Notice To Bidders for a 1995 SENIOR CITIZEN TRANSPORTATION BUS;

WHEREAS, bids were received, opened and read aloud on the 21st day of February, 1995, at 11:00 a.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, the date, time and place given in the Notice To Bidders.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for a 1995 SENIOR CITIZEN TRANSPORTATION BUS be awarded to RAMP TRANSPORTATION CO., INC.

RESOLVED, that the Town Board hereby directs the Town Clerk to return any and all bid bonds received in connection with the above.

RESOLVED, that the Town Clerk be, and hereby is, authorized to forward a certified copy of this Resolution to RAMP TRANSPORTATION CO., INC. and all Town Hall Departments.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

3/7/95

TOWN OF RIVERHEAD

AdoptedResolution # 165DECLARES LEAD AGENCY & DETERMINES SIGNIFICANCE OF SITE PLAN OF TOWN OF RIVERHEAD FOR THE PECONIC RIVER WATERFRONT PROJECT**COUNCILMAN STARK**

offered the following

resolution, which was seconded by **COUNCILMAN PRUSINOWSKI** :

WHEREAS, the Riverhead Town Board desires to improve real property owned by the Town of Riverhead and Town of Riverhead Parking District No. One; such improvements to include bulkheading, dredging, drainage, concrete curbing and walkways, landscaping and the provision of a marine pumpout station, and

WHEREAS, a site plan and environmental assessment form has been submitted to the Riverhead Town Board as prepared by Young & Young, 400 Ostrander Avenue, Riverhead, New York, and

WHEREAS, the Riverhead Planning Department has reviewed the site plan and its attending environmental assessment form and has not identified large environmental impacts which could not be mitigated by project alteration, now

THEREFORE, BE IT

RESOLVED, that in the matter of the site plan of the Peconic River Waterfront, as prepared by Young & Young (Sheets 1 and 2) November 21, 1994, the Riverhead Town Board hereby declares itself to be the Lead Agency, and

BE IT FURTHER

RESOLVED, that the Riverhead Town Board determines the action to be Type I pursuant to 6NYCRR 617.2(i) and 617.4(h) and that an environmental impact statement need not be prepared, and

BE IT FURTHER

RESOLVED, that the Planning Director be authorized to publish a Notice of Non-Significance as required by Article 8 of the Environmental Conservation Law, and

BE IT FURTHER

RESOLVED, that a certified copy of this resolution be transmitted to the New York State Department of Environmental Conservation, Region I.

3/7/95

TOWN OF RIVERHEAD

Adopted

RESOLUTION # 166

ADDS ADDITIONAL MEMBERSHIP TO PUBLIC PARKING DISTRICT LIAISON GROUP

COUNCILMAN CREIGHTON OFFERED THE FOLLOWING RESOLUTION,

WHICH WAS SECONDED BY **COUNCILWOMAN GILLIAM**

WHEREAS, RESOLUTION #432 DATED JUNE 7, 1994 CREATED THE PARKING LIAISON GROUP WITH THE INTENT TO ESTABLISH A WORKING CHANNEL OF COMMUNICATION BETWEEN THE MEMBERS OF THE PARKING DISTRICT AND THE TOWN BOARD; AND,

WHEREAS, THIS GROUP HAS REPORTED AND MADE RECOMMENDATIONS TO THE TOWN BOARD ON THE ONGOING ACTIVITIES IN THE PARKING DISTRICT; AND,

WHEREAS, THE PRESENT MEMBERSHIP CONSISTING OF COUNCILMAN FRANK W. CREIGHTON, COUNCILWOMAN HARRIET A. GILLIAM, WILLIAM A. KNAPP, AND PHILIP J. KENTER HELD A FULL MEMBERSHIP MEETING ON MARCH 1, 1995, FOR ALL LANDOWNERS AND TENANTS WITHIN THE PARKING DISTRICT AND,

WHEREAS, IT WAS THE CONSENSUS OF THIS MEETING THAT A LARGER MEMBERSHIP COULD MORE EFFECTIVELY REPRESENT THE LANDOWNERS AND TENANTS IN THE PUBLIC PARKING DISTRICT, AND

WHEREAS, NOMINATIONS FOR ADDITIONAL MEMBERS WERE MADE BY LANDOWNERS AND TENANTS PRESENT AT THE DISTRICT WIDE MEETING.

