

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, 200 Howell Avenue, in Riverhead, New York in said Town, on the 17th day of November, 1990, at 7:30PM o'clock P.M., Prevailing Time.

PRESENT:

Joseph Janoski  
Supervisor

Victor Prusinowski  
Councilman

John Lombardi  
Councilman

Denise Civilatti  
Councilman

James Stark  
Councilman

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

PUBLIC  
INTEREST  
ORDER

WHEREAS, the Town Board of the Town of Riverhead, Suffolk County, New York, has duly caused to be prepared a map, plan and estimate of cost, pursuant to Section 202-b of the Town Law, relating to the increase and improvement of the facilities of the Riverhead Water District of said Town, by the construction

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of a water distribution system including mains, valves, hydrants and necessary improvements and appurtenances, a portion of which will serve the entirety of said Riverhead Water District and a portion of which will serve only the proposed Extension No. 34 - Central Aquebogue to said Riverhead Water District;

and

WHEREAS, the maximum amount proposed to be expended for said overall improvements is \$975,000, of which amount \$800,000 shall be allocated and charged as the capital cost of said Extension, and of which amount \$175,000, shall be allocated and charged as the cost of increasing and improving the facilities of the Riverhead Water District and shall be borne by the entire District, as extended, including the proposed Extension herein;

and

WHEREAS, at a meeting of said Town Board duly called and held on April 1, 1986, an order was duly adopted by it and entered in the minutes specifying that the said Board would meet to consider such increase and improvement of the facilities of the entirety of said Riverhead Water District of said Town at a maximum estimated cost of \$175,000 and to hear all persons interested in the subject thereof concerning the same at the Town Hall, 200 Howell Avenue, in Riverhead, New York, in said Town, on the 15th day of April 1986, at 8:10 o'clock P.M., Prevailing Time; and

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WHEREAS, the said order duly certified by the Town Clerk was duly published and posted as required by law, to-wit: a duly certified copy thereof was published in the official newspaper of this Town, and a copy of such order was posted on the signboard maintained by the Town Clerk of the Town of Riverhead, pursuant to Section 30, subdivision 6 of the Town Law; and

WHEREAS, a public hearing was duly held at the time and place set forth in said notice, at which all persons desiring to be heard were duly heard; NOW, THEREFORE, BE IT

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

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to make the improvements, to-wit: to increase and improve the facilities of the entirety of the Riverhead Water District of said Town by the construction of a water distribution system including mains, valves, hydrants and necessary improvements and appurtenances, a portion of which will serve the entirety of said Riverhead Water District and a portion of which will serve only the proposed Extension No. 34 - Central Aquebogue to said Riverhead Water District, with a maximum estimated cost of such increase and improvement of facilities of the entirety of the Riverhead Water District of \$175,000.

Section 2. This order shall take effect immediately.

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

<u>Supervisor Joseph Janoski</u>	VOTING	<u>yes</u>
<u>Victor Prusinowski</u>	VOTING	<u>yes</u>
<u>John Lombardi</u>	VOTING	<u>yes</u>
<u>Denise Civiletti</u>	VOTING	<u>yes</u>
<u>James Stark</u>	VOTING	<u>yes</u>

The order was thereupon declared duly adopted.

\* \* \* \* \*

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

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

That I have compared the annexed extract of the minutes of the meeting of the Town Board of said Town, including the resolution contained therein, held on November 6, 1990, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

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

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

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

Newspaper and/or other news media

Date given

Suffolk County Life

November 7, 1990

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

Designated Location(s)  
of posted notice

Date of Posting

Town Clerk's Bulletin Board

January 2, 1990

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town, on November 8, 1990.

*Jane J. Bendzick*  
Town Clerk

(SEAL)

#693

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, 200 Howell Avenue, in Riverhead, New York, in said Town, on November 7, 1990, at 7:30 o'clock P.M., Prevailing Time.

PRESENT:

- Joseph J. Janoski  
Supervisor

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- Victor Prusinowski  
Councilman

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- John Lombardi  
Councilman

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- Denise Civiletti  
Councilman

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- James Stark  
Councilman

In the Matter  
of  
The establishment of a proposed  
Extension to the Riverhead Water  
District of the Town of  
Riverhead, Suffolk County, New York,  
to be known as Extension No. 34-  
Central Aquebogue to the Riverhead  
Water District of the Town of  
Riverhead, Suffolk County, New York

FINAL ORDER

WHEREAS, the Town Board of the Town of Riverhead, Suffolk County, New York, has heretofore duly caused a map, plan and report to be prepared by a competent engineer, duly licensed by the State of New York, which have been filed in the office of the Town Clerk of said Town, in relation to the establishment of an extension to the Riverhead Water District in said Town, such extension to be

known as Extension No. 34 - Central Aquebogue to the Riverhead Water District in said Town, and the acquisition and installation of approximately 27,000 feet of water mains ranging from 6 inches to 12 inches in diameter, together with valves, hydrants and necessary appurtenances, a portion of which will serve the entirety of said Riverhead Water District and a portion of which will serve only the proposed Extension No. 34 - Central Aquebogue to said Riverhead Water District;

WHEREAS, an order was duly adopted by said Town Board on September 22, 1987, reciting a description of the boundaries of said proposed Extension No. 34 - Central Aquebogue to the Riverhead Water District, the improvements proposed therefor, the maximum amount proposed to be expended for said improvements, the proposed method of financing to be employed, the fact that said map, plan and report were on file in the Town Clerk's office for public inspection, and specifying the 6th day of October, 1987, at 8:35 o'clock P.M., Prevailing Time, at the Town Hall, 200 Howell Avenue, in Riverhead, New York, in said Town, as the time when and the place where said Town Board would meet for the purpose of holding a public hearing to hear all persons interested in the subject thereof concerning the same;

WHEREAS, such order was duly published and posted in the manner and within the time prescribed by Section 209-d of the

Town Law and proof of such publication and posting has been duly presented to said Town Board;

WHEREAS, said public hearing was duly held at the time and place set forth in said order, as aforesaid, at which time all persons desiring to be heard were duly heard;

WHEREAS, on October 4, 1988, based upon said map, plan and report and the evidence at such public hearing, said Town Board duly adopted a resolution determining in the affirmative all of the questions set forth in subdivision 1 of Section 209-e of the Town Law and approving the establishment of said Extension No. 34 - Central Aquebogue to the Riverhead Water District, such order being adopted subject to permissive referendum;

WHEREAS, notice of the adoption of said resolution was duly published and posted in the manner provided by applicable provisions of the Town Law, and proof of said publication and posting has been duly presented to this Town Board;

WHEREAS, the period of time for the submission and filing of a petition against said resolution and requesting a referendum in connection therewith elapsed without such a petition being submitted and filed; and

WHEREAS, in response to an application duly made pursuant to subdivision 3 of Section 209-f of the Town Law, the State Comptroller has duly made an order, in duplicate,

dated November 1<sup>st</sup>, 1990, granting permission for the establishment of Extension No. 34 - Central Aquebogue to the Riverhead Water District, one copy of which has been filed in the office of the Town Clerk and which has been submitted to said Town Board; NOW, THEREFORE, IT IS HEREBY

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

Section 1. Extension No. 34 - Central Aquebogue to the Riverhead Water District, in the Town of Riverhead, Suffolk County, New York, in accordance with the aforesaid order of the State Comptroller, is hereby established, to be bounded and described as follows:

RIVERHEAD WATER DISTRICT

DESCRIPTION OF PROPOSED EXTENSION NO. 34

CENTRAL AQUEBOGUE

BEGINNING at a point which is on the west side of Section 86, Block 1, lot 38, distant 500 feet north of Hubbard Avenue (also on the northerly boundary line of proposed Extension No. 32, South Aquebogue).

Running thence northerly along the west side of Section 86, Block 1, lots 38 and 39 and Section 85, Block 3, lots 77 and 78 to the south side of Main Road (NYS Route 25).

Thence diagonally across Main road to the southwest corner of Section 66, Block 2, lot 15.

Thence northerly along the west side of lots 15 and 14 to the northwest corner of lot 14 (northwest corner of lot 17).

Thence westerly along the north line of lots 17 and 20.1 to the northwest corner of lot 20.1 (southwest corner of Section 66, Block 2, lot 2.1).

Thence northerly, easterly, southerly, easterly, northerly and easterly around the north side of lot 2.1 to the west side of West Lane (also, southeast corner of Section 45, Block 1, lot 8.2).

Thence easterly across West Lane and through lot 11.1 to the east line of Section 45, Block 1, lot 11.1.

Thence southerly along the east line of lot 11.1 to the southeast corner of lot 11.1 (southwest corner of Section 20, Block 2, lot 6).

Thence easterly along the southerly side of lot 6 to the southeast corner of lot 6.

Thence northerly along the east side of lot 6 to the northwest corner of Section 45, Block 1, lot 14.4; thence easterly along the north side of lot 14.4 to the west line of Section 45, Block 1, lot 15.

Thence northerly along the west line of lot 15 to the northwest corner of lot 15.

Thence easterly along the north line of lots 15 and 16 to the west side of Philips Lane.

Thence diagonally across Philips Lane to the east side of Philips Lane at the northwest corner of Section 45, Block 2, lot 3.2.

Thence easterly along the north side of lot 3.2 to the northeast corner of lot 3.2 (westerly line Section 20, Block 4, lot 1).

Thence southerly along the westerly line of Section 20, Block 4, lot 1 to a point 500 feet northwest of Church Lane.

Thence northeasterly along a line parallel to and 500 feet northwest of Church Lane to a point intersected by an extension of the east line of Section 46, Block 1, lot 36.2.

Thence southeasterly along said line extension to and across Church Lane and along the northeast side of lot 36.2 to the northwest side of lot 36.3.

Thence northeasterly along the northwest side of lot 36.3 to the southwest line of lot 37.1.

Thence southeasterly along the southwest line of lot 37.1 (southeast line of lots 36.3 - 36.15) to the southeast corner of lot 36.15.

Thence southwesterly along the south side of lots 36.15, 36.16 and 37.17 to the southwest corner of lot 37.17.

Thence westerly through lot 33.1 to the southwest line of lot 33.1, also the southeast corner of lot 21 and the northeast corner of lot 20.2.

Thence southerly and westerly along the easterly and southerly sides of lot 20.2 to the southwest corner of lot 20.2.

Thence northerly along the west side of lot 20.2 to the southeast corner of Section 67, Block 2, lot 2.

Thence westerly along the south side of lot 2 to the northeast corner of lot 3.

Thence southerly along the east side of lots 3, 4, 5, 6 and 7 to the southeast corner of lot 7.

Thence westerly along the south side of lot 7 to the northeast corner of lot 8.

Thence southerly along the east side of lots 8, 10, 11, 12, 13.2 and 13.1 to the southeast corner of lot 13.1.

Thence westerly along the south side of lot 13.1 to the northeast corner of lot 14.

Thence southerly along the east side of lots 14 and 15 to the southeast corner of lot 15.

Thence southwesterly through lot 16.1 to the northeast corner of lot 17.

Thence southerly along the east side of lots 17 18, 19, 20 and 21.1 to the southeast corner of lot 21.1.

Thence westerly along the south side of lot 21.1 to the northeast corner of lot 24.

Thence southerly along the east side of lot 24 to the north side of Main Road (NYS Route 25).

Thence southeasterly diagonally across Main Road to the northwest corner of Section 67, Block 2, lot 27.

Thence southerly along the west side of lot 27 to the southwest corner of lot 27.

Thence easterly along the southerly lines of lots 27 and 28 to the southeast corner of lot 28 (also northeast corner of lot 26).

Thence southerly along the east side of lot 26 to the southeast corner of lot 26.

Thence westerly along the southerly side of lot 26 to the southwest corner of lot 26 (also southeast corner of Section 86, Block 1, lot 4).

