

393 ORDER CALLING PUBLIC HEARING - EXTENSION 37A TO THE
RIVERHEAD WATER DISTRICT

Councilperson Boschetti offered the following resolution which was seconded by Councilperson Pike.

WHEREAS, application has been made by Peter S. Danowski, Esq., as attorney for the applicant, for extension to the Riverhead Water District to provide public water to a realty subdivision currently pending final plat approval before the Riverhead Planning Board; and

WHEREAS, a map and plan detailing the proposed construction of water mains and appurtenances has been prepared by Holzmacher, McLendon and Murrell, consulting engineers to the Riverhead Water District; and

WHEREAS, the maximum amount to be expended for the installation of the mains is \$190,000 all to be borne by the applicant, 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 per lot which will offset the anticipated burden of the additional services required; and

WHEREAS, the boundary of said extension is set forth fully in the attached exhibit A.

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 to the applicant. Such contract to provide for the installation of water mains and appurtenances at the sole cost of the applicant 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 June, 1989, at 8:15 o'clock p.m. at 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 37A; 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 June 8, 1989 edition of The News Review; and

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

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

DATED: June 6, 1989
Riverhead, New York

The Vote, Boschetti, yes, Pike, yes, Civiletti, yes,
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

EXHIBIT A

RIVERHEAD WATER DISTRICTDESCRIPTION OF EXTENSION NO. 37A CENTRAL CALVERTON

BEGINNING at a point on the existing or proposed Extension No. 37R boundary of the Riverhead Water District where said boundary intersects the north line of New York State Route 25 (Main Road) at the southwest corner of Section 99, Block 2, Lot 6.2.

Running thence northerly and easterly along the lot lines of Lot 6.2 to its northeast corner at the west line of Lot 12.

Thence northerly along the west line of Lot 12 to the northwest corner of Lot 12.

Thence easterly along the north line of Lot 12 and the south line of Lot 5 and along the south line of Lot 5 to the southeast corner of Lot 5.

Thence southeasterly through Lot 13 to a point at the northwest corner of Lot 15 and on the east line of Lot 13.

Thence southerly along the east line of Lot 13 (also the west line of Lot 15) to the north side of New York State Route 25 (Main Road) said point also being the southeast corner of Lot 13.

Thence diagonally across New York State Route 25 to a point on the south side of New York State Route 25 which is the northwest corner of Section 99, Block 2, Lot 14.1 and is the northeast corner of Section 117, Block 2, Lot 9.1.

EXHIBIT A (CONT'D.)

Thence southerly, westerly and northerly along the easterly, southerly and westerly line respectively of Lot 9.1 to a point which is 500 feet south of New York State Route 25.

Thence westerly along a line which is 500 feet south of New York State Route 15 and parallel thereto to the east side of Edwards Avenue.

Thence northerly along the east side of Edwards Avenue to the Extension No. 37R boundary line.

Thence easterly, northerly, easterly and northerly along the Extension No. 37R boundary line to the point of BEGINNING.

The above area contains approximately 52 acres.

394 ORDER CALLING PUBLIC HEARING - EXTENSION 34D TO THE
RIVERHEAD WATER DISTRICT

Councilperson Boschetti offered the following
resolution which was seconded by Councilperson Pike.

WHEREAS, application has been made by Aquebogue Associates for extension to the Riverhead Water District to provide public water to a realty subdivision currently pending final plat approval before the Riverhead Planning Board; and

WHEREAS, a map and plan detailing the proposed construction of water mains and appurtenances has been prepared by Holzmacher, McLendon and Murrell, consulting engineers to the Riverhead Water District; and

WHEREAS, the maximum amount to be expended for the installation of the mains is \$399,000 all to be borne by the applicant, Aquebogue Associates, 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 per lot which will offset the anticipated burden of the additional services required; and

WHEREAS, the boundary of said extension is set forth fully in the attached exhibit A.

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 to Aquebogue Associates. Such contract to provide for the installation of water mains and appurtenances at the sole cost of the applicant 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 June, 1989, at 8:05 o'clock p.m. at 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 34D; 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 June 8, 1989 edition of The News Review; and

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

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

The vote, Boschetti, yes, Pike, yes, Civiletti, yes,
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

RIVERHEAD WATER DISTRICT

DESCRIPTION OF EXTENSION NO. 34D NORTH UNION

BEGINNING at a point on the west side of Union Avenue on the northeast corner of Extension No. 18A of the Riverhead Water District said point being the southwest corner of Section 85, Block 2, Lot 110.

Running thence westerly along the south side of Lot 110 (north boundary of Extension No. 18A) to the southwest corner of Lot 110 (east line of Lot 8). Thence westerly along the Riverhead Water District boundary through Lots 8, 5.1, 3 and 1 to the east side of Cross River Drive (CR105).

Thence northerly along the east side of CR105 to the northwest corner of Section 66, Block 4, Lot 1.1.

Thence easterly along the north line of Lot 1.1 to the northeast corner of Lot 1.1.

Thence southerly along the easterly line of Lot 1.1 to the boundary of Extension No. 34 (Central Aquebogue) of the Riverhead Water District (also the northwest corner of Section 66, Block 2, Lot 2.1.

Thence southerly, easterly and southerly along the boundary of Extension No. 34 to a point which is 500 feet north of Main Road on the easterly line of Section 66, Block 2, Lot 17.

Thence westerly along the northerly boundary of extension No. 34 to the easterly boundary of Extension No. 34A (east boundary of Section 85, Block 3, Lot 1.3).

6/6/89

EXHIBIT A (CONT'D.)

Thence northerly and westerly along the boundary of Extension No. 34A (east and north lines of Lot 1.3) to the east side of Union Avenue.

Thence southerly along a diagonal across Union Avenue (Extension No. 34A boundary) to the northeast corner of Extension No. 18A on the west side of Union Avenue, the point of BEGINNING.

The above description covers an area of approximately 325 acres.

6/6/89

643

395 APPOINTS DEBRA KNESKI SUMMER INTERN WITH RIVERHEAD
WATER DISTRICT

Councilperson Pike offered the following
resolution which was seconded by Councilperson Boschetti.

WHEREAS, it is beneficial to the Town to hire summer interns
to complete necessary projects of the Town of Riverhead.

NOW, THEREFORE, BE IT RESOLVED, that Debra Kneski be and is
hereby appointed to serve at the pleasure of the Town Board
during the summer at the hourly rate of \$6.00 effective June 1,
1989; and

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

The vote, Boschetti, yes, Pike, yes, Civiletti, yes,
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

5 yes

396 APPOINTS MAINTENANCE MECHANIC II WITH THE RIVERHEAD WATER DISTRICT

Councilperson Pike offered the following resolution which was seconded by Councilperson Boschetti.

WHEREAS, the availability of the position of Maintenance Mechanic II with the Town of Riverhead Water District was duly advertised; and

WHEREAS, all applicants were thereafter interviewed.

NOW, THEREFORE, BE IT RESOLVED, that Peter Gevinski be and is hereby appointed to the position of Maintenance Mechanic II with the Town of Riverhead Water District at the annual rate of compensation of \$19,133.41 as set forth in Group 7, Step P of the 1988 Operational and Technical salary schedule; and

BE IT FURTHER RESOLVED, that the effective date of employment for Peter Gevinski is June 12, 1989; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Peter Gevinski, Gary Pendzick and the Office of Accounting.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared.

397 APPOINTS MAINTENANCE MECHANIC II WITH THE RIVERHEAD
WATER DISTRICT

Councilperson Pike offered the following resolution which was seconded by Councilperson Boschetti.

WHEREAS, the availability of the position of Maintenance Mechanic II with the Town of Riverhead Water District was duly advertised; and

WHEREAS, all applicants were thereafter interviewed.