NOW, THEREFORE, BE IT RESOLVED THAT THE FOLLOWING INDIVIDUALS BE DESIGNATED TO JOIN THE PRESENT MEMBERSHIP:

- PATRICIA FRANKENBACH
- TIM GRIFFING
- LARRY OXMAN
- WALTER PAULICK
- VINNIE VILLELLA
- MICHAEL TORTORICE
- TIM YOUSICK

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

BE IT FURTHER, RESOLVED, THAT THE TOWN CLERK BE AND IS HEREBY AUTHORIZED TO FORWARD A CERTIFIED COPY OF THIS RESOLUTION TO THE ABOVE MENTIONED INDIVIDUALS, PHILIP J. KENTER, WILLIAM KNAPP, KEN TESTA, THE RIVERHEAD CHAMBER OF COMMERCE, THE RIVERHEAD DOWNTOWN MERCHANT'S ASSOCIATION, AND THE RIVERHEAD BUSINESS IMPROVEMENT DISTRICT.

The Vote
Yes
Yes
Yes
Yes
Resolution is hereby
duly adopted

3/7/95

TOWN OF RIVERHEAD

Adopted

RESOLUTION # 167

**APPOINTS ADDITIONAL MEMBERSHIP TO
THE RIVERHEAD HAMLET STUDY TASK FORCE**

COUNCILWOMAN GILLIAM OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY **CO-COUNCILMAN CREIGHTON**

WHEREAS, THIS TOWN BOARD BY RESOLUTION #130, DATED FEBRUARY 21, 1995 APPOINTED MEMBERS TO SERVE ON THE RIVERHEAD HAMLET STUDY TAK FORCE; AND

WHEREAS, THIS TOWN BOARD WISHES TO APPOINT ADDITIONAL MEMBERES TO SAID TASK FORCE;

NOW THEREFORE, BE IT RESOLVED THAT THE FOLLOWING INDIVIDUALS ARE HEREBY NAMED AS ADDITIONAL MEMBERS OF THE RIVERHEAD HAMLET STUDY TASK FORCE:

- KAY DAVIS (FRAN ALEC, ALTERNATE)
- PATRICIA TORMEY
- JAMES MCMANMAN

BE IT FURTHER RESOLVED THAT THE TOWN CLERK FORWARD A CERTIFIED COPY OF THIS RESOLUTION TO THE ABOVE NAMED INDIVIDUALS AND TO RICHARD HANLEY, PLANNING DIRECTOR.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

**The Resolution is therefore
declared duly adopted**

TOWN OF RIVERHEAD

Resolution # 168

Adopted

AUTHORIZES IMPLEMENTATION OF DOT ALCOHOL AND DRUG TESTING POLICY

COUNCILMAN PRUSINOWSKI OFFERED THE FOLLOWING RESOLUTION,

WHICH WAS SECONDED BY **COUNCILMAN STARK**

WHEREAS, The Department of Transportation (DOT) has issued new regulations (49 CFR Part 382) pertaining to Drug and Alcohol testing for all employees who hold a Commercial Drivers License; and

WHEREAS, effective January 1, 1995, all companies with 50 or more drivers holding CDL's, must comply with these new regulations,

WHEREAS, the Town of Riverhead has reviewed the proposal by NADE, finding it satisfactory,

NOW THEREFORE BE IT RESOLVED, that the Town of Riverhead shall implement a Drug and Alcohol Testing Policy following the DOT guidelines to take effect immediately;

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

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

TOWN OF RIVERHEAD DOT DRUG AND ALCOHOL TESTING POLICY SUPPLEMENT

ESSENTIALS:

Employers must have written policies and procedures addressing DOT drug and alcohol testing provisions. These policies and procedures, along with other related information, must be provided to covered employees and their labor representatives, if applicable.

Implementation Procedures:

Employers may use the DOT Drug and Alcohol Testing Policy Supplement in whole or in part, or simply as a reference, in establishing a program. Note the sections of the Policy Supplement that require additional information, such as the section on individuals covered by the Policy Supplement. Note as well that certain provisions of the policy must be modified to comply with specific agency requirements. For example, the abstinence period prior to performing DOT safety sensitive duties is 4 hours for all individuals covered by DOT regulations except flight crew members and air traffic controllers, for which the requirement is 8 hours. Certain agencies also have unique requirements, particularly related to post-accident testing, that must be addressed individually. There is a convenient revision section at the end of the Supplement to note changes made. However, all testing procedures related to drug and alcohol use shall be performed in accordance with this Policy and the required DOT procedures. Note that this Supplement is intended as an adjunct to an employer's independent Drug and Alcohol Testing Policies and Procedures.

Whatever alcohol testing policies are used, these must be made available to employees and employees should sign a statement documenting that this information has been made available and reviewed by them.

The Policy should inform employees of the identity of the person (or persons) designated to answer questions about the Town's drug and alcohol testing policies and procedures. It should also inform the employee that the supervisors who will be determining whether reasonable suspicion exists for both this Policy and any other Town policy related to drug and alcohol testing will receive at least sixty minutes of training on alcohol misuse symptoms and at least sixty minutes of training on drug misuse symptoms.