Thence southwesterly and southerly along the lot lines between Section 86, Block 1, lot 4 and Section 86, Block 1, lot 5 on the west and Section 86, Block 2, lot 1 on the east to a point which is 500 feet north of Meetinghouse Creek Road (also the proposed northerly boundary line of Extension 27).

Thence westerly along Extension No. 27 boundary through Section 86, Block 1, lot 5 to the east side of lot 18.

Thence southerly along the east side of lots 18 and 19 to the northeast corner of lot 22.

Thence westerly along the north side of lot 22 to the east side of Hubbard Avenue.

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Thence diagonally across Edgar Avenue to a point 500 feet north of Hubbard Avenue on the west side of Edgar Avenue.

Thence westerly along Extension 27 boundary through Section 86, Block 1, lot 38 to the point of beginning on the west side of lot 38.

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Section 2. The construction of improvements for Extension No. 34 - Central Aquebogue to the Riverhead Water District in the Town of Riverhead, Suffolk County, New York, consisting of the acquisition and installation of approximately 27,000 feet of water mains ranging from 6 inches to 12 inches in diameter, together with valves, hydrants and necessary appurtenances, a portion of which will serve the entirety of said Riverhead Water District and a portion of which will serve only the proposed Extension No. 34 - Central Aquebogue to said Riverhead Water District, substantially in accordance with the aforesaid map, plan and report, is hereby authorized and approved. The capital cost to said Extension No. 34 - Central Aquebogue to the Riverhead Water District pursuant to these proceedings for said construction shall not exceed \$800,000. Said capital cost shall be financed by the issuance of serial bonds of said Town maturing in annual installments over a period not exceeding forty years, payable in the first instance from assessments levied upon and collected from the several lots and parcels of land within said Extension No. 34 - Central Aquebogue to the Riverhead Water District, which the Town shall determine and specify to be especially benefited by the improvement, in an amount sufficient to pay the principal and interest on said bonds as the same become due, but if not paid from such source,

all the taxable real property in said Town shall be subject to the levy of ad valorem taxes without limitation as to rate or amount sufficient to pay the principal of and interest on said bonds as the same shall become due. The maximum total cost for said construction shall not exceed \$1,020,000, of which amount \$220,000 shall be allocated and charged as a cost of increasing and improving the facilities of the Riverhead Water District and be borne by the entire District, as extended, and \$800,000 shall be allocated and charged solely to Extension No. 34 - Central Aquebogue as provided hereinabove.

Section 3. The Town Clerk is hereby authorized and directed to cause a certified copy of this order to be duly recorded in the office of the Clerk of Suffolk County, New York, within ten days after the adoption of this order by this Town Board and to file a certified copy thereof within that time in the office of the State Department of Audit and Control, in Albany, New York, both pursuant to subdivision 1 of Section 209-g of the Town Law.

Section 4. This order shall take effect immediately.

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

<u>Supervisor Joseph Janoski</u>	VOTING	<u>yes</u>
<u>Victor Prusinowski</u>	VOTING	<u>yes</u>
<u>John Lombardi</u>	VOTING	<u>yes</u>
<u>Denise Civiletti</u>	VOTING	<u>yes</u>
<u>James Stark</u>	VOTING	<u>yes</u>

The order was thereupon declared duly adopted.

\* \* \*

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

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

That I have compared the annexed extract of the minutes of the meeting of the Town Board of said Town, including the resolution contained therein, held on November 6, 1990, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

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

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

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

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Newspaper and/or other news media

Date given

Suffolk County Life

November 7, 1990

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

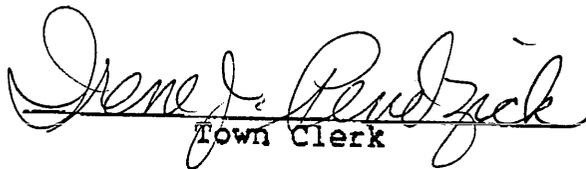
Designated Location(s)  
of posted notice

Date of Posting

Town Clerk's Bulletin Board

January 2, 1990

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town on Nov. 8, 1990.

  
Town Clerk

(CORPORATE  
SEAL)

11/7/90

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At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, 200 Howell Avenue, in Riverhead, New York, in said County, on November 7, 1990, at 7:30 o'clock P.M., Prevailing Time.

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

PRESENT: Supervisor Joseph Janoski  
Victor Prusinowski  
John Lombardi  
Denise Civiletti  
James Stark

ABSENT:

The following resolution was offered by Vic Prusinowski  
who moved its adoption, seconded by James Stark

to-wit:

BOND RESOLUTION DATED NOVEMBER 6, 1990.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$975,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE CONSTRUCTION OF IMPROVEMENTS FOR EXTENSION NO. 34 - CENTRAL AQUEBOGUE TO THE RIVERHEAD WATER DISTRICT OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, AND THE ORIGINAL IMPROVEMENT AND EMBELLISHMENT OF SUCH RIVERHEAD WATER DISTRICT.

WHEREAS, pursuant to proceedings heretofore had and taken in accordance with the provisions of Article 12-A of the Town Law, and more particularly an order dated November 6, 1990, the Town Board of the Town of Riverhead, Suffolk County, New York, has established Extension No. 34-Central Aquebogue to the Riverhead Water District of the Town of Riverhead;

WHEREAS, pursuant to proceedings heretofore had and taken in accordance with the provisions of Section 202-b of the Town Law, and more particularly an order dated November 6, 1990, the Town Board of the Town of Riverhead, Suffolk County, New York, has determined it to be in the public interest to increase and improve the facilities of the Riverhead Water District of the Town of Riverhead, as extended;

WHEREAS, it is now desired to authorize the issuance of serial bonds of said Town to pay the cost of the construction of a water distribution system within Extension No. 34 - Central Aquebogue, including mains, valves, hydrants and necessary improvements and appurtenances in connection therewith, a portion of which will serve the entirety of said Riverhead Water District, at a maximum estimated cost of

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\$175,000, and a portion of which will serve only Extension No. 34 - Central Aquebogue to said Riverhead Water District, at a maximum estimated cost of \$800,000, as more fully set forth in said order establishing said Extension No. 34 - Central Aquebogue to the Riverhead Water District and an order approving the increase and improvement of the facilities of the entirety of the Riverhead Water District, and to provide for the financing thereof; and

WHEREAS, all conditions precedent to the financing of such capital project, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; NOW, THEREFORE, BE IT

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

Section 1. For specific object or purpose of paying the cost of the construction of a water distribution system within Extension No. 34 - Central Aquebogue to the Riverhead Water District, consisting of the acquisition and installation of approximately 27,000 feet of water mains ranging from 6 inches to 12 inches in diameter, together with valves, hydrants and necessary appurtenances, a portion of which will serve the entirety of said Riverhead Water District and a portion of which will serve only the proposed Extension No. 34 - Central Aquebogue, to the Riverhead Water District, as more fully set

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forth in said order establishing said Extension No. 34 - Central Aquebogue to the Riverhead Water District and the aforesaid proceedings determining the increase and improvement of the facilities of the entirety of the Riverhead Water District to be in the public interest, at an aggregate maximum estimated cost of \$975,000, there are hereby authorized to be issued \$975,000 serial bonds of the Town of Riverhead, Suffolk County, New York, pursuant to the provisions of the Local Finance Law.

Section 2. The plan for the financing of the aforesaid specific object or purpose is by the issuance of the \$975,000 serial bonds of said Town authorized to be issued pursuant to the provisions of this bond resolution. Further details pertaining to said bonds will be prescribed in a further resolution or resolutions of this Town Board.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific objects or purposes is forty years, pursuant to subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such

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notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Town of Riverhead, Suffolk County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such bonds as the same respectively become due and payable. There shall be annually assessed upon and collected from the several lots and parcels of land within said Extension No. 34 - Central Aquebogue to the Riverhead Water District deemed benefited by the improvements therefor, so much upon and from each as shall be in just proportion to the amount of the benefit which the improvements shall confer upon the same, an amount sufficient to pay the principal and interest on \$300,000 of said bonds as the same become due, and there shall be annually assessed upon and collected from the several lots and parcels of land within said Riverhead Water District, as extended, deemed benefitted by the increase and improvement of facilities, so much upon and from each as shall be in just proportion to the amount of the benefit which such increase and improvement of facilities shall confer upon the same, an amount sufficient to pay the principal of and interest on \$175,000 of said bonds as the same become

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due, but if not paid from such source, all the taxable real property in said Town shall be subject to the levy of ad valorem taxes without limitation as to rate or amount sufficient to pay the principal of and interest on said bonds as the same shall become due.

Section 6. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

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

Section 7. This resolution, which takes effect immediately, shall be published in full in Suffolk County Life, the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

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

<u>Supervisor Joseph Janoski</u>	<u>VOTING</u>	<u>yes</u>
<u>Victor Prusinowski</u>	<u>VOTING</u>	<u>yes</u>
<u>John Lombardi</u>	<u>VOTING</u>	<u>yes</u>
<u>Denise Civiletti</u>	<u>VOTING</u>	<u>yes</u>
<u>James Stark</u>	<u>VOTING</u>	<u>yes</u>

The resolution was thereupon declared duly adopted.

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

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

That I have compared the annexed extract of the minutes of the meeting of the Town Board of said Town, including the resolution contained therein, held on November 6, 1990, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

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

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

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

Newspaper and/or other news media

Date given

Suffolk County Life

November 7, 1990

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

Designated Location(s)  
of posted notice

Date of Posting

Town Clerk's Bulletin Board

January 2, 1990

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town on November 8, 1990.

Irene J. Pendzick  
Town Clerk

(CORPORATE  
SEAL)

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that the resolution published herewith has been adopted by the Town Board of the Town of Riverhead, Suffolk County, New York, on November 7, 1990, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which said Town is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

Dated: Riverhead, New York,

November 8, 1990.

  
Town Clerk

# 695 AWARDS BID FOR EXTENSION 34, CENTRAL AQUEBOGUE

Councilperson Lombardi offered the following resolution which was seconded by Councilperson Civiletti,

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for the installation of water mains and appurtenances for Extension 34 of the Riverhead Water District, Central Aquebogue, and

WHEREAS, bids were received, opened and read aloud on August 30, 1990, at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place given in the notice to bidders, and

WHEREAS, the bids have been reviewed and tabulated by H2M, consulting engineers to the Town. There were seven bids ranging from \$554,998 to \$866,402, with Pat Noto, Inc., the low bidder. The next lowest bidder was at \$645,00, and

WHEREAS, subsequent to the bid, Pat Noto, Inc. advised the engineer that reseeding costs had been erroneously excluded from his bid and requested that he be permitted to adjust his bid, and

WHEREAS, a conference was held between Pat Noto, Inc., the engineer, and counsel to the Water District which has resulted in a recommendation dated September 24, 1990, by the engineer covering an addition of \$1.01 per foot for six inch pipe, \$1.15 per foot for eight inch pipe, and \$1.33 per foot for 12 inch pipe covering a total of 30,300 feet of pipe to be paid based on actual quantities installed at these rates for an estimated total additional cost of \$37,485, which per foot costs have been incorporated into the items as awarded below,

NOW, THEREFORE, BE IT

RESOLVED, that the bid for the installation of water mains and appurtenances for Extension 34 of the Riverhead Water District, Central Aquebogue, be and is hereby awarded to Pat Noto, Inc. in the total amount of \$592,483.20, the lowest responsible bidder, and it is further

RESOLVED, that the following items are awarded: I-A \$10.91/lf; I-B \$12.15/lf; I-D \$17.33/lf; 2 \$.01/lb; 3-A \$375/unit; 3-B \$575/unit; 3-D \$950/unit; 4-A \$1,200/unit; 5 \$.01/lf; 6 \$.01/cy; 7 \$200/unit; 9-A \$.30/lf; 9-B \$.30/lf; 13 \$20,500/lb; 23 \$5.00/cy for an estimated total of quantities of all items of \$592,483.20, and it is further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Pat Noto, Inc.,

H2M, Pierre G. Lundberg, Esq., and Gary Pendzick, and be it further

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

RESOLVED, that upon the completion of fully executed contracts and the filing of said contract with the Town Clerk, the Town Clerk is hereby authorized to release to the successful bidder the bidder's bid security.