NOW, THEREFORE, BE IT RESOLVED, that George Gates, III be and is hereby appointed to the position to Maintenance Mechanic II with the Riverhead Water District at the annual rate of compensation of \$21,186.41 as set forth in Group 7, Step 4 of the 1988 Operational and Technical Salary Schedule; and

BE IT FURTHER RESOLVED, that the effective date of employment for George Gates is July 3, 1989; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to George Gates, Gary Pendzick and the Office of Accounting.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

398 PROMOTES WATER DISTRICT ACCOUNT CLERK TYPIST TO SENIOR
ACCOUNT CLERK TYPIST

Councilperson Pike offered the following
resolution which was seconded by Councilperson Boschetti.

WHEREAS, Gary Pendzick, the Superintendent of the Water District has recommended the promotion of Maureen Polecki from Account Clerk Typist to Senior Account Clerk Typist; and

WHEREAS, Maureen Polecki successfully appears on the Civil Service List for Senior Account Clerk Typist.

NOW, THEREFORE, BE IT RESOLVED, that Maureen Polecki be and is hereby promoted to the position of Senior Account Clerk Typist with the Riverhead Water District at the annual rate of compensation of \$24,903.32 as set forth in Group 11, Step 12 of the 1988 Clerical Salary Schedule effective June 5, 1989; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Maureen Polecki, Gary Pendzick and the Office of Accounting.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes,
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

399

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE TO
BIDDERS RE: INSTALLATION OF WATER MAINS AND APPURTENANCES
FOR THE RIVERHEAD WATER DISTRICT (EXT. 35 AND GREGORY
PLACE)

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 to bidders for the installation of water mains and appurtenances for the Riverhead Water District for Extension 35 (Part A - East) Wading River and Gregory Place.

DATED: Riverhead, New York
June 6, 1989.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

The vote, Boschetti, yes, Pike, yes, Civiletti, yes,
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

TOWN OF RIVERHEAD
NOTICE TO BIDDERS

The Town Board of Riverhead will receive bids for Installation of Water Mains and Appurtenances for the Riverhead Water District, at the Town Clerk's office, Town Hall, 200 Howell Avenue, Riverhead, NY 11901, at 11:00 A.M., prevailing time on Thursday, June 22, 1989, at which time and place all bids will be publicly opened and read for the following contracts:

RDWD 87-54 EXTENSION NO. 35 (PART A - EAST) WADING RIVER
RDWD 88-68 GREGORY PLACE

Contract documents, including drawings and technical specifications, are on file at the office of:

- (a) Town Clerk, Town of Riverhead
Town Hall, 200 Howell Avenue
Riverhead, NY 11901
- (b) Holzmacher, McLendon & Murrell, P.C.
575 Broad Hollow Road
Melville, NY 11747

Copies of the contract documents may be obtained at the above locations on or after Friday, June 9, 1989, upon deposit of Fifty Dollars (\$50.00) in cash, certified check, bank money order or postal money order, made payable to the TOWN OF RIVERHEAD for each set furnished.

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

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

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

BY ORDER OF THE TOWN BOARD
TOWN OF RIVERHEAD
SUFFOLK COUNTY

ACTING AS THE GOVERNING BODY
OF THE RIVERHEAD WATER DISTRICT

IRENE J. PENDZICK, TOWN CLERK
TOWN OF RIVERHEAD
RIVERHEAD, NEW YORK

DATED: JUNE 6, 1989

400 AUTHORIZES ATTENDANCE OF SERGEANT CHESHIRE AT SEMINAR

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

WHEREAS, the NYS Crime Prevention Coalition will be sponsoring a "NYS Crime Prevention Coalition Executive Board Session" to be held in Binghamton, New York on June 5-7, 1989; and

WHEREAS, it is the desire of Sergeant David Cheshire to attend said seminar; and

WHEREAS, it is the recommendation of the Superiors of Sergeant Cheshire to attend said seminar.

NOW, THEREFORE, BE IT RESOLVED, that Sergeant Cheshire be and is hereby authorized to attend the "NYS Crime Prevention Coalition Executive Board Session" to be held in Binghamton, NY on June 5-7, 1989; and

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

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

401 ADOPTS LOCAL LAW ENTITLED, "DEFENSE AND INDEMNIFICATION"

Councilperson Boschetti offered the following resolution, which was seconded by Councilperson Pike:

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons regarding a local law entitled, "Defense and Indemnification"; and

WHEREAS, a public hearing was held on the 16th day of May, 1989, at 7:45 o'clock p.m., at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard; and

WHEREAS, based upon the Town Board's review of the Environmental Assessment Form and the proceedings had herein, the Town Board has issued its negative declaration regarding the amendment to the Riverhead Town Code and that this amendment will not have a significant impact upon the environment pursuant to the State Environmental Quality Review Act.

NOW, THEREFORE, BE IT

RESOLVED, that a local law entitled, "Defense and Indemnification" be and is hereby adopted as follows:

DEFENSE AND INDEMNIFICATION

A LOCAL LAW PROVIDING FOR THE DEFENSE OF TOWN OFFICERS AND EMPLOYEES

1. Adoption of statutory provisions.
2. Defense and indemnification to be provided.
3. When effective.

Adoption of statutory provisions.

The Town Board hereby adopts Section 18 of the Public Officers Law and confers the benefits thereof upon town officers and employees.

Defense and indemnification to be provided.

The town shall provide for the defense of any town officer or employee in any civil action or proceeding arising out of any alleged act or omission in which it is alleged that the

officer or employee has violated the civil rights of the claimant, petitioner or plaintiff under Sections 1981 and 1983 of the United States Civil Rights Act. The town shall indemnify and save harmless such officer or employee in the amount of any judgment or settlement of claim obtained against such officer or employee. Such legal defense and indemnification shall be provided where the officer or employee at the time of such alleged act or omission was acting in good faith and within the scope of this public employment, powers or duties. The provisions of this section shall be in addition to any other statute, local law or enactment providing legal defense and indemnification in civil actions brought against such officer or employee.

When effective.

This local law shall become effective upon filing with the Secretary of State.

and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish a copy of this resolution once in the Riverhead News-Review and to post same on the signboard at Town Hall; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to all departments and the Town Attorney's Office.

Dated: Riverhead, New York
June 6, 1989.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

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

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

402

AUTHORIZED THE SOLICITATION OF BIDS FOR
Assorted Office Equipment and Supplies

COUNCILPERSON Pike offered the following RESOLUTION, which was seconded by COUNCILPERSON Boschetti.

RESOLVED, that the Town Clerk be and hereby is authorized to advertise for sealed bids for the purchase of Assorted Office Equipment & Supplies 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 June 19 1989, 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, Boschetti, yes, Pike, 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 Assorted Office Equipment & Supplies 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 11:00 A.M. on June 19 1989.

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 Assorted Office Equipment & Supplies.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Irene J. Pendick, Town Clerk

403 PROMOTES CLERK TYPIST TO ACCOUNT CLERK TYPIST

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

WHEREAS, the Town Justices have recommended the promotion of Dale Young from Clerk Typist in the Justice Court Office to Account Clerk Typist; and

WHEREAS, Dale Young successfully appears on the Civil Service List for Account Clerk Typist.

NOW, THEREFORE, BE IT RESOLVED, that Dale Young be and is hereby promoted to the position of Account Clerk Typist in the Justice Court Office at the annual rate of compensation of \$18,921.68 as set forth in Group 9, Step 3 of the 1988 Clerical Salary Schedule effective June 5, 1989; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Dale Young, Town Justices Manning and Ehlers and the Office of Accounting.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

404 ACCEPTS LETTER OF CREDIT OF SUN-UP ASSOCIATES

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

WHEREAS, the Riverhead Planning Board, by resolution dated December 19, 1988, approved the subdivision map entitled "Sun-Up Associates", subject to the posting of a letter of credit in the amount of ninety-nine thousand and 00/100 (\$99,000.00) dollars, covering the costs of improvements required by said resolution; and

WHEREAS, a letter of credit 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 the resolution of the Planning Board, the Town Board of the Town of Riverhead does hereby accept the letter of credit of Sun-Up Associates, assuring the completion of the improvements in the subdivision known as "Sun-Up Associates", covering the improvements directed by the Planning Board; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Sun-Up Associates, the Town Attorney's Office, the Planning Board and the Riverhead Water District.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

6/6/89

655A

405 AUTHORIZES TOWN CLERK TO PUBLISH & POST ANNUAL FINANCIAL REPORT OF THE TOWN OF RIVERHEAD

Councilperson Boschetti offered the following resolution, which was seconded by Councilperson Pike:

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached Annual Financial Report of the Town of Riverhead for the year ending December 31, 1988.