DOT DRUG AND ALCOHOL TESTING POLICY SUPPLEMENT FOR TOWN OF RIVERHEAD

The Town of Riverhead is establishing additional drug and alcohol testing policies and procedures to comply with Department of Transportation (DOT) requirements. All employees (and applicants for employment) that perform duties covered by DOT regulations are covered by these policies and procedures in addition to any and all other Town of Riverhead policies and procedures related to drug and alcohol use.

Individuals are covered by these policies and procedures at any time when there is any possibility that they may be required to perform any duties for the Town of Riverhead which are covered by DOT regulations. This means all provisions of this policy apply, including those requiring no use of alcohol in any form within 4 hours of performing any such duties, depending upon the applicable DOT prohibition based upon the individuals's duties.

The Town of Riverhead will test individuals for drug and alcohol use using DOT Procedures in the situations and circumstances described below in the Ten Commandments: Drug and Alcohol Misuse or as otherwise described in this policy.

All DOT alcohol and drug testing performed on individuals will be in accordance with required DOT procedures. These include the use of special testing forms, trained personnel, and special processes and handling to ensure the integrity and accuracy of the testing process. Information related to testing will be treated as confidential except as required to comply with DOT requirements, safeguard the safety of personnel and the public, or as otherwise legally required.

DOT drug testing includes taking urine samples which are sent to federally certified testing laboratories to test for the presence of amphetamines, cannabinoids (marijuana), cocaine, opiates (codeine and morphine), and phencyclidine (PCP). Positive test results will be reviewed by a qualified physician - a Medical Review Officer (MRO) - to determine if the individual has a legitimate medical explanation for a positive test result.

DOT alcohol testing includes the taking of breath samples and, if authorized by future regulation, blood samples), to test for alcohol concentration. Breath testing equipment used is approved by the National Highway Traffic Safety Administration (NHTSA). An initial breath test will be performed; if any alcohol is detected in a concentration of 0.02 or greater, a second test is performed. Individuals with an alcohol concentration of 0.02 or greater are advised not to perform safety sensitive duties or operate a vehicle or heavy equipment. Individuals should arrange alternate transportation home from a testing site when alcohol is detected in a concentration of 0.02 or greater.

No individual may perform DOT covered safety sensitive functions if the individual has engaged in conduct prohibited by DOT drug-alcohol rules.

NOTE: an exception may be made for the completion or performance of tasks or duties required by an emergency in which the individual is the only person available or authorized to take an action necessary for public safety. The individual may perform the required action only and then must cease safety sensitive duties immediately.

Individuals will undergo alcohol testing as described in this policy. When alcohol tests are performed, if a confirmed alcohol test result indicates an alcohol concentration of 0.02 or greater, in addition to the consequences described in this policy and any other consequences described in other Town of Riverhead policies, personnel at the testing site may:

1. Suggest and/or arrange for alternate transportation for the individual.

2. Contact law enforcement officials if the individual refuses such alternate transport. The testing site will contact a company representative to report test results.

Actions and consequences taken by the Town of Riverhead described in this Policy Supplement are required by DOT. However, the Town of Riverhead reminds individuals that the Town of Riverhead DOT Alcohol and Drug Testing Policy and Procedure Supplement is in addition to any and all other Town of Riverhead policies and procedures related to alcohol and drug use. Individuals are subject to such other Town of Riverhead policies, including testing provisions and penalties for policy violations, in addition to those described in this policy. For example, certain positive drug test results or other violations of this policy will result in the consequences required by DOT described above, but also may result in disciplinary action, up to and including discharge, under the Town of Riverhead's authority as described in other Town of Riverhead policies and procedures.

THE TEN COMMANDMENTS: DRUG AND ALCOHOL MISUSE

INDIVIDUALS MUST NOT

1. Use or be under the influence of alcohol, or have the general appearance or conduct or by other substantiating evidence appear to have used alcohol, within 4 hours before going on duty or operating, having physical control of, or being on duty to operate, a commercial motor vehicle or performing other DOT covered safety sensitive duties.

2. Report for duty or remain on duty requiring performance of safety sensitive functions with an alcohol concentration of 0.02 or greater or report for duty within 24 hours (8 hours for individuals other than CDL holders) after a DOT alcohol test result of 0.02 or greater, but less than 0.04; individuals may need to abstain from drinking alcohol for a longer period than 4 hours prior to duty in order to be below 0.02 BAC.

3. Use any controlled substance unless specifically authorized by a physician and then only if the physician tells the individual that use of the controlled substance will not affect the performance of safety sensitive functions.