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

# 696 ORDER ESTABLISHING SUNWOOD LATERAL WATER MAIN

Councilperson Prusinowski offered the following resolution which was seconded by Councilperson Stark,

WHEREAS, petition has been made by Parviz Farahzad, the owner of a subdivision, for the construction of a lateral water main and appurtenances within the proposed realty subdivision known as Sunwood, and

WHEREAS, said subdivision, located on the west side of Hulse Landing Road, south of Sound Avenue in Wildwood/Wading River, is within the boundaries of the Riverhead Water District, and

WHEREAS, H2M consulting engineers of the Riverhead Water District have prepared their preliminary cost estimate and engineering report which is filed with the Town Clerk and available for inspection during regular business hours at 200 Howell Avenue, Riverhead, New York, and

WHEREAS, said plan provides for the installation of approximately 1,100 feet of eight inch pipe of off-site improvements, 1,700 feet of twelve inch pipe comprising off-site improvements and appurtenances and hydrants associated therewith at a total cost of \$123,000 serving the fifteen lots at a cost not to exceed \$8,200 per lot, and

WHEREAS, in consideration of the benefit of the installation of the lateral as a requirement of approval by the Suffolk County Health Department and the enhanced marketability of the lots, the petitioner agrees to pay key money as calculated to offset the infrastructure costs to the existing customers of the District in an amount equal to \$37,500, and

WHEREAS, a public hearing was held August 21, 1990, and all those wishing to be heard were heard,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead, as governing body of the Riverhead Water District, approves the petition of Parvis Farahzad for the installation of a lateral water main, subject to the following conditions:

1. The applicant has posted a bond or secured a letter of credit issued by a commercial banking institution, doing business in the Town of Riverhead, in the form satisfactory to counsel to the Water District in the amount of \$37,500 which is equal to \$2,500 key money for each dwelling unit within the proposed subdivision. Said \$2,500 to be paid upon the earlier of the happening of two events: (a) an application for a

certificate of occupancy; (b) two years from the date hereof.

2. The applicant has posted a bond or secured a letter of credit issued by a commercial banking institution, doing business in the Town of Riverhead, in the form satisfactory to counsel to the Water District, in the amount of \$123,000.

3. A grant of a sub-surface easement to the Riverhead Water District covering all locations of the proposed water main installation, and be it further

RESOLVED that the bid contemplated herein shall not be awarded unless approved by the petitioner or his successors in title, and it is further

RESOLVED, that the terms and conditions of this Order shall be accepted and agreed to by the petitioner owner whose consent shall be duly acknowledged and shall be binding on the heirs and assigns of the petitioner and shall run with the land and be it further

RESOLVED, that the Town Clerk forward certified copies of this resolution to H2M Group, Pierre Lundberg, Esq., Gary Pendzick, and Charles Cuddy, Esq.

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

# 697 Releases Performance and Labor and Material Bonds and Accepts Maintenance Bond of Wire to Water, Inc. RE: Water District Plant #7 Pump Stations 7-1 & 7-2, Contract #4, Electrical

Councilperson Stark offered the following resolution which was seconded by Councilperson Prusinowski,

WHEREAS, Wire to Water, Inc., in accordance with the terms and conditions of the contract entered into between themselves and the Town of Riverhead Water District, did supply a Performance Bond and Labor and Material Bond regarding the Water District Plant #7 Pump Stations 7-1 & 7-2, Contract #4 electrical work in the amount of \$179,425, and

WHEREAS, the engineer has certified to the Town that the work has been completed in a satisfactory manner, and

WHEREAS, they have posted a Maintenance Bond for a period of one year as required by the contract,

NOW, THEREFORE, BE IT

RESOLVED, that the Performance Bond and Labor and Material Bond of Wire to Water, Inc. as it relates to the electrical work at Plant #7 Station 7-1 & 7-2 be and is hereby released, and the Maintenance Bond which runs from August 28, 1990, to August 28, 1991, in the amount of \$179,425 is hereby accepted, and be it further

RESOLVED, that the Town Clerk forward certified copies of this resolution to Pierre Lundberg, Esq.; Gary Pendzick; and Wire to Water, Inc.

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

# 698 AUTHORIZES SUPERVISOR TO EXECUTE CHANGE ORDER #1,  
JOHNSTONE FARMS, EXTENSION 24R TO THE RIVERHEAD WATER DISTRICT

Councilperson Civiletti offered the following  
resolution which was seconded by Councilperson Lombardi,

WHEREAS, the subdivider has asked that the project known as  
Johnstone Farms proceed in two phases which has been agreed to by  
Grimes Contracting, Inc., and

WHEREAS, a change order has been prepared and approved by  
all parties,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized to  
execute Change Order #1 which regard to Extension 24R of the  
Riverhead Water District, Johnstone Farms, and be it further

RESOLVED, that certified copies of this resolution shall be  
forwarded to Grimes Contracting, Inc.; DJF Properties, Inc.; H2M;  
and Pierre G. Lundberg, Esq.

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes,  
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

ADDENDUM #1

THE CONTRACT dated October 15, 1990, between GRIMES CONTRACTING, INC., and THE TOWN OF RIVERHEAD, regarding Extension 24R of the Riverhead Water District, known as Johnstone Farms, is hereby amended as follows:

1. The project shall be divided into two (2) phases to be known as Phase 1 and Phase 2;

2. Construction in Phase 1 shall consist of the mains and appurtenances necessary to serve the road from Sound Avenue to Baywood Court, plus 171 feet;

3. The completion date for Phase 2 is hereby amended to be June of 1992, subject to prior written direction from the subdivider directing that the remaining mains and appurtenances be installed;

4. Grimes Contracting, Inc. may pass on any increase in prevailing wage rates or materials upon written verification which shall be paid by the developer;

5. In the event that the additional Phase 2 work is not completed, Grimes Contracting, Inc. agrees that the contract will only encompass Phase 1 work.

6. The developer shall reimburse the contractor for any additional premium cost for performance and labor and materials bonds.

Dated: \_\_\_\_\_

THE TOWN OF RIVERHEAD

By: \_\_\_\_\_

GRIMES CONTRACTING, INC.

By: \_\_\_\_\_

H2M

By: \_\_\_\_\_

DJF Properties, being the owner of the realty subdivision known as Johnstone Farms, located at Sound Avenue, Riverhead, New York, hereby consents and agrees to the above change order.

DJF Properties

By: \_\_\_\_\_



# 699 AUTHORIZES SUPERVISOR TO EXECUTE WATER MAIN EASEMENT AGREEMENTS WITH OTTEN, HAWKINS, KEILLOR, LEWIN, AND BRENNER, RE: PROPERTY LOCATED ON LOCUST STREET AND OAK DRIVE, WADING RIVER, RE: EXTENSION 35, PART B TO THE RIVERHEAD WATER DISTRICT

Councilperson Lombardi offered the following resolution which was seconded by Councilperson Civiletti,

WHEREAS, in conjunction with Extension 35, Part B to the Riverhead Water District, it is necessary to lay water mains on property that may be currently owned by the property owners along Locust Street and Oak Drive, Wading River, to wit: Otten, Hawkins, Keillor, Lewin and Brenner, and

WHEREAS, proposed easements have been property and forwarded to the property owners requesting that they grant to the Town of Riverhead an easement over their property for the purpose of installing and maintaining such water mains, and

WHEREAS, all costs associated with the granting of such easements to the Town of Riverhead shall be borne and assigned to Extension 35, Part B,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board, as governing body of the Riverhead Water District, hereby authorizes the Supervisor to execute water main easements with the above mentioned property owners covering premises located on Locust Street and Oak Drive, Wading River, New York, wherein all costs associated with the obtaining of such easements shall be borne and assigned to Extension 35, Part B, and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward certified copies of this resolution to Pierre Lundberg, Esq.; Gary Pendzick; H2M; and the Office of Accounting.

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Date \_\_\_\_\_

No. 700

COUNCILPERSON Prusinowski offered the following resolution which was seconded by COUNCILPERSON Stark.

RESOLVED, that the Supervisor be and hereby is, authorized to establish the following Budget for the Jeanie Lane Drainage Capital Project.

BUDGET ADOPTION  
JEANIE LANE DRAINAGE CAPITAL PROJECT

408.085400.494100.40067 Proceeds from Bonds	\$20,000.00
408.085400.523008.40067 Construction	\$15,000.00
408.085400.547900.40067 Contingency	\$ 5,000.00

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

# 701 RESOLUTION AND CONSENT APPROVING THE DEDICATION OF HIGHWAYS KNOWN AS IMPERIAL WAY, SUSAN DRIVE AND RECHARGE BASIN

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 November, 1990.

P R E S E N T:

- HON. Joseph F. Janoski, Supervisor
- Denise Civiletti, Councilwoman
- John Lombardi, Councilman
- Victor Prusinowski, Councilman - seconded
- James R. Stark, Councilman - offered

-----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

**IMPERIAL WAY, SUSAN 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 Imperial Farms"; and

**WHEREAS**, plans for the construction of various improvements to said roads known and designated as **IMPERIAL WAY, SUSAN 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 Peerless Abstract Corp. representing Commonwealth Land Title Insurance Company, under title number SS#1287, 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 **IMPERIAL WAY, SUSAN DRIVE**, with proper drainage facilities, and recharge basin, the said Town road to consist of the land described in the deed of dedication dated September 11, 1990, 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 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 Richard Sause, Esq., the Superintendent of Highways, the Riverhead Planning Board and the Town Attorney's Office.

Dated: Riverhead, New York  
November 7, 1990.

TOWN BOARD OF THE TOWN OF RIVERHEAD

By: \_\_\_\_\_

JOSEPH F. JANOSKI

\_\_\_\_\_  
DENISE CIVILETTI

\_\_\_\_\_  
JOHN LOMBARDI

\_\_\_\_\_  
VICTOR PRUSINOWSKI

\_\_\_\_\_  
JAMES R. STARK

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted

Resolution # 702 Authorizing Publication of Advertisement for  
Affordable Housing

COUNCILPERSON Civiletti offered the following resolution  
which was seconded by COUNCILPERSON Lombardi.

WHEREAS, the Town of Riverhead's Community Development office  
has acquired an improved parcel for rehabilitation and resale as  
affordable housing; and

WHEREAS, regulations of the United States Department of  
Housing and Urban Development require solicitation of low and  
moderate income applicants for acquisition of the property.

THEREFORE, BE IT RESOLVED, that the Town Clerk be and is  
hereby authorized to publish the attached display advertisement  
in the Suffolk County Life on November 7, 1990 and in the News  
Review on November 8, 1990; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby  
authorized to forward a certified copy of this resolution to  
Andrea Lohneiss, Community Development Director.

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes,  
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

**TOWN OF RIVERHEAD  
SINGLE FAMILY REHABILITATION  
AFFORDABLE HOUSING PROGRAM**

The Riverhead Community Development Office has applications available for low and moderate income persons interested in purchasing a single family home located on Sigal Avenue, Riverhead under its Affordable Housing Program. In order to receive consideration for participation in this program, applicants must live or work in the Town of Riverhead, must not have owned a home within the last three years, and must be able to meet the mortgage qualifying requirements. To qualify for homeownership, applicants must have total household incomes below the following limits:

<u>FAMILY SIZE</u>	<u>MAXIMUM ANNUAL INCOME</u>
1	\$25,000
2	\$28,550
3	\$32,150
4	\$35,700
5	\$37,950
6	\$40,150
7	\$42,450
8	\$44,650

Application packages are available at:

Town Clerk's Office  
200 Howell Avenue  
Riverhead, New York 11901

Community Development Office  
200 Howell Avenue  
Riverhead, New York 11901

All applications must be completed in full and returned to the Town of Riverhead, P.O. Box 893, Riverhead, New York 11901 on or before November 30, 1990.