Dated: Riverhead, New York
June 6, 1989.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

The vote, Boschetti, yes, Pike, yes Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

TOWN OF RIVERHEAD
ANNUAL FINANCIAL REPORT
FOR THE YEAR
ENDING 1988

(SUMMARY)

	JAN. 1 1988 FUND EQUITY (Both Reserved & Unreserved)	REVENUES & OTHER SOURCES	EXPENDITURES & OTHER USES	DEC. 31, 1988 FUND EQUITY (Both Reserved & Unreserved)

GENERAL FUND	\$2,395,926.00	\$11,279,035.00	\$11,081,672.00	\$2,593,289.00
HIGHWAY FUND	\$472,055.00	\$2,101,391.00	\$2,227,837.00	\$345,609.00
COMMUNITY DEVELOPMENT	\$698,926.00	\$311,260.00	\$779,346.00	\$230,840.00
STREET LIGHTING DISTRICT	\$110,186.00	\$341,566.00	\$254,347.00	\$197,405.00
WATER DISTRICT	\$288,515.00	\$1,824,291.00	\$1,746,240.00	\$366,566.00
SEWER DISTRICT	\$642,682.00	\$739,837.00	\$627,324.00	\$755,195.00
PUBLIC PARKING DISTRICT	\$128,918.00	\$331,585.00	\$327,440.00	\$133,063.00
RISK RETENTION FUNDS	\$514,635.00	\$531,887.00	\$46,573.00	\$999,949.00
DEBT SERVICE FUNDS	\$2,334,699.00	\$7,835,500.00	\$9,616,723.00	\$553,476.00
CAPITAL PROJECT FUNDS	\$1,497,799.00	\$11,530,436.00	\$11,011,954.00	\$2,016,281.00
INTERNAL SERVICE FUNDS	\$328,811.00	\$181,206.00	\$167,987.00	\$342,030.00
EXPENDABLE TRUST	\$99,517.00	\$90,410.00	\$70,000.00	\$119,927.00

TOTAL	\$9,512,669.00	\$37,098,404.00	\$37,957,443.00	\$8,653,630.00

TOWN OF RIVERHEAD
STATEMENT OF INDEBTEDNESS
AS OF DEC. 31, 1988

INDEBTEDNESS OUTSTANDING AS OF JAN. 1, 1988	ISSUED DURING THE FISCAL YEAR	PAID DURING THE FISCAL YEAR	INDEBTEDNESS OUTSTANDING AS OF DEC 31, 1988

\$10,881,325.00	\$15,735,500.00	\$8,632,950.00	\$17,983,875.00

June 6, 1989

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

IRENE J. PENDZICK, TOWN CLERK

406 APPROVES SITE PLAN OF MANOR ASSOCIATES

Councilperson Pike offered the following resolution, which was seconded by Councilperson Boschetti:

WHEREAS, a site plan and elevations were submitted by Harold Tranchon, as agent for Manor Associates for the construction of two (2) buildings for use as professional offices, the construction of a road and parking to Town of Riverhead Highway Department specifications in the location indicated, and attending site improvements located at the south side of New York State Route 25A, 234' + west of Wading River Manorville Road, Wading River, New York, known and designated as Suffolk County Tax Map Number 0600-73-1-1.11; and

WHEREAS, the Planning Department has reviewed the site plan dated February 27, 1989, and most recently revised May 10, 1989, as prepared by Norman F. Paulsen, Architect, 3 Harborview Drive, Stony Brook, NY 11790, and elevations dated November 3, 1987 (Drawing #2) (Office Building No. 2) and April 5, 1989 (Drawing #4) (Office Building No. 1), as prepared by Norman F. Paulsen, Architect, 3 Harborview Drive, Stony Brook, NY 11790, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved as amended in-house; and

WHEREAS, the Town Board has determined that the action is a(n) Type I Action without significant impact upon the environment; and

WHEREAS, based upon the Town Board's review of the proceedings had herein, the Town Board determines that the site plan applied for will be a(n) Type I Action without a significant impact upon the environment pursuant to the State Environmental Conservation Law and 6 NYCRR Part 617; and

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

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Harold Tranchon, as agent for Manor Associates, for the construction of two (2) buildings for use as professional offices, the construction of a road and parking to Town of Riverhead Highway Department specifications in the location indicated, and attending site improvements, located at the south side of New York State Route 25A, 234' + west of Wading River Manorville Road, Wading River, New York, site plan dated February 27, 1989, and most recently revised May 10, 1989, and amended in-house, as prepared by Norman F. Paulsen, Architect, 3 Harborview Drive, Stony Brook, NY 11790, and elevations dated November 3,

1987 (Drawing #2) (Office Building No. 2) and April 5, 1989 (Drawing #4) (Office Building No. 1), as prepared by Norman F. Paulsen, Architect, 3 Harborview Drive, Stony Brook, NY 11790, be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

1. That the provisions of the Riverhead Town Code, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;
3. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 and 108-110.7 of the Riverhead Town Code shall be complied with and that all tenants shall be apprised of said requirements, as well as any conditions specific to the site plan approval granted herein;
4. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
5. That the applicant is familiar with the Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and agrees to abide by same;
6. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
7. Parking, paving and drainage shall be provided pursuant to specifications outlined in the Riverhead Town Code;
8. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code;
9. That adequate parking for the handicapped, pursuant to State and Federal law, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only", and the universal symbol affixed thereto. Further, by execution and filing of this document, MANOR ASSOCIATES hereby authorizes the

Town of Riverhead to enter premises at the south side of New York State Route 25A, 234' + west of Wading River Manorville Road, Wading River, New York, to enforce said handicapped parking regulations;

10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;

11. That all utilities shall be constructed underground;

12. That the development of this parcel may be constructed in phases; Phase I shall consist of Building No. 1 together with all site improvements as shown on approved site plan designated in-house as Phase I; Phase II shall consist of Building No. 2 together with all site improvements as shown on the approved site plan and designated in-house as Phase II. The Building Department shall be authorized to issue a Certificate of Occupancy for Building No. 1 upon completion of the entirety of Phase I construction;

13. That, as a condition of site plan approval, and upon completion of construction of an alternate means of access to the subject parcel, the designated "temporary drive" accessing New York State Route 25A shall be abandoned by the applicant, who shall thereupon remove the asphalt pavement in said area, re-grade to the surrounding elevation(s), and install Belgian Block curbing where indicated, and provide two (2) pin oak trees of a minimum 3" caliper and a minimum of one (1) shrub group planting, as per the planting schedule;

14. That one (1) pin oak, or similar large canopy shade tree, of a minimum 3" caliper at planting, shall be provided in the island immediately east of the diagonal parking;

15. That the rear yard screen planting shall provide a buffer in conformance with Section 108-110.5(E);

16. That white pine, or an evergreen shrub similar in size, appearance, and habit, shall be substituted for the "Japanese black pine" specified in the planting plan and schedule;

17. That Manor Associates, its successors or assigns shall provide a continuing offer of cross easements along the east and west sides of the Phase II development as shown by the Planning Department comments on site plan last revised on May 10, 1989;

18. That in the event the 55' roadway designated on the site plan as "New Town Road" is not dedicated to the Town of Riverhead, such roadway will become an easement area and Manor

Associates, its successors or assigns shall provide a cross easement in recordable form acceptable to the Town Attorney;

19. That Manor Associates, its successors or assigns shall not be required to improve an easement shown on map entitled "Subdivision Map of Wading River Manor Associates" filed in the office of the Town Clerk of Suffolk County on July 12, 1983, File #7201 and referred to in certain Covenants and Restrictions recorded at Liber 9406 page 183. The Building Department shall be authorized to issue a Certificate of Occupancy for development of Phase 1 of this site plan without the improvement of the easement; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Harold Tranchon, as agent for Manor Associates, Norman Paulsen, Richard E. DePetris, Esq., the Riverhead Planning Department and the Riverhead Building Department, and the Office of the Town Attorney.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 1989, made by MANOR ASSOCIATES, residing at _____, Declarant.