4. Refuse to submit to a DOT or law enforcement post-accident alcohol or drug test, a DOT random, reasonable suspicion, or a DOT follow-up alcohol or drug test. Refusal includes refusing to be present at the testing location immediately upon request by the Town of Riverhead and refusal to comply with any testing procedures - including, but not limited to, refusal to provide specimens (breath or urine) unless medically incapable, refusal to provide identification or sign forms, refusal to provide necessary information, and refusal to submit to medical or other examinations as considered necessary by the Town of Riverhead, or the Town of Riverhead's authorized agents. Refusal also consists of instructions or attempting to substitute or otherwise change specimens to be tested.

5. Use or possess alcohol (including medications, foods, mouthwashes, sprays or any other substances which contain alcohol), even with a doctor's prescription, for 4 hours before duty, while on duty, or 8 hours after an accident (unless alcohol testing has been performed after the accident).

6. Perform safety sensitive duties if aware of any medical condition or alcohol or drug use that may adversely affect the individual's ability to perform such duties.

INDIVIDUALS MUST

7. Inform the Town of Riverhead of alcohol or drug use that may affect safety of employees or the public.

8. Submit to and pass a DOT drug and alcohol test prior to performing safety sensitive job duties and after a violation of any DOT drug or alcohol rule.

9. Submit to evaluation and follow any recommended treatment plan by a substance abuse professional prior to performing safety sensitive job duties after a violation of any DOT drug or alcohol rule (payment for such evaluation or treatment is not covered by the Town of Riverhead except by any applicable and available health insurance) and submit to random follow-up DOT alcohol and/or drug testing for a minimum of 6 tests (alcohol, drugs, or both) within one year but more frequently and for up to 5 years as recommended by the substance abuse professional after a violation of any DOT alcohol or drug rule (such unannounced testing is in addition to any other applicable random alcohol or drug testing); authorize the release of any and all information related to evaluation, treatment, rehabilitation, testing, counseling, and-or group participation for alcohol or drug use by signing a consent form for such release.

10. Contact the Town of Riverhead's Drug and Alcohol Testing Program Administrator, which will be Jack Hansen at ext. 270, or other authorized Town of Riverhead representative, which will be Jean Miloski at ext. 235, immediately following any accident to make sure that required drug and alcohol testing procedures are followed: whether or not the individual is able to contact a Town of Riverhead representative, the individual must make sure that he or she is tested with a DOT or law enforcement post-accident alcohol test as soon as possible, but always within 8 hours of the accident, and drug test within 32 hours of the accident, after an accident in which a fatality occurs, significant damage occurs to property, physical injury, or an accident in which a traffic citation has been issued or in which the individual's possible contribution to the accident cannot be ruled out and in which a DOT regulation requires testing.

All applicants for employment to positions that require a commercial driver's license (CDL), or current employees of the Town of Riverhead that apply for such jobs must sign the CONSENT AND RELEASE OF DRUG AND ALCOHOL USE AND TESTING INFORMATION form for each and every employer that the person has worked for in the previous two years.

Individuals are reminded of the possible consequences of alcohol and drug use. Both drug and alcohol have proven to affect performance adversely, even in low concentrations. When performing job duties or participating in any other activity in which the performance of the person may affect the safety or health of that person or others, NO AMOUNT OF DRUGS OR ALCOHOL USE IS "SAFE".

If an individual has a problem with drug or alcohol use, counselors and other professionals are available in the community to assist the individual with resolving such problems. Individuals should contact their personal physicians, or community public health or mental health agencies for assistance or may seek assistance as covered by the Town of Riverhead's health insurance plans. Individuals may, prior to or while performing any safety sensitive job duties (which are job duties in which the performance of the individual may affect the safety or health of others), decline to perform or continue to perform safety sensitive functions without penalty when the individual believes he or she may be in violation of these rules or believes for any reason that performance of such duties may constitute a risk to the individual or others. In such cases of self-identification, the individual will be required to be seen by his or her personal physician (the Town of Riverhead does not pay for such evaluation) to determine if further action is indicated and may not return to safety sensitive duties until clearance has been obtained for such return from a qualified physician. The Town of Riverhead reserves the right to require the individual to submit to a clinical examination by a physician of the Town of Riverhead's choosing, including such testing deemed appropriate by the examining physician, prior to return to safety sensitive duties. SUCH SELF IDENTIFICATION CANNOT BE USED BY AN INDIVIDUAL AFTER THE INDIVIDUAL HAS BEEN INFORMED OF THE INDIVIDUAL'S SELECTION FOR DRUG OR ALCOHOL TESTING REQUIRED BY THIS POLICY OR OF OTHER POLICY VIOLATION.