This project is a joint venture of the Town of Riverhead and the United States Department of Housing and Urban Development. No person shall on the grounds of race, color, national origin, age, or handicap, be excluded from participation in or be subjected to discrimination in any program or activity funded, in whole or in part, by Federal funds.

# 703 AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE TO CONSIDER THE SPECIAL PERMIT APPLICATION OF 1260 OLD COUNTRY ROAD, INC. (MOBIL GAS STATION)

COUNCILPERSON Lombardi offered the following resolution, which was seconded by COUNCILPERSON Civiletti :

WHEREAS, the applicant, 1260 Old Country Road, Inc., applied to the Town Board for a special permit to expand a preexisting, nonconforming gasoline service station by demolishing the existing building and constructing a 936 square foot store and service station with an accessory car wash at the intersection of C.R. 58 and Pulaski Street, Riverhead, New York; and

WHEREAS, the Town Board referred said application to the Planning Board for its review and recommendations; and

WHEREAS, by resolution dated October 15, 1990, the Planning Board made its recommendations to the Town Board regarding said application; and

WHEREAS, based upon the Town Board's review of the Environmental Assessment Form and the proceedings had herein, the Town Board determines that the special permit applied for will be a(n) Unlisted action without a significant impact upon the environment pursuant to the State Environmental Quality Review Act.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Clerk be and is hereby authorized to publish and post the following public notice to consider the special permit application of 1260 Old Country Road, Inc.

**TOWN OF RIVERHEAD  
PUBLIC NOTICE**

**PLEASE TAKE NOTICE**, that a public hearing will be held on the 20th day of November, 1990, at 8:10 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the special permit application of 1260 Old Country Road, Inc. for the expansion of a preexisting, nonconforming gasoline service station by demolishing the existing building and constructing a 936 square foot store and service station with an accessory car wash at the intersection of C.R. 58 and Pulaski Street, Riverhead, New York.

Dated: Riverhead, New York  
November 7, 1990.

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes,  
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Resolution # 704 Authorizing Publication of Notice of Public  
Hearing

COUNCILPERSON Prusinowski offered the following resolution  
which was seconded by COUNCILPERSON Stark.

WHEREAS, the Town of Riverhead is required by the United  
States Department of Housing and Urban Development to amend its  
B89 Small Cities Community Development Block Grant program; and

WHEREAS, such an amendment requires notification of the  
public, including at least one public hearing, prior to  
submission of the amendment to HUD.

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk is  
hereby directed to publish the attached legal notice of public  
hearing in the Suffolk Life on November 7, 1990; and

BE IT FURTHER RESOLVED, that a certified copy of this  
resolution shall be forwarded to Andrea Lohneiss, Community  
Development Director.

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes,  
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

NOTICE OF PUBLIC HEARING

Please taken notice that a public hearing will be held on the 20th day of November, 1990 at 8 p.m. in the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to an amendment to the Town of Riverhead's B89 Community Development Block Grant application.

The amendment proposes a change in location of a twenty-one lot affordable housing subdivision from a parcel located on Youngs Avenue to a parcel located north of Middle Road and west of Osborn Avenue. The Youngs Avenue site has been determined to be impractical for the proposed development; consequently an alternative site was selected. HUD funds allocated for this project total \$323,100. Beneficiaries will be twenty-one low and moderate income families residing or working in the Town of Riverhead.

The hearing will provide citizens of the Town of Riverhead the opportunity to comment on this proposed amendment. Written comments may also be submitted to the Town of Riverhead, attention Town Clerk, 200 Howell Avenue, Riverhead, New York 11901.

Further information concerning the amendment may be obtained at the Community Development Office, Town Hall.

BY ORDER OF THE TOWN BOARD OF THE  
TOWN OF RIVERHEAD

IRENE J. PENDZICK, TOWN CLERK

# 705

AUTHORIZED THE SOLICITATION OF BIDS FOR  
10,000 RESIDENTIAL SOURCE SEPARATION  
RECYCLING CONTAINERS

---

COUNCILPERSON Stark offered the following RESOLUTION, which was seconded by COUNCILPERSON Prusinowski.

RESOLVED, that the Town Clerk be and hereby is authorized to advertise for sealed bids for the purchase of 10,000 RESIDENTIAL SOURCE SEPARATION RECYCLING CONTAINERS for use by the RIVERHEAD TOWN RESIDENTS, and be it further

RESOLVED, that the Town Clerk be and hereby is authorized to open and publicly read allowed said bids at 11:00 A. M. on NOVEMBER <sup>19~~th~~</sup> ~~12~~, 1990, at Town Hall, 200 Howell Avenue, Riverhead New York: and to make a report of said bids to the Town Board at the next public meeting following the opening of the bids.

NOTICE TO BIDDERS ATTACHED

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

TOWN OF RIVERHEAD  
NOTICE TO BIDDERS

Sealed bids for the purchase of 10,000 RESIDENTIAL SOURCE SEPARATION  
RECYCLING CONTAINERS for use by  
the RIVERHEAD TOWN RESIDENTS will be received by the Town Clerk  
of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead  
New York, 11901, until 11:00 A.M. on NOVEMBER ~~17~~ 19<sup>th</sup> 1990 .

Bid packets, including specifications, may be obtained at the Town Clerk's  
Office at Town Hall Monday through Friday between the hours of 8:30 A.M.  
and 4:30 P.M.

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

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

All bids are to be submitted in a sealed envelope bearing the designation  
10,000 RESIDENTIAL SOURCE SEPARATION  
RECYCLING CONTAINERS

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

Irene J. Pendick, Town Clerk

# 706

AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE  
TO CONSIDER THE ADDITION OF SECTION 108-51.1 ENTITLED  
"HANDICAPPED ACCESS RAMPS" TO THE RIVERHEAD TOWN CODE

COUNCILPERSON Lombardi offered the following resolution, which was seconded by COUNCILPERSON Civiletti:

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the following public notice to consider the addition of Section 108-51.1 entitled "Handicapped Access Ramps" to the Riverhead Town Code:

TOWN OF RIVERHEAD  
PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 20th day of November, 1990, at 8:15 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons to consider the addition of Section 108-51.1 entitled "Handicapped Access Ramps" to the Riverhead Town Code as follows:

108-51.1. Handicapped Access Ramps.

Upon submission of a doctor's certificate as proof of a handicap condition, a handicapped access ramp of a minimum size necessary to meet the New York State Fire Prevention and Building Code and the American National Standards Institute (ANSI) shall be permitted for residential use in all zoning use districts and the minimum yard setback shall not apply provided that a covenant and restriction, in recordable form, stating that the handicapped access ramp shall be completely removed upon the happening of the following events, whichever first occurs:

1. The handicapped access ramp is no longer necessary;
2. The property is transferred.

This section shall not apply if the handicapped access ramp meets all setback requirements or if the owner elects to obtain a variance.

Dated: Riverhead, New York  
November 7, 1990.

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

# 707  
AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC  
NOTICE TO CONSIDER AN AMENDMENT TO SECTION 101-10.1  
OF THE RIVERHEAD TOWN CODE (PARKING, STANDING AND  
PARKING PROHIBITED)

COUNCILPERSON Civiletti offered the following resolution, which was seconded by COUNCILPERSON Lombardi :

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the following public notice to consider an amendment to Section 101-10.1 of the Riverhead Town Code.

TOWN OF RIVERHEAD  
 PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 20th day of November, 1990, at 8:20 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons to consider an amendment to Section 101-10.1 of the Riverhead Town Code as follows:

101-10.1 Parking, standing, and stopping prohibited ~~except for emergency and police vehicles.~~

Street/Area

Location

Route-58, Riverhead,  
 New-York

County-Seat-Plaza-(Waldbaum)  
 parking-field-on-the-North-side  
 of-the-building.

County Seat Plaza,  
(Waldbaum) Route 58,  
Riverhead, New York,  
(Tax Map No. 108-4-14.5)

Along the curbs, immediately adjacent to the buildings, and the north side of the roadway immediately in front of the main entrances to the stores; that is, the roadway that runs parallel to the storefronts.

Dated: Riverhead, New York  
 November 7, 1990

BY ORDER OF THE TOWN BOARD  
 OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

11/7/90

1110

# 708

AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE  
TO CONSIDER AN AMENDMENT TO ARTICLE II OF CHAPTER 103  
OF THE RIVERHEAD TOWN CODE (LANDFILL FEES)

COUNCILPERSON Prusinowski offered the following resolution, which was seconded by COUNCILPERSON Stark:

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the following public notice to consider the addition of Section 103-13.2 to Chapter 103 of the Riverhead Town Code:

TOWN OF RIVERHEAD  
PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 20th day of November, 1990, at 8:35 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons to consider the addition of Section 103-13.2 to Chapter 103 of the Riverhead Town Code as attached hereto.

Dated: Riverhead, New York  
November 7, 1990.

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

**103-13.2. Source Separation of Recyclables Required.**

A. All residents of the Town shall separate such recyclables as the Town Board may designate from all other solid waste placed out for collection or transported into the Town landfill for deposit.

(1) All recyclables shall be clean, dry and, in the case of designated recyclable containers and cans, the contents and paper labels removed therefrom.

(2) Caps and rings shall be removed from glass and plastic containers.

(3) Newspapers shall be tied or bundled separately from other recyclables prior to placement in the collection container or delivery to the recycling area at the Town landfill. Other papers, including glossy papers, shall not be mixed with newspapers.

(4) Title to and ownership of recyclables set out for collection shall thereupon vest in the Town. It shall be unlawful for a person to collect, remove or dispose of recyclables which are the property of the Town without first having obtained the written authorization of the Town to do so, and without first having obtained the license required by this Chapter. Persons who collect or remove recyclables owned by the Town shall deliver and dispose of same at such location as the Town Board or its designee shall direct.

B. The owners or occupants of all residences within the Town which utilize collection services provided by persons licensed to collect waste, pursuant to the provisions of this chapter, shall place such designated recyclables in a separate, covered container at curbside for collection on such day or days as the licensee serving such residence shall designate.

C. It shall be unlawful for any person to place out for collection any container in which other solid waste is mixed with such designated recyclables.

D. It shall be unlawful for any person to collect from a residence solid waste mixed with recyclables designated by the Town Board for mandatory source separation and separate collection.

E. It shall be the responsibility of every resident of the Town who does not utilize the services of a person licensed to collect waste pursuant to the provisions of this chapter, to deliver or cause to be delivered such designated recyclables, separated from all other solid wastes, to the recycling area of the Town landfill for deposit into the appropriate receptacles maintained at said recycling area.

F. Any person who violates the provisions of section shall be subject to a civil penalty of not less than Fifty (\$50) Dollars for each such violation.

G. This section shall take effect on January 1, 1991.

# 709

AUTHORIZES TOWN CLERK TO PUBLISH & POST NOTICE OF  
COMPLETION AND NOTICE OF SEQRA HEARING ON THE SPECIAL  
PERMIT APPLICATION FOR OMNI TECHNICAL SERVICES, INC.

COUNCILPERSON Stark offered the following resolution, which was seconded by COUNCILPERSON Prusinowski :

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached Notice of Completion of Draft EIS and Notice of SEQRA Hearing on the special permit application for Omni Technical Services, Inc., in the November 7, 1990, issue of Suffolk County Life.

Dated: Riverhead, New York  
November 7, 1990.