W I T N E S S E T H:

WHEREAS, Declarant is the owner of certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in SCHEDULE "A" annexed hereto, as provided by Declarant; and

WHEREAS, for and in consideration of the granting of said site plan, the Town Board of the Town of Riverhead has deemed it to be in the best interests of the Town of Riverhead, and the owner and prospective owners of said parcel, that the within covenants and restrictions be imposed on said parcel, and as a condition of granting said site plan and said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office; and

WHEREAS, Declarant has considered the foregoing and determined that same will be in the best interest of the Declarant and subsequent owners of said parcel.

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

That Declarant, for the purpose of carrying out the intentions above expressed, does hereby make known, admit, publish, covenant and agree that the said premises herein described shall hereafter be subject to the following covenants which shall run with the land, and shall be binding upon all purchasers and holders of said premises, their heirs, executors, legal representatives, distributees, successors and assigns; to wit:

1. That the provisions of the Riverhead Town Code, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 and 108-110.7 of the Riverhead Town Code shall be complied with and that all tenants shall be apprised of said requirements, as well as any conditions specific to the site plan approval granted herein;
3. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

4. That the applicant is familiar with the Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and agrees to abide by same;
5. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
6. Parking, paving and drainage shall be provided pursuant to specifications outlined in the Riverhead Town Code;
7. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code;
8. That adequate parking for the handicapped, pursuant to State and Federal law, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only", and the universal symbol affixed thereto;
9. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;
10. That all utilities shall be constructed underground;
11. That the development of this parcel may be constructed in phases; Phase I shall consist of Building No. 1 together with all site improvements as shown on approved site plan designated in-house as Phase I; Phase II shall consist of Building No. 2 together with all site improvements as shown on the approved site plan and designated in-house as Phase II. The Building Department shall be authorized to issue a Certificate of Occupancy for Building No. 1 upon completion of the entirety of Phase I construction;
12. That, as a condition of site plan approval, and upon completion of construction of an alternate means of access to the subject parcel, the designated "temporary drive" accessing New York State Route 25A shall be abandoned by the applicant, who shall thereupon remove the asphalt pavement in said area, re-grade to the surrounding elevation(s), and install Belgian Block curbing where indicated, and provide two (2) pin oak trees of a minimum 3" caliper and a minimum of one (1) shrub group planting, as per the planting schedule;
13. That one (1) pin oak, or similar large canopy shade tree, of a minimum 3" caliper at planting, shall be provided in the island immediately east of the diagonal parking;

407 AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE OF PUBLIC HEARING TO CONSIDER THE DEMOLITION OF CERTAIN STRUCTURES WITHIN THE TOWN OF RIVERHEAD PURSUANT TO CHAPTER 54 OF THE RIVERHEAD TOWN CODE

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

WHEREAS, the Building Inspector, pursuant to the requirements of Chapter 54 of the Riverhead Town Code, did forward a violation notice to the property owners of certain unsafe buildings and dilapidated structures within the Town of Riverhead; and

WHEREAS, said property owners ~~have not complied with~~ the have not secured said buildings or have applied for a demolition permit from the Building Department.

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 demolition of certain structures within the Town of Riverhead pursuant to Chapter 54 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 June, 1989, at 7:45 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the demolition of certain structures within the Town of Riverhead pursuant to Chapter 54 of the Riverhead Town Code as follows:

<u>NAME</u>	<u>PROPERTY LOCATION</u>
Waverly & Juanita Brown	Osborne Avenue, Riverhead, NY SCTM #0600-81-2-28
County of Suffolk	Franklin Street, Riverhead, NY SCTM #0600-126-2-27
County of Suffolk	Osborn Avenue, Riverhead, NY SCTM #0600-101-2-8.1
E.G. Smith	Raynor Avenue, Riverhead, NY SCTM #0600-124-2-9
Wickham C. Tyte	Hubbard Avenue & East Main Street Riverhead, NY SCTM #0600-111-1-1

and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy to each of the above-named property owners, the Town Attorney's Office, the Supervisor's Office and the Riverhead Building Department.

Dated: Riverhead, New York
June 6, 1989.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

The vote, Boschetti, yes, Pike, yes, Civiletti, yes,
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

408 SUBSTITUTES PERFORMANCE BOND FOR CALVERTON HOMESTEADS

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

WHEREAS, the Riverhead Planning Board, by resolution dated December 7, 1987, approved the subdivision map of "Calverton Homesteads, Calverton", subject to the posting of a performance bond covering the costs of road and drainage improvements, which bond was posted by MDM Holding Corp. in the original amount of \$425,000.00; and

WHEREAS, by resolution dated February 2, 1989, and upon the request of Charles R. Cuddy, attorney for "Calverton Homesteads", the Riverhead Planning Board reduced the performance bond by \$175,000.00 to \$250,000.00; and

WHEREAS, Charles R. Cuddy, attorney at law, by letter dated May 22, 1989, requested that Karlin Farms be permitted to substitute their bond in the amount of \$250,000.00 for the original bond issued to MDM Holding Corp. as reduced by the Riverhead Planning Board's resolution of February 2, 1989; and

WHEREAS, a performance bond issued to Karlin Farms in the amount of \$250,000.00 has been forwarded to the Town Attorney's Office, which has reviewed same as to form; and

WHEREAS, upon adoption of this resolution, the original performance bond issued to MDM Holding Corp. shall be released and returned to Charles R. Cuddy, attorney at law.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby accepts substitution of Karlin Farms' performance bond in the amount of \$250,000.00 for the improvements to the roads and drainage facilities for the original bond of MDM Holding Corp.; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to release MDM Holding Corp.'s bond in the original amount of \$425,000.00, but as reduced by the resolution of the Riverhead Planning Board as adopted February 2, 1989; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Charles R. Cuddy, Esq., the Town Attorney's Office and the Riverhead Planning Board.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

409 SUBSTITUTES PERFORMANCE BOND FOR CALVERTON HOMESTEADS
(KARLIN FAMMS)

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

WHEREAS, the Riverhead Planning Board, by resolution dated December 7, 1987, approved the subdivision map of "Calverton Homesteads, Calverton", subject to the posting of a performance bond covering the costs of park, playground and other recreational purposes, which bond was posted by MDM Holding Corp. in the original amount of \$102,000.00; and

WHEREAS, Charles R. Cuddy, attorney at law, by letter dated June 2, 1989, requested that Karlin Farms be permitted to substitute their bond in the amount of \$102,000.00 for the original bond issued to MDM Holding Corp., which bond was accepted by this Board on April 5, 1988, adopted by Resolution #239; and

WHEREAS, a performance bond issued to Karlin Farms in the amount of \$102,000.00 has been forwarded to the Town Attorney's Office, which has reviewed same as to form; and

WHEREAS, upon adoption of this resolution, the original performance bond issued to MDM Holding Corp. shall be released and returned to Charles R. Cuddy, attorney at law.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby accepts substitution of Karlin Farms' performance bond in the amount of \$102,000.00 for parks, playground and other recreational purposes for the original bond of MDM Holding Corp.; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to release MDM Holding Corp.'s bond in the original amount of \$102,000.00; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Charles R. Cuddy, Esq., the Town Attorney's Office and the Riverhead Planning Board.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#410 ACQUISITION OF LAND LOCATED ON FIRST STREET.

SUPREME COURT : SUFFOLK COUNTY

----- X

In the Matter of THE TOWN BOARD, TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, as governing body of RIVERHEAD PUBLIC PARKING DISTRICT NO. 1, relative to acquiring title to certain real property located at FIRST STREET, RIVERHEAD, SUFFOLK COUNTY, NEW YORK.	:	Index No. 87-19520
	:	<u>RESOLUTION</u>
	:	

----- X

WHEREAS, the RIVERHEAD PUBLIC PARKING DISTRICT NO. 1 heretofore condemned property of THE SUBURBAN DEPARTMENT STORES COMPANY OF AMERICA, INC. on October 15, 1987, and did make payment therefor in the amount of the appraised value, together with taxes and interest, and

WHEREAS, THE SUBURBAN DEPARTMENT STORES COMPANY OF AMERICA, INC. has filed a claim for additional compensation and, through its attorneys, has offered to settle, and

WHEREAS, the attorneys representing the RIVERHEAD PUBLIC PARKING DISTRICT NO. 1 in connection with the condemnation have recommended the settlement,

NOW, THEREFORE, the Supervisor is authorized to execute any and all necessary papers and to issue checks drawn on the RIVERHEAD PUBLIC PARKING DISTRICT NO. 1 to THE SUBURBAN DEPARTMENT STORES COMPANY OF AMERICA, INC. in the sum of \$9,850.00, being \$8900.00 in additional principal and \$950.00 additional interest from October 15, 1987 to June 23, 1989.

Councilman Boschetti offered the above resolution which was seconded by Councilman Pike.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes. 1.

The resolution was thereupon duly declared adopted.

#411 ACQUISITION OF PROPRY AT FIRST STREET.
SUPREME COURT : SUFFOLK COUNTY

----- X

In the Matter of THE TOWN BOARD, TOWN OF	:	Index No.
RIVERHEAD, SUFFOLK COUNTY, NEW YORK, as	:	87-19520
governing body of RIVERHEAD PUBLIC PARKING	:	
DISTRICT NO. 1, relative to acquiring	:	
title to certain real property located at	:	<u>RESOLUTION</u>
FIRST STREET, RIVERHEAD, SUFFOLK COUNTY,	:	
NEW YORK.	:	

----- X

WHEREAS, the RIVERHEAD PUBLIC PARKING DISTRICT NO. 1 heretofore condemned property of MAVIN REALTY ENTERPRISES, INC. on October 15, 1987, and did make payment therefor in the amount of the appraised value, together with taxes and interest, and

WHEREAS, MAVIN REALTY ENTERPRISES, INC. has filed a claim for additional compensation and, through its attorneys, has offered to settle, and

WHEREAS, the attorneys representing the RIVERHEAD PUBLIC PARKING DISTRICT NO. 1 in connection with the condemnation have recommended the settlement,

NOW, THEREFORE, the Supervisor is authorized to execute any and all necessary papers and to issue checks drawn on the RIVERHEAD PUBLIC PARKING DISTRICT NO. 1 to MAVIN REALTY ENTERPRISES, INC. in the sum of \$21,500.00, being \$19,500.00 in additional principal and \$2000.00 additional interest from October 15, 1987 to June 23, 1989.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.
The resolution was thereupon duly declared adopted.

412 AUTHORIZES TOWN CLERK TO REPUBLISH AND REPOST NOTICE TO BIDDERS RE: INSTALLATION OF ELECTRICAL AND PLUMBING AT THE JAMESPORT TOWN BEACH RESTROOM FACILITIES

Councilperson Pike offered the following resolution, which was seconded by Councilperson Boschetti:

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders regarding new restroom facilities to be installed at the Jamesport Town Beach; and

WHEREAS, bids were received and read aloud on May 25, 1989 at 12:00 p.m. at Town Hall, the date, time and place recited in said notice to bidders; and

WHEREAS, the Town Board wishes to reject the bids received for the installation of electrical service and plumbing.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby rejects the bids for the installation of electrical service and plumbing for the restroom facilities at the Jamesport Town Beach; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to republish and repost the attached notice to bidders for electrical and plumbing installation for restrooms at the Jamesport Town Beach.

DATED: Riverhead, New York
June 6, 1989

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

The vote, Boschetti, yes, Pike, yes, Civiletti, yes,
Lombardi, yes, Janoski, yes.
The resolution was thereupon duly declared adopted.

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Separate sealed proposals will be received by the Town Clerk until 11:00 a.m. prevailing time on **JUNE 29, 1989** the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, at which time they will publicly be opened and read for:

JAMESPORT TOWN BEACH RESTROOM FACILITY - ELECTRICAL & PLUMBING

Instruction to Bidders, Proposal Form, Contract Form, General Conditions, Supplemental General Conditions, Special Conditions, Plans and Specifications may be obtained and examined at the office of the Town Clerk at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, tel. (516) 727-3200.

The Deposit for a complete set of Plans and Specifications is \$50. Checks shall be made payable to the Town of Riverhead. A refund in full will be made to the bidders returning the documents in good condition within ten (10) days of the opening of the bids, provided a formal proposal has been submitted by the bidder. A fifty (50%) percent refund will be made to nonbidders returning the documents.

Security for each bid must be submitted with each bid in an amount not less than five percent (5%) of the Base Bid in the form and subject to the conditions set forth in the "Instructions to bidders".

The successful bidder shall be required to furnish a Performance and Payment Bond in the amount of One Hundred Percentum (100%) of the accepted bid guaranteeing the completion and the payment of all obligations arising thereunder in the form and subject to the conditions set forth in the "Instructions to Bidders".

The Town Board reserves the right to reject any and all bids and solicit for new bids and/or to waive any informalities in the Proposals and to accept or reject any and all Alternatives or Unit Prices if, in its opinion, the best interests of the Town will thereby be promoted.

No Bid shall be withdrawn pending the decision of the Town Board which shall be made within forty-five (45) days after the date of the bid opening.

June 6, 1989

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

IRENE J. PENDZICK, TOWN CLERK

413 AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE TO CONSIDER REPEALING THE CURRENT CHAPTER 106 OF THE RIVERHEAD TOWN CODE AND ADOPTING A NEW CHAPTER 106 TO THE RIVERHEAD TOWN CODE ENTITLED, "WATERWAYS".

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 to repeal chapter 106 and adopt a new chapter 106 of the RIVERHEAD TOWN CODE, which chapter shall be entitled "Waterways":

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 20th day of June, 1989, at 8:25 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to to repeal chapter 106 and adopt a new chapter 106 of the RIVERHEAD TOWN CODE, which chapter shall be entitled "Waterways", which may be reviewed in its entirety at the Town Clerks Office at 200 Howell Avenue, Riverhead, New York, during normal business hours Monday through Friday 8:30 a.m. to 4:30 p.m.

Dated: Riverhead, New York
June 6, 1989.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

CHAPTER 106

WATERWAYS

- 106-1 SHORT TITLE
- 106-2 LEGISLATIVE FINDINGS
- 106-3 AREAS COVERED; COMPLIANCE WITH OTHER REGULATIONS
- 106-4 DEFINITIONS
- 106-5 SANITATION
- 106-6 ANCHORING, DOCKS, MOORINGS
- 106-7 HAZARDS TO NAVIGATION
- 106-8 SPEED AND RECKLESS OPERATION
- 106-9 REGATTAS; AQUATIC EVENTS
- 106-10 BOAT OPERATORS
- 106-11 WATER SKIING
- 106-12 EQUIPMENT AND LIGHTS
- 106-13 SKIN DIVING
- 106-14 SEARCHLIGHTS; REGISTRATION
- 106-15 ENFORCEMENT OFFICIALS
- 106-16 PENALTIES FOR OFFENSES
- 106-17 SEVERABILITY
- 106-18 WHEN EFFECTIVE

106-1 Short Title

This chapter shall be known as the "Waterways Ordinance of the Town of Riverhead".

106-2 Legislative findings

It is hereby declared and found that the operation of boats in the waters or waterways of the Town of Riverhead, New York, is a matter affecting the public interest and consequently should be subject to the supervision and administrative control of municipal authority for the purpose of safeguarding the public.

106-3 Areas covered: compliance with other regulations.

A. The following rules and regulations shall, except when prohibited by the laws of the United States, apply to all waters or waterways in the Town and to all waters or waterways adjacent to a distance of one thousand five hundred (1,500) feet from the shore; and provided further that they shall not apply to waters or waterways in the channel system, if any, under the supervision of the Long Island State Park Commission.

B. All provisions of the Navigation Law of this state, of the inland rules enacted by Congress and governing the navigation of the inland waters of the United States, and of the pilot rules for United States inland waters, applicable to the channel systems and relative to the rules for vessels passing each other, as to lights on vessels and other matters consistent with the proper use of the channel systems, shall be complied with by all vessels navigating said systems.

106-4 Definitions and word usage

A. The following terms, phrases and their derivatives shall have the meanings given herein: Words used in the singular are deemed to include the plural.

Boat - Every vessel propelled in any manner.

Channel System - The bed of a natural waterway with well-defined banks presenting the evidence of the flow of tidal waters and commonly or usually traversed by watercraft, and in addition, refers to man-made or stabilized waterways designed for the navigation of watercraft. For the purpose of this ordinance, boat basins and bathing areas are included in the "Channel System".

Floating Objects - Any anchored marker, platform, raft or other floating contrivance which is not a vessel and includes, but not limited to, bathing beach markers, speed zone markers, information markers, swimming or diving floats, mooring buoys, fishing buoys and ski jumps.

Motor Boat - Any mechanically propelled vessel.

Navigable Waters - Waterways used or susceptible of being used in their natural or ordinary condition as highways for commerce over which trade and travel are or may be conducted in customary modes of trade and travel on water.

Owner - Includes the person whose name the vessel was last registered under Article 48 of the New York State Vehicle and Traffic Law requiring registration and in any other case, the last known person with title to a vessel.

Permanent Mooring - The securing of a vessel in the water of the Town of Riverhead on a seasonal or annual basis by means of securing the vessel to a fixed anchor placed on the bottom.

Person - Any individual, partnership, association, firm, corporation or any and all combinations of individuals acting in concert.

Pier - A wharf or portion of a wharf extending from the shoreline with water on three (3) sides.

Skin Diving - Includes swimming by any person with the intent to explore or photograph in local waters or to hunt fish therein, including any person using any self contained underwater breathing apparatus commonly known as an Aqualung, but shall not include bonafide salvage operations displaying proper signals.

Temporary Anchoring - The securing of a vessel in a harbor on a temporary basis by means of an anchor carried aboard the vessel.

Tide Waters - Waters, whether salt or fresh, wherever the ebb and flow of the tide is felt, including but not limited to coves, rivers, canals and bays.

Vessel - Any floating craft used or capable of being used as a means of transport or for commercial purposes, whether or not capable of self-propulsion, and includes but is not limited to boats, sailboats, motorboats, barges, scow, dredges, rafts or other buoyant devices permitting free flotation.

Waters - All surface water, whether salt or fresh, within or bordering the Town of Riverhead, including tidewaters and navigable waters.

Wharf - Any structure built or maintained for the purpose of providing a berth place for vessels.

B. Word usage, "Shall is mandatory and "may" is permissive.

106-5 Sanitation

Subdivisions 1 through 12, of the New York Navigation Law regulations thereunder are adopted as if fully set forth herein, and a violation of section 33-C shall be deemed a violation of this Article.

106-6 Anchoring, Docks, Moorings

A. Vessels shall not moor or anchor in any channel, within fifty (50) feet of any channel marker or so as to interfere with the full use of the channel, nor shall any vessel be moored or anchored within fifty (50) feet of any dock, pier or other vessel docking or launching facilities.

B. No vessel shall restrict or obstruct the use on any public bulkhead, dock or landing owned or controlled by the Town or Riverhead.

C. Boats shall not moor or anchor so as to endanger the safety of or cause damage to any boat previously anchored or moored nor so as to interfere with the mooring of any boat previously laid down. Any boats so moored or anchored shall be removed by the owner or person in charge thereof on order of the Town Board or any duly authorized officer or agent thereof or member of the Town Police or Bay Constable of the Town. If said boat is not removed after orders to so remove it, it may be removed by or at the directions of the Town Board or any duly authorized officer or agent thereof or member of the Town Police or Bay Constable of the Town, at the expense of the owner or person in charge of said vessel, to be enforced by civil suit.

106-7 Hazards to navigation, Abandoned Vessels

A. Sunken or derelict vessels. Any vessel or floating or submerged object which becomes a menace to navigation or unseaworthy, sinks, grounds or otherwise becomes incapable of navigation shall immediately be removed or restored to navigable condition by the owner or operator thereof at his own expense.

B. Removal by Bay Constable. In the event that a vessel described in 106-7A above is not immediately removed or restored to navigable condition, the Bay Constable shall notify the owner either by certified mail or personally, of the condition of the vessel or floating object. The owner shall have seventy two (72) hours after receipt of notification to remove or restore the vessel or floating object unless the Bay Constable shall determine that the vessel or floating object is an immediate hazard, in which case he may either immediately remove it or specify a lesser time for the owner to comply. In the event that the owner shall fail to remove a vessel or floating object described in this section after notification or the Bay Constable shall be unable to locate the owner, then it shall be the duty of the Bay Constable to remove or restore the vessel or floating object. The removal or restoration by the Bay Constable of a vessel described in this section shall be at the sole expense of

the owner, and the Bay Constable shall be entitled to recover all expenses under this section from the owner by any lawful means.

106-8 Speed and reckless operation.

- A. Every operator of a vessel shall at all times navigate the same in a careful and prudent manner and at such rate of speed as not to unreasonably interfere with the free and proper use of the navigable waters of the Town or unreasonably endanger any vessel or person.
- B. No vessel other than the tending vessel shall be operated within one hundred (100) feet of a red flag with a diagonal white bar which, when displayed on the water or from a boat, indicates under water diving or a designated course for racing shell, but no such flag shall be placed so as to deny access or use of any boathouse, wharf, harbor, bay, channel or navigable waterway.
- C. No boat or vessel shall be operated in any harbor or any areas where there is a congestion of boats, either under way or at anchor, at a speed in excess of five (5) statute miles per hour; provided, however, that the Town Board by resolution may, from time to time and for periods of time stated in such resolution, suspend the enforcement of this section with respect to any portion or portions of the town waterways and designate speeds for such areas by the location of speed rafts or other suitable markings.
- D. No person operating a vessel shall cause a dangerous wake when approaching or passing another person, vessel or other property.
- E. No vessel shall be operated at a greater speed than five (5) statute miles per hour within one-fourth (1/4) of a statute mile from shore, except at inlets or where a channel approaches the shoreline closer than one-fourth (1/4) of a statute mile.
- F. No vessel other than hand propelled shall cruise or be operated within one hundred (100) feet of any lifelines or bathing float, or if there is no lifeline or bathing float, then within one hundred fifty (150) feet of any public or semi-public beach regularly used for bathing or swimming, nor shall such vessel cruise or be operated in excess of five (5) miles per hour within fifty (50) feet of any person bathing or swimming, except at inlets or where a channel approaches the shoreline closer than one-fourth (1/4) of a statute mile, except where designated by local ordinance.
- G. No person shall operate or drive any vessel at a speed in excess of forty five (45) statute miles per hour within 1,500 ft. of any shoreline within the Town.
- H. The provisions of this section shall not apply to a vessel while actually competing in a regatta or boat race authorized under 106-9 of this Article.

106-9 Regattas: aquatic events

The Town Board may authorize the holding of regattas or boat races and other aquatic events in any navigable waters of the Town of Riverhead. Whenever a regatta, boat race or aquatic event is proposed to be held on such waters, the sponsoring person shall, at least two (2) weeks prior to the event, file an application with the Town Clerk. The application shall set forth the nature of the event, the approximate number of participants, the time and the approximate location. Sailboat regattas or races sponsored by yacht clubs and sailing or racing associations located within the Town of Riverhead are exempt from the requirements of this section provided that the United States Coast Guard requirements for such events are fully complied with.

106-10 Boat operators

A. No person under the age of sixteen (16) years shall operate a motor vessel on the navigable water of the Town unless:

(1) The Operator is accompanied therein by a person who is sixteen (16) years of age or older; or

(2) The Operator is ten (10) years of age or older and is the holder of a boating safety certificate issued to him by the Commissioner of the Office of Parks and Recreation of the State of New York, pursuant to 78 of the New York State Navigation Law.

B. The failure of a person specified in Subsection A(2) of this section to exhibit a boating safety certificate upon demand to any peace officer or other officer having authority to enforce the provisions of this ordinance shall be presumptive evidence that such person is not the holder of such certificate.

C. No person who is the owner of a motor vessel shall knowingly authorize or permit the operation thereof on the navigable waters of the Town unless:

(1) The operator is sixteen (16) years of age or older;

(2) The operator is accompanied therein by a person sixteen (16) years of age or older;

(3) The operator is ten (10) years of age or older and is the holder of a boating safety certificate issued to him by the Commissioner of the Office of Parks and Recreation of the State of New York.

D. No person shall operate a vessel while in an intoxicated condition or while his ability to operate such a vessel is impaired by the consumption of alcohol or by the use of a drug pursuant to Section 49, Paragraph 4 of the New York State Navigation Law.

E. The provisions of Subsections A, B, and C of this section shall not apply while the operator is actually preparing for or competing in a regatta or boat race authorized under 106-9 of this Article.

106-11 Water Skiing

A. No person shall operate a vessel on the navigable waters of the Town for towing a person on water skis, a surfboard or similar device unless there is in such vessel a person other than the operator, of at least ten (10) years of age, in a position to observe the person being towed.

B. No person shall be towed on water skis, a surfboard or similar device or use or operate a vessel to tow a person thereon on the navigable waters of the Town during the period from sunset to one (1) hour after sunrise.

C. No person shall be towed on water skis, a surfboard or similar device or use or operate a vessel to tow a person thereon, in any channel or within one hundred fifty (150) feet of any public or semi-public dock or within one hundred (100) feet of any swimmer or bather, nor shall any such person engaged in such activities come within five hundred (500) feet of the shoreline unless he approaches or departs perpendicular to the shoreline and solely for the purpose of commencing or ending a ride.

D. No person shall operate or manipulate any water skis or similar device without wearing a personal flotation device of Type I, II or III as specified in Section 106-12 of this Article.

E. No person shall operate or manipulate any water skis, aquaplane or similar device in a reckless or negligent manner so as to endanger the life, limb or property of any person.

106-12 Equipment and lights

A. All pleasure vessels and uninspected commercial vessels shall be equipped and lighted while under way or at anchor with any person aboard, while on navigable waters of the Town of Riverhead, as required under the Federal Boat Safety Act of 1971, as amended, and the regulations adopted pursuant thereto and contained in title 46 of the Code of Federal Rules, Subchapter C, parts 24, 25 and 26, and pursuant to the provisions of 40 of the Navigation Laws of the State of New York. Failure to comply with the equipment and lighting requirements as set forth above shall be deemed a violation of this Article.

B. The provisions of this section shall not apply to vessels competing in duly authorized regattas and trials preceding such regattas.

C. Mufflers. It shall be unlawful to use a boat propelled in whole or in part by, gasoline or naphtha, diesel fuel or similar explosive medium unless the same is provided with an underwater exhaust or muffler so constructed and used as to muffle the noise of the explosion.

106-13 Skin Diving

A. No skin diving shall be undertaken in any fairway or channel or in any waters where the same may interfere with reasonable and proper operation of boats or within one hundred fifty (150) feet of any public or semipublic beach regularly used for bathing and swimming or within fifty (50) feet of any person bathing or swimming.

B. No person shall engage in skin diving without displaying the international diving flag or authorized skin diving flag of suitable size consisting of red flag with diagonal white stripe, adequately displayed by float, buoy or boat at all times, and without a person of suitable age and discretion other than the skin diver in a position as lookout.

C. No person shall use, operate or discharge underwater any spear gun or similar apparatus within one hundred (100) feet of any public or semipublic beach regularly used for bathing or swimming or within fifty (50) feet of any bather or swimmer.

106-14 Searchlights; registration

A. Searchlights. No person operating a boat shall use searchlights in such a manner as to annoy or disturb other persons or vessels.

B. Every motorboat operated on the navigable waters lying within or bordering the boundaries of the Town shall be registered and numbered, pursuant to the requirements of Article 48 of the New York State Vehicle and Traffic Law. No person shall operate or give permission for the operation of any motorboat on the navigable waters of the Town unless it is so registered and numbered, pursuant to Article 48, and the identification displayed, pursuant to Article 48 of the New York State Vehicle and Traffic Law.

106-15 Enforcement Officials

Any member of the Police Department and the Bay Constables of the Town are hereby empowered to enforce the provisions of this chapter, and every person in charge of a vessel navigating or using the waterways of the Town shall at all times obey the lawful orders of the members of such Police Department and Bay Constables, and such officers shall have the right to stop any vessel navigating or using the waterways of the Town for the purpose of enforcing this chapter.

106-16 Penalties for offenses

A. Any person who violates any provision of this chapter shall be guilty of an offense and shall, upon conviction, be subject to a fine not to exceed five hundred dollars (\$500) or less than fifty dollars (50) or imprisonment for not more than six (6) months, or to both such fine and imprisonment.

B. The Town Board may also maintain an action or proceeding in the name of the Town in a court of competent jurisdiction to compel compliance with or to restrain by injunction the violation of this chapter.

106-17 Severability

If any clause, sentence, section, paragraph or provision of this ordinance or any rule or regulation hereunder shall be adjudged by a court of competent jurisdiction to be invalid, such judgement shall not affect, impair or invalidate the remainder of this ordinance but shall be confined in its operation to the clause, sentence, section, paragraph or provision or rule or regulation directly involved in the controversy in which such judgement shall have been rendered.

106-18 When effective

This ordinance shall become effective pursuant to law of the State of New York.

414
414 APPOINTS PART-TIME DETENTION ATTENDENT

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

RESOLVED, that Donna Psaltis be and is hereby appointed to serve as Part-time Detention Attendent effective July 6, 1989 at the hourly rate of compensation of \$10.00.

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

The vote, boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

415 AMENDS SITE PLAN OF THE SHOPPES AT RIVERHEAD (ANTONINO MILITELLO)

Councilperson Boschetti offered the following resolution, which was seconded by Councilperson Pike.

WHEREAS, by Resolution #691, dated November 17, 1987, the Riverhead Town Board did approve a site plan for the construction of a shopping center known as the Shoppes at Riverhead on a parcel located on the south side of East Main Street (New York State Route 25), east of Riverside Drive, known and designated as Suffolk County Tax Map No. 0600-127-7-20, and

WHEREAS, the covenants associated with the subject site plan were filed with the Suffolk County Clerk and the Riverhead Town Clerk, and a building permit application was made and approved;

WHEREAS, the owner of the shopping center has requested that modifications of the planting plan and schedule be approved by the Town Board; and

WHEREAS, the Planning Department has reviewed said modifications and has recommended that the Town Board accept said modifications, with conditions, and

WHEREAS, the Town Board has reviewed said modifications;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board does hereby approve the modifications to the site plan approval of The Shoppes at Riverhead, as indicated on a drawing prepared by Distinctive Landscape Design and dated in-house June 5, 1989, with the following conditions:

1. That the mailboxes be moved to an alternate location on-site which will not interfere with the ingress and egress of traffic, and the proposed buffer planting located therewith;
2. That the three (3) sidewalks indicated on the drawing referenced herein be brick;
3. That brick be placed between existing concrete sidewalk and the curb line of the parking lot, and that all stones be removed therefrom;
4. That the two (2) Roseum rhododendrons proposed to be located on either side of the curb cut be moved to the triangular area created by the location of a diagonal sidewalk at the front of the center, and supplemented by azaleas and Pfitzer junipers, as appropriate;
5. That a combination of azalea and Pfitzer juniper be located on both sides of the curb cut, and that they combine with the proposed buffer planting of azaleas.

AND BE IT FURTHER

RESOLVED, that the Town Clerk be, and hereby is, authorized, to forward a certified copy of this resolution to Antonino Militello, Distinctive Landscape Design, the Riverhead Planning Department, Building Department, and the Office of the Town Attorney.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

416 APPROVES REQUEST OF RIVERHEAD FIRE DEPARTMENT TO HOLD
SECOND CELEBRATION DRILL

Councilperson Pike offered the following resolution, which was seconded by Councilperson Boschetti:

WHEREAS, the Red Bird Hook & Ladder Co. of the Riverhead Fire Department, by letter dated May 5, 1989, has made a request to hold a "Golden Anniversary Celebration" on Sunday, July 9, 1989; and

WHEREAS, the Red Bird Hook & Ladder Co. of the Riverhead Fire Department has requested the use of 3rd Street (behind the Firehouse); and

WHEREAS, a request was made to temporarily shut down normal flow of traffic on 3rd Street from Roanoke Avenue to East Avenue for approximately one hour; and

WHEREAS, the applicant is requesting exemption from Section 46 of the Riverhead Town Code entitled "Consumption in Public Places".

NOW, THEREFOR, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby grants permission to the Red Bird Hook & Ladder Co. of the Riverhead Fire Department to hold a "Golden Anniversary Celebration" on Sunday July 9, 1989 and to use the area of 3rd Street (behind the Firehouse) subject to the Riverhead Fire Department's submitting proof of insurance in the amount of \$1,000,000.00 naming the Town of Riverhead as additional insured; and be it further

RESOLVED, that the applicant be and is hereby exempt from Section 46 of the Riverhead Town Code; 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 Fire Department and the Riverhead Town Police.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

417 APPROVES APPLICATION OF RIVERHEAD ELKS LODGE #2044 TO
HOLD CARNIVAL AND BAZAAR

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

WHEREAS, the Riverhead Elks Lodge #2044 submitted an application to hold a carnival and bazaar to be held at the Riverhead Elks Lodge located at East Main Street, Riverhead, New York, from June 28, 1989 through July 2, 1989; and

WHEREAS, a certificate of insurance has been received and filed with the Town Clerk pursuant to Section 90-13 of the Riverhead Town Code.

NOW, THEREFORE, BE IT

RESOLVED, that the application of the Riverhead Elks Lodge #2044 to hold a carnival and bazaar at the Riverhead Elks Lodge located at East Main Street, Riverhead, New York, from June 28, 1989 through July 2, 1989, be and is hereby approved; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this application to the Riverhead Elks Lodge #2044, the Town Attorney's Office and the Riverhead Police Department.

Councilwoman Civiletti offered the above resolution to be TABLED which was seconded by Councilman Pike.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared TABLED.

418 APPROVES FIREWORKS PERMIT FOR RIVERHEAD RACEWAY

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

WHEREAS, Riverhead Raceway submitted an application for a Fireworks Permit dated May 26, 1989, for a fireworks display to be held on July 1, 1989, or on the rain date of July 8, 1989, at property located at Route 58, Riverhead, New York; and

WHEREAS, said application has been reviewed by this Town Board; and

WHEREAS, the applicant has filed with the Town Clerk a certificate of insurance insuring the Town of Riverhead, as additional insured; and

WHEREAS, pursuant to Section 64-42 of the Riverhead Town Code, the applicant has complied with Section 1894-a of the New York Penal Law, which governs the display, use, storage, sale and transportation of fireworks.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby approves the application of Riverhead Raceway for a Fireworks Permit for fireworks to be held on July 1, 1989, or on the rain date of July 8, 1989, at property located at Route 58, Riverhead, New York; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Riverhead Raceway, the Town Attorney's Office and the Riverhead Police Department.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#419 AUTHORIZES PAYMENT OF BILLS.

Councilwoman Civiletti offered the following resolution which was seconded by Councilman Lombardi.

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

GENERAL TOWN

Abstract #10 vouchers 1642-1811 totalling \$283,297.51

PARKING

Abstract #10 vouchers 2 totalling \$ 6.71

HIGHWAY

Abstract #10 vouchers 209-212 totalling \$ 38,943.26

TOWN HALL CAP. PROJECTS

Abstract #10 vouchers 75-81 totalling \$ 16,445.71

PUBLIC PARKING

Abstract #10 vouchers 54-56 totalling \$ 2,714.83

STREET LIGHTING

Abstract #10 vouchers 75-78 totalling \$ 3,413.02

DISCRETIONARY

Abstract #10 vouchers 116-124 totalling \$ 4,497.99

YOUTH SERVICES

Abstract #10 vouchers 112 totalling \$ 1,041.62

SRS. HELPING SRS.

Abstract #10 vouchers 113-114 totalling \$ 1,279.37

INSURANCE RESERVE

Abstract #10 vouchers 32-36 totalling \$ 2,385.50

EISEP

Abstract #10 vouchers 115 totalling \$ 521.41

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

420 APPROVES APPLICATION OF P.C. RICHARD & SON TO CONDUCT A TENT SALE

Councilperson Boschetti offered the following resolution which was seconded by Councilperson Pike.

WHEREAS, this Town Board is in receipt of a request from P.C. Richard & Son for permission to conduct a tent sale at their location on Route 58, Riverhead, New York, from June 14, 1989, through July 5, 1989.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board does hereby grant to P.C. Richard & Son permission to conduct a tent sale at Route 58, Riverhead, New York, from June 14, 1989, through July 5, 1989, subject to and conditioned upon the following:

1. The Town Clerk's receipt of a certificate of insurance naming the Town of Riverhead as additional insured, said insurance to be in an amount of not less than \$1,000,000.00;

2. The Town Clerk's receipt of a deposit in the amount of \$2,000.00, either in cash or certified check made payable to the Town of Riverhead, which deposit will be held as a bond to guarantee the removal of the tent on July 17, 1989. If the tent is not removed on or before July 17, 1989 at 12:00 p.m., said deposit shall be forfeited to the Town of Riverhead as damages;

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to P.C. Richard & Sons, the Riverhead Police Department and the Riverhead Building Department.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#421 CREATES POSITION OF COMPUTER GRAPHICS MAPPING SPECIALIST.

Councilwoman Civiletti offered the following resolution which was seconded by Councilman Pike.

WHEREAS, the Town Board has recognized the need for a Computer Graphics Mapping Specialist for the Town of Riverhead to assist in the future planning of the Town; and

WHEREAS, it is within the authority of the Town Board to establish necessary positions for the Town of Riverhead; and

WHEREAS, the Town Board seeks to comply with proper procedure to create and hire a Computer Graphics Mapping Specialist;

NOW THEREFORE, BE IT,

RESOLVED, that the position of Computer Graphics Mapping Specialist be and hereby is created for the purpose of appointing an individual to such position.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Office of Accounting.

The vote, Boschetti, no, Pike, yes, Civiletti, yes, Lombardi, no, Janoski, yes.

The resolution was thereupon duly declared adopted.

422 APPOINTS COMPUTER GRAPHICS MAPPING SPECIALIST

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

WHEREAS, the availability of the position of Computer Graphics Mapping Specialist with the Town of Riverhead was duly advertised; and

WHEREAS, all applicants were thereafter interviewed.

NOW, THEREFORE, BE IT RESOLVED, that Mark G. Heppner be and is hereby appointed to the position of Computer Graphics Mapping Specialist with the Town of Riverhead at the annual rate of compensation of \$25,549.18, Group 6, Step P of the Administrative Salary Schedule

BE IT FURTHER RESOLVED, that the effective date of employment for Mark G. Heppner is June 26, 1989.

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

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.