Specific Town of Riverhead DOT Drug and Alcohol Testing Program Administrators have been chosen to be responsible for the Town of Riverhead's DOT Drug and Alcohol Policy and Program and are authorized to answer questions with respect to the program. Your supervisor can direct you to these administrator's to answer any questions regarding the program or to assist you with any other issues related to DOT drug and alcohol testing. These administrators will be Jack Hansen and Jean Miloski. Each employee will receive a copy of this policy and sign a certificate of receipt ensuring that each person received their copy.

Adopted

TOWN OF RIVERHEAD

Resolution # 169

APPOINTS NATIONAL ASSOCIATION OF DRUG-FREE EMPLOYEES, INC. (NADE) TO PROVIDE DRUG AND ALCOHOL TESTING SERVICES.

COUNCILMAN STARK OFFERED THE FOLLOWING RESOLUTION,

WHICH WAS SECONDED BY COUNCILMAN PRUSINOWSKI

WHEREAS, The Department of Transportation (DOT) has issued new regulations (49 CFR Part 382) pertaining to Drug and Alcohol testing for all employees who hold a Commercial Drivers License; and

WHEREAS, effective January 1, 1995, all companies with 50 or more drivers holding CDL's, must comply with these new regulations,

WHEREAS, National Association of Drug-Free Employees, NADE, has submitted a proposal to administer drug & alcohol testing and training; and

BE IT RESOLVED, that the Supervisor is hereby authorized to execute a contract with National Association of Drug-Free Employees, NADE, to administer drug & alcohol testing and training for the Town of Riverhead,

AND BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Town Attorney, the Accounting Office, and William A. Kerekes, President, National Association of Drug-Free Employees, 811 Jericho Turnpike, Smithtown, N.Y. 11787.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

3/7/95

170

RESOLUTION AND CONSENT APPROVING THE DEDICATION OF HIGHWAYS KNOWN AS PATTI LANE, GREENTREE DRIVE AND RECHARGE BASIN (ROANOKE PINES)

COUNCILMAN CREIGHTON

offered the following resolution, which was

seconded by

COUNCILWOMAN GILLIAM

At a regular meeting of the Town Board of the Town of Riverhead, in the County of Suffolk, State of New York, held at 200 Howell Avenue, Riverhead, New York, on the 7th day of March, 1995.

PRESENT:

- HON. Joseph F. Janoski, Supervisor
- Frank Creighton, Councilman
- Harriet Gilliam, Councilwoman
- Victor Prusinowski, Councilman
- James R. Stark, Councilman

-----X

In the Matter of the Dedication of Certain Highways in the Town of Riverhead, County of Suffolk and State of New York, Known as

RESOLUTION and CONSENT

PATTI LANE, GREENTREE DRIVE and RECHARGE BASIN.

-----X

WHEREAS, a certain subdivision map was filed in the Office of the Clerk of the County of Suffolk, known as "**Map of Roanoke Pines**", Town of Riverhead, County of Suffolk, State of New York; and

WHEREAS, plans for the construction of various improvements to said roads known and designated as **PATTI LANE, GREENTREE DRIVE** and a **recharge basin** were submitted to the Planning Board of the Town of Riverhead; and

WHEREAS, the Town Board of the Town of Riverhead did approve a performance bond as to form, sufficiency, manner of execution and surety; and

WHEREAS, said roads, drainage systems, sumps and other improvements have been completed in accordance with the plans and specifications of the Town of Riverhead Planning Board; and

WHEREAS, the construction of the said roads, drainage systems, sumps and other improvements have met with the approval of the Superintendent of Highways of the Town of Riverhead; and

WHEREAS, a copy of the letter from the Superintendent of Highways indicating his consent is annexed hereto and made a part hereof; and

WHEREAS, a special search street dedication from Commonwealth Land Title Insurance Company, under Title No. RH940511, has been filed with the Clerk of the Town of Riverhead, together with a deed of dedication and release affecting said roads, drainage systems, sumps and/or other improvements.

NOW, THEREFORE, BE IT

RESOLVED, that in accordance with the provisions of Section 171 of the Highway Law of the State of New York, consent be and the same is hereby given that the Superintendent of Highways of the Town of Riverhead, make an order laying out certain roads known as **PATTI LANE** and **GREENTREE DRIVE**, together with proper drainage facilities and **RECHARGE BASIN**, the said Town road to consist of the land described in the deed of dedication dated August 12, 1994 and to extend same as delineated therein; and be it further

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby directed to forthwith cause such deed of dedication to be recorded in the Office of the Clerk of the County of Suffolk, and upon its return, to attach it hereto; and be it further

RESOLVED, that the maintenance bond received has been reviewed and approved by the Town Attorney as to form and that the Town Clerk is hereby directed to release the performance bond upon adoption of this resolution by the Town Board; and be it further

RESOLVED, that this resolution shall take effect immediately; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Peter S. Danowski, Jr., Esq. attorney for Roanoke Pines, 616 Roanoke Avenue, P.O. Box 779, Riverhead, New York, 11901; the Superintendent of Highways, the Riverhead Planning Board and the Town Attorney's Office.