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes,  
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

NOTICE OF COMPLETION OF DRAFT EIS  
AND NOTICE OF SEQR HEARING

LEAD AGENCY: Riverhead Town Board  
200 Howell Avenue  
Riverhead, NY 11901

DATE: October 11, 1990

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

A Draft Environmental Impact Statement has been completed and accepted for the proposed action described below. Comments on the Draft EIS are requested and will be accepted by the contact person until 11/30/90. A public hearing on the Draft EIS will be held on 11/19/90 at 7:45 p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, NY 11901.

NAME OF ACTION: Special Permit for Omni Technical Services, Inc.

DESCRIPTION OF ACTION: Applicant proposes the construction and operation of a 500 ton/day recycling and composting facility. 405,200 square feet of processing and storage buildings will be erected to house the major functions of the facility and several existing structures will be renovated and utilized for administration, environmental education and demonstration purposes. Access, parking, drainage and landscaping/buffer improvements are also proposed.

LOCATION: Southside Middle Country Road (New York State Route 25) opposite southerly terminus of Fresh Pond Avenue, Calverton, Riverhead Township. (S.C.T.M. 0600-116-1-1)

POTENTIAL ENVIRONMENTAL IMPACTS: Coordinated agency review and public comment have identified that the following scope of impacts be examined by this document: Groundwater quantity and quality, agricultural land, aesthetic resources, archeological resources, transportation facilities, energy supply, public health, growth and community character, noise and odor impacts and cumulative impacts with other nearby projects.

A COPY OF THE DRAFT EIS MAY BE OBTAINED FROM:

Riverhead Planning Department  
or Riverhead Town Clerk  
Riverhead Town Hall  
200 Howell Avenue  
Riverhead, NY 11901

A COPY OF THIS NOTICE AND THE DRAFT EIS SENT TO:  
(see attached list)

11/7/90

1114

# 710

AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE  
OF ESTOPPEL IN CONNECTION WITH RECYCLING AT THE TOWN OF  
RIVERHEAD LANDFILL

COUNCILPERSON Civiletti offered the following resolution, which was seconded by COUNCILPERSON Lombardi:

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached notice of estoppel in connection with recycling at the Town of Riverhead Landfill and the purchase of movable equipment for use in such recycling.

Dated: Riverhead, New York  
November 7, 1990.

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

The vote, Stark, yes, Prusinowski, yes, Civletti, yes,  
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

NOTICE IS HEREBY GIVEN that the resolution published herewith has been adopted by the Town Board of the Town of Riverhead, Suffolk County, New York, on October 2, 1990, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which said Town is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

Dated: Riverhead, New York,  
November 7, 1990.

IRENE J. PENDZICK  
Town Clerk

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$508,250 SERIAL BONDS AND \$26,750 CAPITAL NOTES OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE CONSTRUCTION OF A CEMENT APRON AND RELATED FACILITIES TO BE USED IN CONNECTION WITH RECYCLING AT THE TOWN LANDFILL AND THE PURCHASE OF MOVABLE EQUIPMENT FOR USE IN SUCH RECYCLING.

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

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

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

Section 1. For the specific object or purpose of paying the cost of the construction of a cement apron and related facilities to be used in connection with recycling at the Town Landfill, at a maximum estimated cost of \$200,000, and the purchase of movable equipment for use in such recycling, at a maximum estimated cost of \$335,000, in and for the Town of Riverhead, Suffolk County, New York, there are hereby authorized to be issued \$508,250 serial bonds and \$26,750 capital notes of said Town pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid construction a cement apron and

related facilities is \$200,000, and the plan for the financing thereof is as follows:

- a) By the issuance of \$190,000 serial bonds of the \$508,250 serial bonds authorized to be issued pursuant to this bond resolution. Further details concerning said bonds will be prescribed in a further resolution or resolutions of this Town Board; and
- d) By the issuance of \$10,000 capital notes of the \$26,750 capital notes of said Town authorized to be issued pursuant to this bond resolution. Such capital notes shall constitute the down payment required by Section 107.00 of the Local Finance Law, and such capital notes shall be sold at private sale and all further powers in connection with the details and the sale thereof are hereby delegated to the Supervisor, the chief fiscal officer, in accordance with the Local Finance Law. Pursuant to Section 107.00 of the Local Finance Law, the proceeds from the sale of such capital notes will be provided prior to the issuance of the bonds herein authorized or bond anticipation notes.

Section 3. It is hereby determined that the maximum estimated cost of the aforesaid movable equipment is \$335,000, and the plan for the financing thereof is as follows:

- a) By the issuance of \$318,250 serial bonds of the \$508,250 serial bonds authorized to be issued pursuant to this bond resolution. Further details concerning said bonds will be prescribed in a further resolution or resolutions of this Town Board; and
- d) By the issuance of \$16,750 capital notes of the \$26,750 capital notes of said Town authorized to be issued pursuant to this bond resolution. Such capital notes shall constitute the down payment required by Section 107.00 of the Local Finance Law, and such capital notes shall be sold at private sale and all further powers in connection with the details and the sale thereof are hereby delegated to the Supervisor, the chief fiscal officer, in accordance with the Local

11/7/90

Finance Law. Pursuant to Section 107.00 of <sup>1118</sup> the Local Finance Law, the proceeds from the sale of such capital notes will be provided prior to the issuance of the bonds herein authorized or bond anticipation notes.

Section 4. It is hereby determined that the period of probable usefulness of the aforesaid cement apron is twenty-five years, pursuant to subdivision 6 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of the aforesaid movable equipment is ten years, pursuant to subdivision 6 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 6. The faith and credit of said Town of Riverhead, Suffolk County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as

the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year.

Section 7. The validity of such bonds, capital notes and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

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

Section 8. Upon this resolution taking effect, the same shall be published in full in Suffolk County Life, together with a notice of the Town Clerk in substantially the

STATE OF NEW YORK,  
COUNTY OF SUFFOLK,  
TOWN OF RIVERHEAD.

ss.:

THIS IS TO CERTIFY that I, the undersigned, Town Clerk of the Town of Riverhead, County of Suffolk, New York, have compared the foregoing copy of

a resolution with the original resolution now on file in this office and which was duly adopted on the 2nd day of October 1990, and that the same is a true and correct transcript of said resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and the official seal of the said Town of Riverhead, this 3rd day of October 1990

*Diane J. Bendick*

Town Clerk.

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# 711 - AUTHORIZES TOWN CLERK TO PUBLISH AND POST HELP WANTED  
AD RE: LABORER, SANITATION DEPARTMENT

Councilperson Lombardi offered the following resolution  
which was seconded by Councilperson Civiletti.

RESOLVED, that the Town Clerk be and is hereby directed to  
publish and post the following "Help Wanted" ad for the position  
of laborer with the Town of Riverhead Sanitation Department.

#### HELP WANTED

PLEASE TAKE NOTICE, that the Town of Riverhead is seeking a  
qualified individual to serve in the position of laborer with the  
Riverhead Sanitation Department. Applicants should be in good  
physical condition and possess a valid New York State drivers  
license. Interested individuals must submit an application to  
the Accounting Department, 200 Howell Avenue, Riverhead, NY  
between the hours of 8:30 a.m. and 4:30 p.m. weekdays. No  
applications will be accepted, for this position, after November  
16, 1990. The Town of Riverhead does not discriminate on the  
basis of race, color, national origin, sex, age or handicapped  
status in employment or the provision of services.

BY ORDER OF THE RIVERHEAD TOWN BOARD  
Irene J. Pendzick, Town Clerk

DATED: November 7, 1990  
Riverhead, New York

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes,  
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

# 712ACCEPTS BOND OF MILLICENT GRYZKA "MAP OF BAY RUN AT JAMESPORT"

Councilperson Prusinowski offered the following resolution, which was seconded by Councilperson Stark:

**WHEREAS**, the Riverhead Planning Board, by resolution dated November 29, 1989, approved the subdivision map entitled "Bay Run at Jamesport", subject to the posting of bonds in the amount of one hundred thousand and 00/100 (\$100,000.00) dollars covering the costs of road and drainage improvements and sixteen thousand and 00/100 (\$16,000.00) dollars for park and recreation fees as required by said resolution; and

**WHEREAS**, assignments of certificates of deposit have been forwarded to the Office of the Town Attorney, who has reviewed same as to form.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that pursuant to the resolution of the Planning Board, the Town Board of the Town of Riverhead does hereby accept the assignments of certificates of deposit of Millicent Gruzka, assuring the completion of the improvements in the subdivision known as "Bay Run at Jamesport", covering the improvements directed by the Planning Board, subject to the applicant's filing a specific assignment of these funds to the Town of Riverhead filed with the Town Clerk as shown attached hereto; 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 Millicent Gryczka, the Town Attorney's Office, the Planning Board and the Riverhead Planning Board, Riverhead Building Department.

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

# 713

AWARDS BID FOR FOR EQUIPMENT FOR USE AT THE RIVERHEAD  
LANDFILL FOR RECYCLING PURPOSES

COUNCILPERSON Stark offered the following resolution, which was seconded by COUNCILPERSON Prusinowski :

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for for equipment for use at the Riverhead Landfill for recycling purposes; and

WHEREAS, bids were received, opened and read aloud on the 29th day of October, 1990, at 11:00 a.m. a.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place given in the notice to bidders.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for for equipment for use at the Riverhead Landfill for recycling purposes be and is hereby awarded as follows:

H.O. Penn Machinery Co., Inc.	1990 Caterpillar Model IT-28B	\$119,098.00
Gabrielli Mack Distributors of L.I., Inc.	1991 Mack & and Galbreath Hoise	\$ 75,500.00
Trius, Inc.	Accurate Model 60 Hydraulic Baler	\$ 7,464.00
Trius, Inc.	1990 Asplundh Model 300 Wood Chipper	\$ 28,367.00
Trius, Inc.	Accurate 30 cu.yd. & 40 cu.yd. Standard Open Top	\$ 73,320.00

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

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to H.O. Penn Machinery Co., Inc., Gabrielli Mack Distributors of L.I., Inc., Trius, Inc., John Reeve and the Town Attorney's Office.

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#714<sup>11/7/90</sup> Payment of Bills

1123

moved by Denise

seconded by John

5 yes

# 715 AUTHORIZES SUPERVISOR TO EXECUTE MEMORANDUM OF AGREEMENT FOR MANDATORY RECYCLING PROGRAM

COUNCILPERSON Lombardi offered the following resolution, which was seconded by COUNCILPERSON Civiletti:

WHEREAS, in response to the current solid waste emergency caused by the State of New York's mandated closing of all landfills on December 18, 1990, certain carters have agreed to cooperate in the Town of Riverhead's new mandated recycling program to become effective on January 1, 1991; and

WHEREAS, because the State of New York has unnecessarily forced the Town of Riverhead to close its environmentally safe and well-managed landfill on December 18, 1990; and

WHEREAS, in a cooperative effort by the Town of Riverhead and certain carters, a Memorandum of Agreement has been prepared wherein certain carters agree to collect recyclable materials as designated by the Town of Riverhead from their residential customers twice per month on a uniform basis at no additional cost to their residential customers provided the tipping fees remain \$50.00 per ton for solid wastes and \$30.00 per ton for recyclables.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized to execute the Memorandum of Agreement; and be it further

RESOLVED, that the Town Clerk is hererby directed to forward certified copies of this resolution to Allen Smith, Esq., the Supervisor's Office and the Town Attorney's Office.

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.



D R A F T      D R A F T      D R A F T

## TOWN OF RIVERHEAD

Memorandum of Agreement

In response to the current solid waste emergency caused by the State of New York's mandated closing of all landfills on December 18, 1990, the parties whose signatures appear below on this Memorandum hereby agree to cooperate in the Town of Riverhead's new mandated recycling program to begin on January 1, 1991.

The parties hereto agree that:

1. The Town of Riverhead has been unnecessarily forced to close its environmentally safe and well managed landfill on December 18, 1990 by the State of New York;

2. In order to reduce the cost to Riverhead taxpayers and citizens for solid waste disposal a mandated recycling program must be implemented by January 1, 1991, to reduce the total amount of solid wastes that must be transferred to a remote disposal facility or site;

3. A recycling program will also benefit the environment of the Town of Riverhead for all future generations;

4. They will cooperate in the Riverhead Town emergency recyclable collection program beginning January 1, 1991 and that the carting firms which are parties to this Memorandum of Agreement will collect recyclable materials as designated by the Town of Riverhead from their residential customers twice per month or every other week on a uniform basis at no additional cost to these residential customers providing



there is no change in the tipping fee of \$40.00 per ton for solid wastes and \$30.00 per ton for recyclables;

5. If a change in the tipping fee should be adopted by the Town during the term of this Memorandum of Agreement, the parties hereto will negotiate a "reasonable cost passthrough" formula to residential customers;

6. Recyclables delivered to the designated Town of Riverhead facility will have a tipping fee of \$30.00 per ton (twenty-five percent [25%] less than the regular tipping fee for other solid wastes) to offset the additional collection costs to the carter for pickup of recyclables;

7. The details and specifications for the Town mandated recycling program including co-mingling of recyclables, handling of newspapers, the size of containers to hold recyclables, et cetera, will be cooperatively planned with all the parties to this Agreement; and

8. The Town of Riverhead will issue official recycling containers to all residences of the Town of Riverhead and that the names and phone numbers of the carting companies voluntarily cooperating in this program will be printed on a label affixed to these containers for curbside collection or for self-hauling by residents to the Town designated recycling facility.

-----  
Note: Affix standard Town signature format with appropriate Notary Public space for Town officials and carters to sign.

#716      RELEASES CERTIFICATE OF DEPOSIT OF NORTH WIND FARMS  
(ROAD MAINTENANCE BOND)

COUNCILPERSON Prusinowski offered the following resolution, which was seconded by COUNCILPERSON Stark \_\_\_\_\_:

WHEREAS, by Resolution #772 adopted by the Town Board of the Town of Riverhead, North Wind Farm submitted a certificate of deposit in the amount of \$25,000.00 as a one-year maintenance bond for roads dedicated to the Town of Riverhead located on a certain map entitled "Map of North Wind Farm"; and

WHEREAS, said one-year period will expire on November 9, 1990.

NOW, THEREFORE, BE IT

RESOLVED, that the one-year certificate of deposit of North Wind Farm submitted as a maintenance bond for the roads in the subdivision known as "North Wind Farm" be and shall be released on November 9, 1990; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution and the original certificate of deposit on or after November 9, 1990, to North Wind Farm; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Riverhead Highway Department, Louis K. McLean Associates, P.C., and the Town Attorney's Office.

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#717

ADOPTS FINDINGS STATEMENT ON TOWN OF RIVERHEAD SOLID  
WASTE MANAGEMENT PLAN GENERIC ENVIRONMENTAL IMPACT  
STATEMENT

COUNCILPERSON Stark offered the following resolution, which was seconded by COUNCILPERSON Prusinowski :

WHEREAS, the Town of Riverhead proposes to undertake a town-wide comprehensive solid waste management plan that provides for the reduction, recycling, processing and disposal of all municipal solid waste generated within the Town; and

WHEREAS, the Town of Riverhead had caused to be prepared certain findings on the Town of Riverhead Solid Waste Management Plan Generic Environmental Impact Statement (Solid Waste GEIS) pursuant to the State Environmental Quality Review Act (SEQRA); and

WHEREAS, the Town of Riverhead hereby adopts the findings statement of the Solid Waste GEIS.

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Riverhead hereby adopts the findings statement on the Solid Waste GEIS; and be it further

RESOLVED, that the said findings shall be filed with all involved agencies, the Town of Riverhead and the Commissioner of the Department of Environmental Conservation at 50 Wolf Road, Albany, New York, 12233-0001, for publication in the Environmental News Bulletin; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward certified copies of this resolution to Dvirka & Bartilucci, the Supervisor's Office and the Town Attorney's Office.

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

# 718 ACCEPTS BOND OF JOSEPH FUCHS (MANOR LANE ESTATES)

Councilperson Civiletti offered the following resolution, which was seconded by Councilperson Lombardi:

**WHEREAS**, pursuant to Section 105-2.2(C) of the Code of the Town of Riverhead, a bond is required from a petitioner for the installation of water laterals within the Town of Riverhead; and

**WHEREAS**, Joseph Fuchs has submitted said bond for approval and acceptance by the Town Board; and

**WHEREAS**, a said bond has been forwarded to the Office of the Town Attorney, who has reviewed same as to form.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that pursuant to Section 105-2.2(C) of the Code of the Town of Riverhead, the Town Board does hereby accept the bond of Joseph Fuchs in the amount of twenty-five thousand and 00/100 (\$25,000.00) dollars, assuring the installation of 1020 feet of 6" and 8" water mains and service to ten (10) dwelling units in the subdivision known as "Manor Lane Estates"; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Joseph Fuchs, Pierre G. Lundberg, Esq., the Building Department, the Planning Board and the Riverhead Water District.

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

**TOWN OF RIVERHEAD  
RESOLUTION #719  
TRANSFER OF FUNDS**

COUNCILPERSON Lombardi OFFERED THE FOLLOWING RESOLUTION WHICH WAS SECONDED BY COUNCILPERSON Civiletti.

RESOLVED, THAT THE SUPERVISOR BE AND IS HEREBY AUTHORIZED TO TRANSFER THE FOLLOWING FUNDS:

<u>APPROPRIATION</u>		<u>FROM</u>	<u>TO</u>
111.051100.541302	GRAVEL & STONE	\$23,500.00	
111.051100.541304	READY MIX	1,000.00	
111.051100.542412	MISC. SURVEY	1,000.00	
111.051400.541305	OFF STREET PARKING	14,800.00	
111.051400.543502	ENGINEERING	<u>2,000.00</u>	
		\$42,300.00	
111.051100.541301	ASPHALT		\$42,300.00
111.019900.547900	CONTINGENCY	\$20,000.00	
111.051420.540000	SNOW REMOVAL		\$14,000.00
111.051100.546303	GAS & OIL		<u>6,000.00</u>
			20,000.00
111.051400.534407	TRAFFIC SAFETY	\$ 5,000.00	
111.051400.523009	TREES	<u>1,650.00</u>	
		6,650.00	
111.051300.541400	EQUIPMENT REPAIR		\$ 6,000.00
111.051400.542400	UNIFORMS		<u>650.00</u>
			6,650.00
001.050100.542000	OFFICE EQUIPMENT	\$ 1,322.00	
001.050100.546200	ELECTRICITY		\$ 1,000.00
001.050100.546100	TELEPHONE		300.00
001.050100.542609	ADVERTISING		<u>22.00</u>
			1,322.00

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

CBB

TOWN OF RIVERHEAD RESOLUTION # 720Declares Lead Agency and Determines Significance of Action  
Edward Clark (Riverhead Convenience Mart) - Special Permit & Site Plan

Adopted:

Councilperson Prusinowski offered the following resolution, which was seconded by Councilperson Stark:

**WHEREAS**, the Riverhead Town Board is in receipt of a petition for a Special Permit for a gas service station, convenience store, and car wash within an Industrial "B" Zone on Suffolk County Tax Map Number 0600-124-3-21.1 from Edward Clark, and

**WHEREAS**, a Site Plan and Environmental Assessment Form were submitted as part of the petition, and

**WHEREAS**, the Riverhead Planning Department has reviewed the Environmental Assessment Form and supporting documentation and recommends the petition be considered an Unlisted Action for which coordinated review is optional, and

**WHEREAS**, the Planning Department, by preparation and evaluation of its SEQR staff report, has further recommended that the action will not have a significant effect upon the environment;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Riverhead Town Board declare itself to be the Lead Agency in the Special Permit application of Edward Clark, and

**BE IT FURTHER**

**RESOLVED**, that the application be considered to be an Unlisted Action which will not have a significant effect upon the environment and that a draft Environmental Impact Statement will not be prepared, and

**BE IT FURTHER**

**RESOLVED**, that this classification and determination be considered valid for the subsequent application for Site Plan, and

**BE IT FURTHER**

**RESOLVED**, that the Riverhead Planning Department be directed to publish and post those notices as required by 6 NYCRR Part 617, and

**BE IT FURTHER**

**RESOLVED**, that this petition be referred to the Riverhead Planning Board for its report and recommendation, and

**BE IT FURTHER**

**RESOLVED**, that the Town Clerk forward a certified copy of this resolution and all other required information to the Suffolk County Planning Commission for its report and recommendation, 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 Department and the applicant.

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

TOWN OF RIVERHEAD RESOLUTION # 721Declares Lead Agency and Determines Significance of Action  
1733 County Road 58 Realty Corporation - Special Permit and Site Plan

Adopted:

Councilperson Stark offered the following resolution, which was seconded by Councilperson Prusinowski:

WHEREAS, the Riverhead Town Board is in receipt of a petition for a Special Permit to replace a vehicle repair facility with a convenience store within an Industrial 'A' Zone on that parcel known as Suffolk County Tax Map Number 0600-119-1-8 from 1733 County Road 58 Realty Corporation, and

WHEREAS, an Environmental Assessment Form was submitted as part of the petition, and

WHEREAS, the Riverhead Planning Department has reviewed the Environmental Assessment Form an supporting documentation and recommends the petition be considered an Unlisted Action for which coordinated review is optional, and

WHEREAS, the Planning Department, by preparation and evaluation of its SEQR Staff Report, has further recommended that the action will not have a significant effect upon the environment;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Riverhead Town Board declare itself to be the Lead Agency in the Special Permit application of 1733 County Road Realty Corporation, and

**BE IT FURTHER**

**RESOLVED**, that the application be considered to be an Unlisted Action which will not have a significant effect upon the environment and that a Draft Environmental Impact Statement will not be prepared, and

**BE IT FURTHER**

**RESOLVED**, that this classification and determination be considered valid for any subsequent application for Site Plan, and

**BE IT FURTHER**

**RESOLVED**, that the Riverhead Planning Department be directed to publish and post those notices as required by 6 NYCRR Part 617, and

**BE IT FURTHER**

**RESOLVED**, that the petition be referred to the Riverhead Planning Board for its report and recommendation, and

**BE IT FURTHER**

**RESOLVED**, that the Town Clerk forward a certified copy of this resolution and all other required information to the Suffolk County Planning Commission for its report and recommendation, 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 Department and the applicant.

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.  
The resolution was thereupon duly declared adopted.

State Environmental Quality Review  
**NEGATIVE DECLARATION**  
Notice of Determination of Non-Significance

October 24, 1990

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Town of Riverhead Town Board, as Lead Agency, has determined that the proposed action described below will not have a significant effect on the environment and a Draft Environmental Impact Statement will not be prepared.

**Name of Action - 1733 County Road 58 Realty Corporation Special Permit and Site Plan (Convenience Store)**

**SEQR Status - Unlisted**

**Conditioned Negative Declaration: No**

**Description of Action:** Applicant proposes to remove three mechanical bays from an existing gas station and replace that portion of the structure with a convenience store. No construction is proposed outside existing footprint.

**Location:** South side Old Country Road (County Route 58), approximately 1,300' east of Kroemer Avenue, Riverhead Hamlet and Township. Suffolk County Tax Map Number 0600-119-1-8.

**Reasons Supporting This Document:**

The action as defined in 617.2(b) and 617.3(k) was considered by evaluation of the Full Environmental Assessment Form and supporting documentation. All potentially large impacts are readily addressable by the Site Plan and Special Permit regulations under Article XXVI and Chapter 108-3 of the Town Code. The action, when compared to the criteria of 617.11 reveals no environmental effect sufficient to cause the preparation of an Environmental Impact Statement.