Dated: Riverhead, New York
March 7, 1995

TOWN BOARD OF THE TOWN OF RIVERHEAD

JOSEPH F. JANOSKI

FRANK CREIGHTON

HARRIET GILLIAM

VICTOR PRUSINOWSKI

JAMES R. STARK

The Vote *Abstain*

Gilliam	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

-----X

In the Matter of the Laying Out of
Certain Highways in the Town of
Riverhead, County of Suffolk and
State of New York, Known as

Patti Lane, Greentree Drive and Recharge Basin

-----X

**ORDER LAYING OUT
ROAD UPON CONSENT
OF OWNER**

WHEREAS, application having been duly made for the laying out of a certain Town highway in the Town of Riverhead, County of Suffolk, State of New York, known as Patti Lane, Greentree Drive and Recharge Basin, and a dedication and release from the owner of and other persons interested in the lands through which the highways are proposed to be opened, having been given and the Town Board of the Town of Riverhead having given its consent.

NOW, THEREFORE, I, the Superintendent of Highways of the Town of Riverhead, County of Suffolk, State of New York, do hereby determine and order that Town highway shall be and the same are hereby laid out in said Town as more particularly described on SCHEDULE "A" annexed hereto.

Dated: Riverhead, New York
December 6, 1994

Charles B. Bloss
CHARLES B. BLOSS, Superintendent
Town of Riverhead Highway Dept.

CONSTRUCTION	
WALKWAY IMPROVEMENTS EXP.	\$ 2,000.00
WATER INSTALLATION EXP.	\$ 1,000.00
TRAFFIC LIGHT INSTALLATION EXP.	\$ 1,000.00
BULKHEADS EXP.	\$ 20,000.00
PLAYGROUNDS EQUIPMENT	\$ 20,000.00
HOME IMPROVEMENT PROGRAM	\$ 20,000.00
DRUG ABUSE PREVENTION EDUCATION	\$ 2,000.00
LITERACY EDUCATION	\$ 2,000.00
ADMINISTRATION	\$ 2,000.00

MARCH 7, 1995

TOWN OF RIVERHEAD

Adopted

Resolution # 171

1994 COMMUNITY DEVELOPMENT CONSORTIUM BLOCK GRANT

BUDGET ADOPTION

COUNCILWOMAN GILLIAM OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN CREIGHTON

IT RESOLVED, THAT THE SUPERVISOR BE AND HEREBY IS, AUTHORIZED TO ESTABLISH THE FOLLOWING BUDGET ADOPTION:

		FROM:
910.493000.06994	CONSORTIUM GRANT - COMM. DEV.	\$288,420
		TO:
620.523001.06994	SIDEWALK IMPROVEMENTS EXP.	\$ 60,000
620.523002.06994	WATER INSTALLATION EXP.	\$ 44,000
620.523013.06994	TRAFFIC LIGHT INSTALLATION EXP.	\$ 13,000
620.523018.06994	BULKHEADING EXP.	\$ 30,000
620.524907.06994	PLAYGROUND EQUIPMENT	\$ 50,420
680.540000.06994	HOME IMPROVEMENT PROGRAM	\$ 50,000
760.543408.06994	DRUG ABUSE PREVENTION EDUCATION	\$ 7,000
760.543409.06994	LITERACY EDUCATION	\$ 15,000
860.540000.06994	ADMINISTRATION	\$ 19,000

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

TOWN OF RIVERHEAD

Resolution # 172

Adopted

LANDFILL CAPPING & CLOSURE
CAPITAL PROJECT

BUDGET ADOPTION

COUNCILMAN PRUSINOWSKI OFFERED THE FOLLOWING RESOLUTION

IT WAS SECONDED BY COUNCILMAN STARK.

RESOLVED, THAT THE SUPERVISOR BE AND HEREBY IS, AUTHORIZED TO
PUSH THE FOLLOWING BUDGET ADOPTION:

FROM:

00.491201.80001

LANDFILL REV. SHARING (1/4% SALES TAX) \$190,000

TO:

00.543500.80001

ENGINEERING EXPENSE

\$190,000

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

MARCH 7, 1995

TOWN OF RIVERHEAD

Adopted

Resolution # 173

INCREASES THE HIGHWAY DEPARTMENT'S IMPREST PETTY CASH FUND

COUNCILMAN STARK OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN PRUSINOWSKI

WHEREAS, a previous resolution granted the Highway Superintendent a petty cash fund of \$100.00; and

WHEREAS, the Highway Superintendent would like to increase the petty cash by \$50.00 for a total imprest petty cash fund of \$100.00; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board approves the increase of \$50 for the Highway Superintendent's imprest petty cash fund and that Charles Bloss continue to be the custodian of said petty cash fund of \$100.00.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

DECEMBER 20, 1994

TOWN OF RIVERHEAD

Resolution # 174

Adopted

AUTHORIZES TOWN CLERK TO PUBLISH AND POST A HELP WANTED AD FOR A 90 DAY TEMPORARY STENOGRAPHER IN THE POLICE DEPARTMENT.

COUNCILMAN CREIGHTON OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILWOMAN GILLIAM.

RESOLVED, that the Town Clerk be and hereby is authorized to publish and post the following Help Wanted Ad:

PLEASE TAKE NOTICE THAT THE TOWN OF RIVERHEAD IS SEEKING A QUALIFIED INDIVIDUAL TO SERVE IN THE POSITION OF 90 DAY TEMPORARY STENOGRAPHER IN THE POLICE DEPARTMENT. INTERESTED INDIVIDUALS MUST SUBMIT AN APPLICATION TO THE ACCOUNTING DEPARTMENT, 200 HOWELL AVENUE, RIVERHEAD, NEW YORK, 11901 BETWEEN THE HOURS OF 8:30 A.M. AND 4:30 P.M. MONDAY THROUGH FRIDAY. NO APPLICATIONS FOR THIS POSITION WILL BE ACCEPTED AFTER MARCH 15, 1995. THE TOWN OF RIVERHEAD DOES NOT DISCRIMINATE ON THE BASIS OF AGE, RACE, COLOR, NATIONAL ORIGIN, SEX OR HANDICAPPED STATUS IN THE EMPLOYMENT OR PROVISION OF SERVICES.

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

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

COUNCILMAN PRUSINOWSKI

COUNCILMAN STARK

RESOLUTION # 175. The following resolution, which was seconded by
RESOLVED, that the SUPERVISOR be and is hereby authorized to pay the following:

ACCOUNTS	TOTALS
GENERAL TOWN	001 \$306,548.86
PARKING METER	002 \$0.00
AMBULANCE FUND	003 \$0.00
POLICE ATHLETIC LEAGUE	004 \$0.00
TEEN CENTER	005 \$0.00
RECREATION PROGRAM	006 \$1,015.19
SENIOR NUTRITION SITE COUNCIL	007 \$0.00
D.A.R.E. PROGRAM FUND	008 \$0.00
CHILD CARE BUILDING FUND	009 \$996.00
HIGHWAY	111 \$42,490.68
WATER	112 \$31,257.92
REPAIR & MAINTENANCE	113 \$0.00
SEWER	114 \$11,278.48
REFUSE & GARBAGE COLLECTION	115 \$11,021.97
STREET LIGHTING	116 \$3,535.60
PUBLIC PARKING	117 \$2,036.02
BUSINESS IMPROVEMENTS DISTRICT	118 \$2,300.00
T.O.B. URBAN DEV CORP TRUST A/	119 \$0.00
WORKER'S COMPENSATION FUND	173 \$611.62
HOSPITALIZATION SELF INSURANCE	174 \$0.00
RISK RETENTION FUND	175 \$0.00
UNEMPLOYMENT INSURANCE FUND	176 \$300.00
MAIN STREET REHAB PROGRAM	177 \$0.00
REVOLVING LOAN PROGRAM	178 \$2,506.21
RESIDENTIAL REHAB	179 \$0.00
DISCRETIONARY/SMALL CITIES	180 \$0.00
CDMG CONSORTIUM ACCOUNT	181 \$4,904.87
URBAN DEVEL CORP WORKING	182 \$0.00
HISTORE	184 \$0.00
PUBLIC PARKING DEBT	381 \$0.00
SEWER DISTRICT DEBT	382 \$0.00
WATER DEBT	383 \$0.00
GENERAL FUND DEBT SERVICE	384 \$55,156.86
SCAVANGER WASTE DISTRICT DEBT	385 \$0.00
YONG HALL CAPITAL PROJECTS	406 \$61,760.00
EIGHT HUNDRED SERIES	408 \$0.00
WATER IMPROVEMENT CAP. PROJECT	409 \$0.00
NUTRITION CAPITAL IMPROVEMENTS	441 \$0.00
CHIPS	451 \$0.00
YOUTH SERVICES	452 \$1,417.53
SENIORS HELPING SENIORS	453 \$1,933.72
LEAP	454 \$1,123.30
SCAVANGER WASTE CAP PROJECT	470 \$0.00
MUNICIPAL FUEL FUND	625 \$26.55
MUNICIPAL GARAGE	626 \$9,891.24
TRUST & AGENCY	735 \$326,814.91
SPECIAL TRUST	736 \$0.00
SCINT SCAVANGER WASTE	918 \$13,686.37
IN TROLL CLEARING ACCOUNT	998 \$0.00
CENTRAL CLEARING ACCOUNT	999 \$0.00
GRAND TOTAL	\$892,613.90