**For further information, contact:**

Town of Riverhead Planning Department  
200 Howell Avenue  
Riverhead, NY 11901  
(516) 727-3200

Town of Riverhead Resolution # 722Declares Lead Agency and Determines Significance of Action  
George Gamaldi, Inc. (Meat Farms) Site Plan

Adopted: \_\_\_\_\_

Councilperson Civiletti offered the following resolution, which was seconded by Councilperson Lombardi:

**WHEREAS**, the Riverhead Town Board is in receipt of a petition for a Site Plan approval of a 33,650 square foot retail food market within a Business 'C' Zone on a 3.8 acre parcel known as 0600-108-4-5.2 from George Gamaldi and

**WHEREAS**, a Site Plan and Full Environmental Assessment Form were submitted as part of the application, and

**WHEREAS**, the Riverhead Planning Department has reviewed the Environmental Assessment Form and supporting documentation and recommends the petition be considered an Unlisted Action for which coordinated review is optional, and

**WHEREAS**, the Planning Department, by preparation and evaluation of its SEQR staff report, has further recommended that the action will not have a significant environmental impact;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Riverhead Town Board declare itself to be the Lead Agency in the Site Plan application of George Gamaldi, and

**BE IT FURTHER**

**RESOLVED**, that the application be considered to be an Unlisted Action which will not have a significant environmental impact and that a Draft Environmental Impact Statement will not be prepared, and

**BE IT FURTHER**

**RESOLVED**, that the Riverhead Planning Department be directed to publish and post those notices as required by 6 NYCRR Part 617, 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 Department and the applicant.

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

# 723 ACCEPTS RESIGNATION OF RITA KUROLY

Councilperson Lombardi offered the following resolution which was seconded by Councilperson Civiletti.

WHEREAS, Rita Kuroly did submit her written resignation from her position at the Town of Riverhead Senior Nutrition Center.

NOW, THEREFORE, BE IT RESOLVED, that the resignation of Rita Kuroly be and is hereby accepted effective October 5, 1990; and

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

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes.  
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

## TOWN OF RIVERHEAD

RESOLUTION # 724ORDER CALLING PUBLIC HEARING - EXTENSION 19D TO THE RIVERHEAD  
WATER DISTRICT

ADOPTED \_\_\_\_\_

Councilperson Prusinowski offered the following resolution which was seconded by Councilperson Stark,

WHEREAS, a map and plan detailing the proposed construction of water mains and appurtenances has been prepared by H2M, consulting engineers to the Riverhead Water District dated October 29, 1990, for an extension to the Riverhead Water District to be known as Extension No. 19D consisting of three large parcels, two of which extend from Reeves Avenue to Middle Road, adjacent to Extension No. 19B and 19C; this extension also consists of 122 single family "affordable housing" units in the southwest portion of the extension along with Timothy Hill Ranch property, and

WHEREAS, the maximum amount to be expended for the installation of the mains is \$285,000 all to be borne by the developer or through Community Development funding, said extension to be at no cost to the district, and

WHEREAS, key money will be paid by the applicant in the amount of \$2,500 for each of the 122 housing units for a total of \$305,000, which will offset the anticipated burden of the additional service required, and

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

WHEREAS, it is necessary for the Town Board to hold a public hearing to hear all persons wishing to be heard with regard to the granting of a contract by the Riverhead Water District. Such contract to provide for the installation of approximately 9,300 linear feet of 6, 8 and 12 inch water mains and appurtenances at the sole cost of the developer or through Community Development funding and at no cost to the district and the payment of key money pursuant to Chapter 105 of the Riverhead Town Code,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board will hold a public hearing on the 20th day of November, 1990, at 8:40 o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the extension to the Riverhead Water District to be known as

11/7/90

1139

Extension 19D, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to publish and post a copy of this resolution in full in the November 9<sup>th</sup> issue of Newsday and the November 14<sup>th</sup> issue of Suffolk Life, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Gary Pendzick, Pierre G. Lundberg, Esq., Andrea Lohneiss, and Sam McLendon.

BY ORDER OF THE RIVERHEAD TOWN BOARD  
Irene J. Pendzick Town Clerk

Dated: November 7, 1990  
Riverhead, NY

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

## EXHIBIT F-1

RIVERHEAD WATER DISTRICTDESCRIPTION OF PROPOSED EXTENSION NO. 19D, BEARS/HILL

BEGINNING at a point on the existing Riverhead Water District boundary north of Middle Road on the east line of Section 64, Block 2, Lot 8 said point being on the southwest corner of Extension No. 19B;

Running thence westerly along the existing Riverhead Water District boundary line parallel to and north of Middle Road through Lots 8 and 7.1 and through Section 64, Block 1, Lot 2.5 to the west line of Lot 2.5;

Thence northerly and easterly along the west and north lines of Lot 2.5 to the southeast corner of Section 64, Block 2, Lot 2;

Thence northerly, easterly and northerly along the common boundary of Lots 2 and 7.1 to a point 500 feet south of Reeves Avenue, on the proposed boundary of Extension No. 19C;

Thence easterly, southerly, easterly and southerly along the proposed boundary of Extension No. 19C and the existing boundary of Extension No. 19B to the point of BEGINNING.

This Extension No. 19D contains approximately 188 acres or 0.29 square mile.

## TOWN OF RIVERHEAD

RESOLUTION # 725ORDER CALLING PUBLIC HEARING - EXTENSION 21A TO THE RIVERHEAD  
WATER DISTRICT

ADOPTED \_\_\_\_\_

Councilperson Stark offered the following resolution which was seconded by Councilperson Prusinowski,

WHEREAS, a map and plan detailing the proposed construction of water mains and appurtenances has been prepared by H2M, consulting engineers to the Riverhead Water District dated October 29, 1990, for an extension to the Riverhead Water District to be known as Extension No. 21A consisting of two parcels situated north of Middle Road and west of Osborne Avenue, a small portion of which is already in Extension No. 22 of the Riverhead Water District; there are 21 proposed single family homes in this extension, and

WHEREAS, the maximum amount to be expended for the installation of the mains is \$39,500 all to be borne by the developer or through Community Development funding, said extension to be at no cost to the district, and

WHEREAS, key money will be paid by the applicant in the amount of \$2,500 for each of the 21 housing units for a total of \$52,500, which will offset the anticipated burden of the additional service required, and

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

WHEREAS, it is necessary for the Town Board to hold a public hearing to hear all persons wishing to be heard with regard to the granting of a contract by the Riverhead Water District. Such contract to provide for the installation of approximately 1,300 linear feet of 6 and 8 inch water mains and appurtenances at the sole cost of the developer or through Community Development funding and at no cost to the district and the payment of key money pursuant to Chapter 105 of the Riverhead Town Code,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board will hold a public hearing on the 20th day of November, 1990, at 8:45 o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the extension to the Riverhead Water District to be known as Extension 21A, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to publish and post a copy of this resolution in full in the November 9th issue of Newsday and the November 14th issue of Suffolk Life, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Gary Pendzick, Pierre G. Lundberg, Esq., Andrea Lohneiss, and Sam McLendon.

BY ORDER OF THE RIVERHEAD TOWN BOARD  
Irene J. Pendzick Town Clerk

Dated: November 7, 1990  
Riverhead, NY

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

## EXHIBIT F-2

RIVERHEAD WATER DISTRICTDESCRIPTION OF PROPOSED EXTENSION NO. 21A, OSBORN MEADOW

BEGINNING at a point on the existing Riverhead Water District boundary (Extension No. 21) on the west side of Osborn Avenue at the northeast corner of Section 81, Block 1, Lot 25.9 said point also the southeast corner of Lot 25.5;

Running thence northerly along the west side of Osborn Avenue to the northeast corner of Lot 25.5, said point also the southeast corner of Lot 25.3;

Thence southwesterly along the north line of Lot 25.5 (south line of Lot 25.3) to the east line of Lot 21;

Thence northerly along the east line of Lot 21 to the northeast corner of Lot 21 at the west line of Osborn Avenue;

Thence westerly along the north side of Lot 21 to the northwest corner of Lot 21;

Thence southerly along the west line of Lot 21 to the northeast corner of Lot 20.1, said point being on the boundary line of the Riverhead Water District (Extension No. 22);

Thence southerly and easterly along the existing boundary of the Riverhead Water District (Extensions No. 22 and 21) to the west side of Osborn Avenue, the point of BEGINNING.

This proposed Extension No. 21A contains approximately 12.5 acres or 0.02 square mile.

# 726

AUTHORIZED THE SOLICITATION OF BIDS FOR  
PORTABLE RECYCLING CENTER

COUNCILPERSON Civiletti offered the following RESOLUTION, which was seconded by COUNCILPERSON Lombardi.

RESOLVED, that the Town Clerk be and hereby is authorized to advertise for sealed bids for the purchase of PORTABLE RECYCLING CENTER for use by the TOWN OF RIVERHEAD, and be it further

RESOLVED, that the Town Clerk be and hereby is authorized to open and publicly read allowed said bids at 11:00 A. M. on NOVEMBER 26 1990, at Town Hall, 200 Howell Avenue, Riverhead New York: and to make a report of said bids to the Town Board at the next public meeting following the opening of the bids.

NOTICE TO BIDDERS ATTACHED

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

TOWN OF RIVERHEAD  
NOTICE TO BIDDERS

Sealed bids for the purchase of PORTABLE RECYCLING CENTER for use by the TOWN OF RIVERHEAD will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead New York, 11901, until 11:00A.M. on NOVEMBER 26 19 90 .

Bid packets, including specifications, may be obtained at the Town Clerk's Office at Town Hall Monday through Friday between the hours of 8:30 A.M. and 4:30 P.M.

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

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

All bids are to be submitted in a sealed envelope bearing the designation PORTABLE RECYCLING CENTER .

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

Irene J. Pendick, Town Clerk

# 727 AUTHORIZES THE SOLICITATION OF BIDS FOR COLLECTION,  
REMOVAL, AND DELIVERY OF RECYCLABLE MATERIALS

Councilperson Lombardi offered the following resolution  
which was seconded by Councilperson Civiletti.

RESOLVED, that the Town Clerk be and is hereby authorized to  
advertise the attached for sealed bids for the collection,  
removal, and delivery of recyclable materials; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby  
authorized to open and publicly read allowed said bids at 2:00  
p.m. on November 26, 1990, at Riverhead Town Hall, 200 Howell  
Avenue, Riverhead, New York; and to make a report of said bids to  
the TownBoard at the next public meeting following the opening of  
the bids.

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes,  
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

**RIVERHEAD RECYCLING COLLECTION PROGRAM****NOTICE TO BIDDERS**

Sealed bids will be received until 2:00 P.M. on Monday, November 26, 1990, by the Town Clerk at Town Hall, 200 Howell Avenue, Riverhead, New York 11901, for the collection, removal, and delivery of recyclable materials from one, two, and three family homes, including mobile homes, in the entire Town of Riverhead for a period of one year beginning January 1, 1991 and ending at the close of business on December 31, 1991.

Bid packages may be obtained from the Town Purchasing Director at the above address between the hours of 9:00 a.m. and 4:00 p.m. weekdays. Bids must be submitted on the forms furnished by the Town of Riverhead as part of the Bid Package available from the Town Clerk.

Bids may be delivered via certified mail or in person provided each bid is received on or before 2:00 P.M., November 26, 1990, at which time all bids will be opened and read aloud in the Town Board hearing room at Town Hall. Bids must be delivered in an opaque envelope clearly marked on the face "RECYCLING COLLECTION BID" along with the name and return address of the bidder.

A returnable bid bond or certified check payable to the Town of Riverhead in the amount of two-thousand-dollars (\$2,000) shall accompany each bid submission which bond or check shall be returned to all bidders except the awarded bidder on or about the date of Town Board resolution awarding the bid.

The Town of Riverhead reserves the right to reject any or all bids, to waive irregularities and/or informalities in any bid and to make an award in any manner consistent with law and deemed in the best interest of the Town.

Dated: November 7, 1990 at Riverhead, New York  
By the Town Board of the Town of Riverhead.

# 728 AUTHORIZES THE SOLICITATION OF BIDS FOR PURCHASE OF  
RECYCLING VEHICLE

Councilperson Prusinowski offered the following resolution which was seconded by Councilperson Stark.

RESOLVED, that the Town Clerk be and is hereby authorized to advertise the attached for sealed bids for the purchase of Recycling Vehicle for use by the Town of Riverhead; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to open and publicly read allowed said bids at 2:10 p.m. on November 26, 1990, at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York; and to make a report of said bids to the Town Board at the next public meeting following the opening of the bids.

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

## TOWN OF RIVERHEAD RECYCLING VEHICLE

### Notice to Bidders

Sealed bids will be received until 2:00 P.M. on Monday, November 26, 1990 by the Town Clerk for two (2) fifteen (15) cubic yard packer trucks to be leased by the Town of Riverhead as follows: One (1) for a period beginning January 1, 1991 through December 31, 1991, and one (1) from July 1, 1991 through December 31, 1991.

Each of the two vehicles shall be 1986 models or newer and must be guaranteed to operate three days per week with first echelon maintenance to be performed by the lessee, Town of Riverhead. Bidders shall provide back-up equipment upon twenty-four (24) hour notice of a mechanical failure. Bidders will provide at their own cost repairs that are the result of equipment failure unless such failure can be proven to be caused by faulty operation.

Each vehicle shall be painted two (2) colors as specified by the Town of Riverhead.

Bids may be delivered via certified mail or in person provided each bid is received on or before 2:00 P.M., November 26, 1990, at which time all bids will be opened and read aloud in the Town Clerk at Town Hall. Bids must be delivered in an opaque envelope clearly marked on the face "RECYCLE VEHICLE BID" along with the name and return address of the bidder.

Each bid shall be accompanied by the following:

1. A copy of the certificate of title of each vehicle showing model and year of manufacture;
2. Statement of actual mileage of each vehicle;
3. 3-inch by 5-inch photographs (black and white acceptable) showing the full view of each of four (4) sides of each vehicle;
4. Notarized Certification by the owner that the vehicle will be delivered by the first day of lease in proper working condition and able to pass all required New York State inspections; and
5. A returnable certified check or bid bond of one-thousand-dollars (\$1,000) payable to the Town of Riverhead.

Bids shall state the twelve month lease cost for one vehicle and the six month lease cost for the second vehicle. All lease payments by the Town shall be monthly in equal

installments. Award of such bid shall be made to the lowest responsible bidder with the best equipment.

The bid form shall state the make, model and year of vehicle, vehicle identification number and corresponding bid value for each vehicle.

The Town of Riverhead reserves the right to reject any or all bids, to waive irregularities and/or informalities in any bid and to make an award in any manner consistent with law and deemed in the best interest of the Town.

Dated: November 7, 1990 at Riverhead, New York  
by the Town Board of the Town of Riverhead.

# 729 AUTHORIZES PUBLICATION OF DISPLAY AD RE: ATTENDANCE AT SUFFOLK COUNTY POLICE ACADEMY

Councilperson Stark offered the following resolution which was seconded by Councilperson Prusinowski.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below advertisement as a display ad in the November 14, 1990 issue of Suffolk County Life.

TOWN OF RIVERHEAD  
PUBLIC NOTICE

PLEASE TAKE NOTICE, the Town of Riverhead is seeking candidates to attend the Suffolk County Police Academy for the purpose of serving as Part-Time Police Officers with the Town of Riverhead Police Department. Candidates for the position must:

1. Pass a physical and psychological examination.
2. Pass candidate investigation conducted by the Riverhead Police Department.
3. Not have passed his/her 29th birthday.
4. Attend the Suffolk County Police Academy for a total of 440 hours of instruction. Classes are expected to commence the first week of January, 1991, normally held between the hours of 6:00 p.m. and 10:00 p.m. on Tuesday, Wednesday, Thursday, and all day Saturday each week.

If the candidate fulfills the basic requirements and successfully completes the courses at the Suffolk County Police Academy, that graduate will be awarded a certificate by the Bureau for Municipal Police, which certifies that person as a Police Officer in the State of New York.

Following graduation, the candidate is required to have on-the-job training with the Town of Riverhead for a period of 40 hours.

Any individual requesting further information on this program is directed to call the Riverhead Police Department at 727-4500 Ext. 315.

BY ORDER OF THE RIVERHEAD TOWN BD.

Irene J. Pendzick, Town Clerk

Dated: November 7, 1990  
Riverhead, NY

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolutoin was thereupon duly declared adopted.

# 730 APPROVES LEAVE OF ABSENCE OF CRAIG ERICK

Councilperson Civiletti offered the following resolution, which was seconded by Councilperson Lombardi.

WHEREAS, Craig Erick has made written request for a leave of absence from his position of police officer; and

WHEREAS, it is the desire of this Town Board to grant said leave of absence.

NOW, THEREFORE, BE IT RESOLVED, that Craig Erick be and is hereby granted a leave of absence for his position of police officer with the Riverhead Police Department from November 7, 1990 through January 7, 1991; and

BE IT FURTHER RESOLVED, that said leave of absence is granted subject to the conditions as stated in the letter maintained in the personnel file of Craig Erick; and

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

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

# 731 APPOINTS MADELYN REGULA TO THE POSITION OF TOWN ASSESSOR

Councilperson \_\_\_\_\_ offered the following resolution, which was seconded by Councilperson \_\_\_\_\_.

WHEREAS, due to the unfortunate death of Joseph Loughlin, a vacancy currently exists in the position of Town Assessor; and

WHEREAS, it is the desire of this Town Board to fill the vacancy in the position of Town Assessor.

NOW, THEREFORE, BE IT RESOLVED, that MADELYN REGULA be and is hereby appointed to the position of Town Assessor; and

BE IT FURTHER RESOLVED, that this appointment shall be effective December 1, 1990 and upon the filing of the oath of office with the Office of the Town Clerk; and

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

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, abstain, Janoski, yes.

The resolution was thereupon duly declared adopted.

# 732 AUTHORIZES SUPERVISOR TO EXECUTE AGREEMENT WITH RIVERHEAD BLACKMAN CORP.

Councilperson Lombardi offered the following resolution which was seconded by Councilperson Civiletti,

WHEREAS, Riverhead Blackman Corp. previously petitioned the Riverhead Town Board, as governing body of the Riverhead Water District, to extend the 12 inch water main to provide fire protection to its premises located on West Main Street, Riverhead, and

WHEREAS, the 12 inch water main was installed at the petitioner's expense which includes a short stub which could serve the adjacent parcel to the west, and

WHEREAS, said westerly parcel is not located within the boundaries of the Riverhead Water District and there are no current plans to extend the District, and

WHEREAS, the existing well water quality does not meet drinking water standards, and

WHEREAS, the attached agreement provides that the parcel shall bear the same expenses as other parcels within the District,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is authorized to execute a water service agreement in the form attached with the owner of the affected parcel, and be it further

RESOLVED, that the Town Clerk shall forward certified copies of this resolution to Pierre G. Lundberg, Esq., and Gary Pendzick.

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

## WATER SERVICE AGREEMENT

AGREEMENT made this \_\_\_\_ day of November, 1990, between the Riverhead Water District, with offices at 200 Howell Avenue, Riverhead, New York, and Riverhead Blackman Corp., d/b/a RB Realty Co., having their place of business at 120 Hicksville Road, Bethpage, New York,

## W I T N E S S E T H :

WHEREAS, RB Realty Co. is the owner of a parcel of real property located at West Main Street, Riverhead, New York, known as Suffolk County Tax Map parcel #0600-125-2-5.2, as more particularly described in the attached Exhibit A, and

WHEREAS, previously, the Riverhead Town Board, as governing body of the Riverhead Water District, caused the District boundary to be extended to include Blackman's parcel. At Blackman's sole expense the water main was extended across the frontage of this parcel and the main was extended approximately ten (10) feet onto the frontage of the adjoining parcel #0600-125-2-5.2, and

WHEREAS, Parcel #0600-125-2-5.2 was not included within the extension and said property is now served by a private well. Due to contamination the water from the private well is not potable.

Blackman desires to connect the buildings on parcel 0600-125-2-5.2 to the main and supply the premises with public water,

NOW, THEREFORE, IT IS AGREED

By and between the Riverhead Water District and RB Realty Co. as follows:

1. The District shall accept Blackman's fee of \$770 for a one inch service and supply water through same as long as this agreement is in effect or the District is extended to include parcel 0600-125-2-5.2;
2. The District shall by tax bill levy the District wide ad valorem tax known as Code W.D. 301 commencing December 1, 1991, pursuant to taxable status dated June 1, 1991. Blackman shall tender the prepaid pro-rata share of this tax through November 30, 1991, upon execution of this agreement.
3. RB Realty Co., as the sole owner of the parcel described on Exhibit A, hereby agrees that the boundary of the Riverhead Water District may be extended at any time, in the sole discretion of the District, acting through the Riverhead Town Board to include this parcel.
4. At such time as the District be extended, RB Realty Co. agrees to pay the cost of installation of water main and appurtenances along the frontage of Route 25 along the southerly property line of the parcel described in Exhibit A and grant any easements necessary for the installation of the main, less any allowance for payment made by an owner along the south frontage of Route 25.

IN WITNESS WHEREOF, the parties have hereunto set their

hands and seals the day and year above written.

RIVERHEAD WATER DISTRICT

By: \_\_\_\_\_

RB REALTY CO.

By: \_\_\_\_\_



## # 733 EXTENDS REVIEW PERIOD OF THE SITE PLAN OF RIVERHEAD MOTORS

Councilperson Stark offered the following resolution, which was seconded by Councilperson Prusinowski:

**WHEREAS**, Leo Sternlicht, Jr., as agent for Riverhead Motors, did submit a site plan application to the Riverhead Town Board, and

**WHEREAS**, Leo Sternlicht, Jr. has formally granted the Town Board an extension of time for review pursuant to Section 108-131 C (2) of the Riverhead Town Code;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the site plan approval time for the application of Riverhead Motors be and is hereby extended for a period of 23 days.

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

## # 734 AMENDS SITE PLAN APPROVAL OF JAMESPORT METRO SERVICE STATION

Councilperson Civiletti offered the following resolution, which was seconded by Councilperson Lombardi:

WHEREAS, the Riverhead Town Board has, by resolution of May 1, 1990, approved the site plan of the Jamesport Metro Service Station, and

WHEREAS, the approval involved amendments to the submitted site plan made in-house; specifically with regard to increased landscaped areas and planting schedule, and

WHEREAS, a review of the site plan by the Planning Department indicated a need to provide for an increased aisle width between the curb of the pump island and the interior curb of the landscaped island along South Jamesport Avenue in order to allow for better circulation of vehicles and optimal use of the curb cut on South Jamesport Avenue;

NOW, THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board hereby amends Resolution Number 289, adopted May 1, 1990, as follows:

First, that the distance between the easterly curb line of the pump island and the interior curb line of the landscaped island along South Jamesport Avenue shall be a minimum of 34 feet as shown on the site plan entitled "Proposed Tank Installation Canopy-Kiosk-Pump Islands" as prepared by Petroleum Associates and dated May 12, 1990, and

BE IT FURTHER

RESOLVED, that the Town Board will accept a cash payment or bond in the amount of \$3,500.00 to be reduced upon the provision of sod upon the westerly portion of the property and the provision of all street trees as required by the original site plan.

The vote, Stark, yes, Prusinowski, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.