Adopted

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

COUNCILMAN PRUSINOWSKI

Following resolution, which was seconded by

COUNCILMAN STARK

RESOLVED, that the SUPERVISOR be and is hereby authorized to pay the following:

ACCOUNTS	TOTALS
GENERAL TOWN 001	\$65,669.33
PARKING METER 002	\$0.00
AMBULANCE FUND 003	\$0.00
POLICE ATHLETIC LEAGUE 004	\$0.00
TEEN CENTER 005	\$204.56
RECREATION PROGRAM 006	\$0.00
SENIOR NUTRITION SITE COUNCIL 007	\$0.00
D.A.R.E. PROGRAM FUND 008	\$0.00
CHILD CARE BUILDING FUND 009	\$393.70
HIGHWAY 111	\$0.00
WATER 112	\$12,904.03
REPAIR & MAINTENANCE 113	\$0.00
SEWER 114	\$15,995.51
REFUSE & GARBAGE COLLECTION 115	\$50,084.12
STREET LIGHTING 116	\$0.00
PUBLIC PARKING 117	\$0.00
BUSINESS IMPROVEMENTS DISTRICT 118	\$21.63
T.O.R. URBAN DEV CORP TRUST A/ 119	\$0.00
WORKER'S COMPENSATION FUND 173	\$3,327.27
HOSPITALIZATION SELF INSURANCE 174	\$0.00
RISK RETENTION FUND 175	\$93.75
UNEMPLOYMENT INSURANCE FUND 176	\$0.00
MAIN STREET REHAB PROGRAM 177	\$250.00
REVOLVING LOAN PROGRAM 178	\$0.00
RESIDENTIAL REHAB 179	\$0.00
DISCRETIONARY/SMALL CITIES 180	\$0.00
CDRG CONSORTIUM ACCOUNT 181	\$0.00
URBAN DEVEL CORP WORKING 182	\$0.00
RESTORE 184	\$0.00
PUBLIC PARKING DEBT 381	\$0.00
SEWER DISTRICT DEBT 382	\$0.00
WATER DEBT 383	\$0.00
GENERAL FUND DEBT SERVICE 384	\$0.00
SCAVANGER WASTE DISTRICT DEBT 385	\$0.00
TOWN HALL CAPITAL PROJECTS 406	\$66,828.84
EIGHT HUNDRED SERIES 408	\$0.00
WATER IMPROVEMENT CAP. PROJECT 409	\$0.00
NUTRITION CAPITAL IMPROVEMENTS 441	\$0.00
CHIPS 451	\$0.00
YOUTH SERVICES 452	\$0.00
SENIORS HELPING SENIORS 453	\$0.00
EISEP 454	\$0.00
SCAVANGER WASTE CAP PROJECT 470	\$0.00
MUNICIPAL FUEL FUND 625	\$0.00
MUNICIPAL GARAGE 626	\$0.00
TRUST & AGENCY 735	\$4,160,136.80
SPECIAL TRUST 736	\$0.00
JOINT SCAVENGER WASTE 918	\$11,283.54
PAYROLL CLEARING ACCOUNT 998	\$0.00
CENTRAL CLEARING ACCOUNT 999	\$0.00
GRAND TOTAL	\$4,387,193.08

Adopted

TOWN OF RIVERHEAD

Resolution #176

AMENDS RESOLUTION #35 AUTHORIZING VICTOR PRUSINOWSKI TO ACT AS
TEMPORARY CHAIRMAN AND TO SIGN PURCHASE REQUISITIONS AND
OVERTIME AUTHORIZATIONS ON BEHALF OF THE DEPUTY SUPERVISOR

COUNCILMAN PRUSINOWSKI offered the following resolution, which was
seconded by **COUNCILMAN STARK**:

WHEREAS, Resolution #35 authorizes Victor Prusinowski to act as temporary
Chairman and to sign purchase requisitions and overtime authorizations on behalf of the Deputy
Supervisor; and

WHEREAS, it is necessary to amend Resolution #35, paragraph #6 to read, "NOW
THEREFORE BE IT RESOLVED, that Victor Prusinowski be and is hereby authorized to
sign purchase requisitions, vouchers and overtime authorizations during the absence of or on
behalf of the Deputy Supervisor where said absence is due to the vacation of the Deputy
Supervisor or upon the written authorization of the Deputy Supervisor".

NOW THEREFORE BE IT RESOLVED, that the Town Clerk be and is hereby
directed to forward a certified copy of this resolution to the Deputy Supervisor, Victor
Prusinowski and the Accounting Department.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted