

October 1, 1996

Adopted

TOWN OF RIVERHEAD

Resolution # 732**PROMOTES POLICE OFFICER TO DETECTIVE GRADE III**

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

WHEREAS, the position of Detective Grade III exists in the Police Department;
 and

WHEREAS, Police Officer Robert H. Haley has performed investigative duties
 for the past twenty two months; and

WHEREAS, it is the recommendation of the Chief of Police that Officer Haley be
 promoted to Detective Grade III.

NOW, THEREFORE, BE IT RESOLVED, effective October 1, 1996 the Town
 Board hereby promotes Robert H. Haley to Detective Grade III in the Police Department
 at the rate of pay as provided in the current Labor Contract between the Riverhead
 Police Benevolent Association and the Town of Riverhead; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized
 to forward a copy of this resolution to Robert H. Haley, Police Chief Joseph Graftan and
 the Office of Accounting.

THE VOTE

Wittmeier	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Kwasna	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Lull	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Prusinowski	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Stark	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay

The Resolution was thereupon
 duly adopted.

Adopted 1325

ORDER CALLING PUBLIC HEARING FOR THE ESTABLISHMENT OF A PROPOSED
0073532.01 WATER EXTENSION TO THE RIVERHEAD WATER DISTRICT 72113-3110P
TO BE KNOWN AS EXTENSION NO. 47

COUNCILMAN LULL

offered the following resolution, which was

seconded by

COUNCILMAN PRUSINOWSKI

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 December 1st,
1996, at 7:40 o'clock P.M.
Prevailing Time.

PRESENT:

JAMES R. STARK
Supervisor

Victor J. Prusinowski
Councilman

James B. Lull
Councilman

Mark A. Kwasna
Councilman

Otto Wittmeier
Councilman

-----X
In the Matter :
of: :
the Establishment of a proposed :
Extension to the Riverhead Water :
District in the Town of Riverhead :
Suffolk County, New York, to be :
known as Extension No. 47 to the :
Riverhead Water District of the :
Town of Riverhead :
-----X

ORDER
CALLING
PUBLIC
HEARING

WHEREAS, a map, plan and report, including an estimate of cost
have been prepared in such manner and in such detail as has

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heretofore been determined by the Town Board of the Town of Riverhead, Suffolk County, New York, relating to the establishment of a proposed extension to the Riverhead Water District in said Town, such extension to be known as Extension No. 47 to the Riverhead Water District of the Town of Riverhead; and

WHEREAS, said map, plan and report dated JUNE, 1995, were prepared by H2M Group, competent engineers, duly licensed by the State of New York, and have been filed in the office of the Town Clerk of said Town, where the same are available during regular office hours for examination by any persons interested in the subject matter thereof; and

WHEREAS, said Extension No. 47 shall be bounded and described as set forth in Appendix A attached hereto and made a part hereof; and

WHEREAS, the improvements proposed for such extension will be constructed in conjunction with an overall plan to increase and improve the water distribution facilities of the Riverhead Water District; and

WHEREAS, in furtherance of said overall plan, only a proportionate amount of said improvements will be charged as the capital cost to said Extension, the remaining amount to be charged to the Riverhead Water District, as extended, including the proposed Extension referred to herein;

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WHEREAS, said improvements consist of the acquisition and installation of new water mains ranging from 6 inches to 12 inches in diameter, including hydrants, valves and other necessary furnishings, equipment and apparatus and other incidental improvements and expenses in connection therewith, as more fully described in the aforesaid map, plan and report;

WHEREAS, the maximum amount proposed to be expended for said overall improvements is \$1,094,000, of which amount 75%, or \$820,500, shall be allocated and charged as the capital cost of said Extension, and of which amount 25%, or \$273,500, shall be allocated and charged as the cost of increasing and improving the facilities of the Riverhead Water District, which shall be borne by the entire District, as extended, including said proposed Extension; and

WHEREAS, the proposed method of financing such cost of said improvement to be allocated and charged to the Extension is by the issuance of serial bonds of said Town having a maximum maturity of not exceeding forty years; and the cost of said improvement shall be assessed, levied and collected from the several lots and parcels of land within such benefited area in just proportion to the amount of benefit which said water improvement shall confer upon said lots or parcels; and

WHEREAS, such overall improvements have been determined to be an "Unlisted Action" pursuant to the regulations promulgated

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pursuant to the regulations promulgated pursuant to the State Environmental Quality Review Act, the implementation of which, as proposed, the Town Board has determined will not result in any significant environmental effects;

WHEREAS, the estimated cost of hook-up fees to the typical property in the Extension is \$ 650. and the estimated cost of hook-up fees to the typical one or two-family home in the Extension is \$ 650; and

WHEREAS, the estimated cost of the Extension to the typical property therein is \$ 222.00 in the first year in which operation, maintenance, debt service and other charges and expenses are to be paid, and the estimated cost of the Extension to the typical one or two-family home therein is \$ 390.40 in the first year in which operation, maintenance, debt service and other charges and expenses are to be paid; and

WHEREAS, a detailed explanation of the manner by which were computed said estimated costs of hook-up fees and first-year costs to the typical property and typical one or two-family homes in said Extension, has been filed in the office of the Town Clerk where the same are available during regular office hours for examination by any person interested in the subject matter thereof; and

WHEREAS, it is now desired to call a public hearing upon the question of the establishment of said Extension No. 47 to the Riverhead Water District of the Town of Riverhead in the manner

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aforesaid pursuant to Section 209-d of the Town Law; NOW, THEREFORE, IT IS HEREBY

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

Section 1. A meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, shall be held at the Town Hall, 200 Howell Avenue, in Riverhead, New York, in said Town, on October 15, 1996, at 7:35 o'clock P.M., Prevailing Time, for the purpose of holding a public hearing to consider the establishment of a proposed extension to the Riverhead Water District of said Town as described in the preambles hereof, to be known as Extension No. 47 to the Riverhead Water District of the Town of Riverhead, and to consider the map, plan and report filed in relation thereto, and to hear all persons interested in the subject matter thereof concerning the same, and for such other action on the part of said Town Board as may be required by law or shall be proper in the premises. Such project is part of a project which has been determined to be an "unlisted action" pursuant to the regulations promulgated pursuant to the State Environmental Quality Review Act, the implementation of which, as proposed, the Town Board has determined will not result in any significant environmental effects.

Section 2. The Town Clerk is hereby authorized and directed to cause a copy of this order to be published once in Suffolk County Life,

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the official newspaper of said Town, the first publication thereof to be not less than ten nor more than twenty days before the day set herein for the hearing as aforesaid, and said Town Clerk shall also cause a copy thereof to be posted on the sign-board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law not less than ten nor more than twenty days before the day set for the hearing as aforesaid.

Section 3. This order shall take effect immediately.

Barbara Gratton
Town Clerk

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

<u>Supervisor Stark</u>	<u>VOTING</u>	<u>AYE</u>
<u>Councilman Prusinowski</u>	<u>VOTING</u>	<u>AYE</u>
<u>Countilman Lull</u>	<u>VOTING</u>	<u>AYE</u>
<u>Councilman Kwaska</u>	<u>VOTING</u>	<u>AYE</u>
<u>Councilman Wittmeier</u>	<u>VOTING</u>	<u>AYE</u>

The order was thereupon declared duly adopted.

* * * * *

THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

E24.3.2 A.

EXHIBIT CRIVERHEAD WATER DISTRICTPROPOSED EXTENSION NO. 47HERRICKS LANE

The extension area is about 3-1/2 square miles and include the area north of the Long Island railroad right-of-way extending from the existing easterly boundary line of the Riverhead Water District (Extensions 28 & 32J) to the Townline of the Towns of Riverhead and Southold and extending northerly to the Long Island Sound.

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 order contained therein, held on October 1, _____, 1996, 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

October 1, 1996⁹⁹⁵

Adopted 1337

ORDER CALLING PUBLIC HEARING FOR THE INCREASE AND IMPROVEMENT TO THE RIVERHEAD WATER DISTRICT (EXTENSION NO. 45 [NORTHVILLE])

COUNCILMAN KWASNA

offered the following resolution ^{0178417.01} 72113-389P

which was seconded by

COUNCILMAN WITTMER

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 1st day of October, 1996, at 7:00 o'clock P.M., Prevailing Time.

PRESENT:

- JAMES R. STARK
Supervisor
- Victor J. Prusinowski
Councilman
- James B. Lull
Councilman
- Mark A. Kwasna
Councilman
- Otto Wittmeier
Councilman

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

ORDER CALLING
PUBLIC HEARING

WHEREAS, the Town Board of the Town of Riverhead, Suffolk County, New York, has duly caused to be prepared a map, plan and report including an estimate of cost relating to the increase and improvement of the facilities of the Riverhead Water District of said Town;

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WHEREAS, such increase and improvement proposed for such Riverhead Water District represents a phase of an overall plan to increase the water distribution facilities of the Riverhead Water District; and

WHEREAS, such increase and improvement of facilities includes the acquisition and installation of new water mains ranging from 6 inches to 12 inches in diameter, including a tank and booster, hydrants, valves and other necessary furnishings, equipment and apparatus, and other incidental improvements and expenses in connection, 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. 45 (Northville) to said Riverhead Water District; and

WHEREAS, the maximum amount proposed to be expended for said overall improvements was previously determined to be \$3,770,00, of which amount 50.2%, or \$1,893,000, shall be allocated and charged as the capital cost of said Extension, and of which amount 49.8%, or \$1,877,000, 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 said proposed Extension; and

WHEREAS, said capital project has been determined to be an Unlisted Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, the implementation of

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which as proposed, the Town Board has determined will not result in any significant environmental effects; and

WHEREAS, it is now desired to call a public hearing on the question of authorizing such increase and improvement of facilities of the Riverhead Water District as extended, at a new maximum estimated cost of \$ 2,327,000., an increase of \$ 450,000 over the \$1,877,000 previously authorized, with regard to additional costs of the storage tank, piping and other necessary furnishings, equipment and apparatus and other incidental improvements and expenses in connection therewith; NOW, THEREFORE, IT IS HEREBY

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

Section 1. A public hearing will be held at the Town Hall, in the Town of Riverhead, New York, in said Town, on the 15 day of October, 1996, at 7:30 o'clock P.M., Prevailing Time, on the question of increasing and improving the facilities of the Riverhead Water District in the manner described in the preambles hereof, and to hear all persons interested in the subject thereof, concerning the same, and to take such action thereon as is required or authorized by law.

Section 2. The Town Clerk is hereby authorized and directed to cause a copy of the Notice of Public Hearing hereinafter provided to be published once in the Suffolk County Life, the official newspaper designated for this purpose, and also to

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cause a copy thereof to be posted on the sign board of the Town, such publication and posting to be made not less than ten, nor more than twenty, days before the date designated for the hearing.

Section 3. The notice of public hearing shall be in substantially the following form:

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Riverhead, Suffolk County, New York, will meet at the Town Hall, in the Town of Riverhead, New York, in said Town, on the 15 day of October, 1996, at 7:30 o'clock P.M., Prevailing Time, for the purpose of conducting a public hearing for the specific object or purpose of paying additional costs of the increase and improvement of the facilities of the Riverhead Water District in the Town of Riverhead, Suffolk County, New York, within said Town, consisting of the acquisition and installation of new water mains ranging from 6 inches to 12 inches in diameter, including a tank and booster, hydrants, valves and other necessary furnishings, equipment and apparatus, and other incidental improvements and expenses in connection therewith, being in particular additional costs relating to the storage tank, piping, and other necessary furnishings, equipment, apparatus and incidental improvements and expenses in connection therewith. The maximum estimated cost of the aforesaid increase and improvement of the facilities of the Riverhead Water District in the Town is now determined to be \$ 2,327,000, an increase of \$ 450,000 over that previously authorized.

The project has been determined to be an Unlisted Action for purposes of the State Environmental Quality Review Act which as

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proposed, the Town Board has determined will not result in any significant environmental effects.

At said public hearing said Town Board will hear all persons interested in the subject matter thereof.

Dated: Riverhead, New York
October 1, 1996

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

By: Barbara Grettan
Town Clerk

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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 Stark</u>	VOTING	<u>AYE</u>
<u>Councilman Prusinowski</u>	VOTING	<u>AYE</u>
<u>Councilman Lull</u>	VOTING	<u>AYE</u>
<u>Councilman Kwasna</u>	VOTING	<u>AYE</u>
<u>Councilman Wittmeier</u>	VOTING	<u>AYE</u>

The Order was thereupon declared duly adopted.

* * * * *

THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

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 order contained therein, held on the 1st day of October, 1996, 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:

<u>Newspaper and/or other news media</u>	<u>Date given</u>
Suffolk County Life	October 4, 1996

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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:

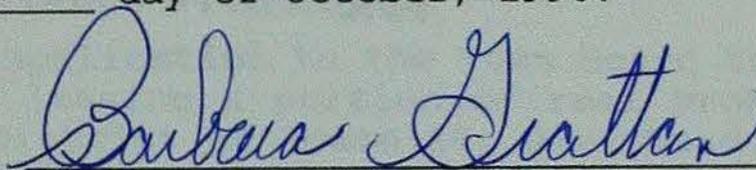
Designated Location(s)
of posted notice _____

Date of Posting

Town Clerk's Bulletin Board

October 4, 1996

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 2nd day of October, 1996.



Town Clerk

(CORPORATE
SEAL)

Adopted**Adopted**

10/1/96

TOWN OF RIVERHEAD

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE
OF PUBLIC HEARING, RE: LEASE OF PORTION
OF PROPERTY OWNED BY RIVERHEAD WATER DISTRICT
TO NEXTEL

Resolution # 735

Adopted _____

~~COUNCILMAN WITTMER~~ offered the following resolution
which was seconded by ~~COUNCILMAN KWASNA~~

WHEREAS, NEXTEL has made application to the Town Board of the
Town of Riverhead to consider leasing a portion of real property
owned by the Riverhead Water District at Route 58, Riverhead, New
York, under the terms and conditions set forth herein, and

WHEREAS, pursuant to Town Law, it is necessary to call a
public hearing for all persons wishing to be heard and set forth
their comments concerning said lease,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board, as governing body of the
Riverhead Water District, hereby calls a public hearing to consider
the application of NEXTEL to enter into a lease with the Riverhead
Water District, and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to
publish and post the following public notice:

TOWN OF RIVERHEAD
PUBLIC NOTICE

PLEASE TAKE NOTICE that a public hearing will be held on the
15th day of October, 1996, at 7:40 p.m. at Town Hall, 200 Howell
Avenue, Riverhead, New York, to hear all interested persons to
consider the proposed lease of a portion of the real property of
the Riverhead Water District located at Route 58, Riverhead, New
York, commonly known as the Route 58 tank site, for the purpose of
installing cellular telephone antennas. The rent shall be \$2,500
per month, with cost of living increase, payable in advance
pursuant to the proposed lease for a term of ten years with two
successive five year renewal options.

and be it further

RESOLVED, that the Town Clerk shall forward certified copies of this resolution to Gary Pendzick and Robert Lister, Esq., attorney for NEXTEL.

THE VOTE

Wittmeier	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Kwasna	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Lull	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Prusinowski	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Stark	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay

The Resolution was thereupon duly adopted.

Adopted

10/1/96

TOWN OF RIVERHEAD
Resolution #736
RATIFIES PUBLICATION AND POSTING OF
NOTICE TO BIDDERS

COMMERCIAL SEWER DISTRICT EXTENSION
PHASE I PUMP STATION
GENERAL CONSTRUCTION AND ELECTRICAL CONTRACTS

Adopted _____

COUNCILMAN PRUSINOWSKI offered the following resolution which was seconded by ~~COUNCILMAN~~ **MAN LULL**,

WHEREAS, this Board has previously advertised for and received bids regarding the construction of the Route 58 lift station, and

WHEREAS, such bids exceed the engineers estimate,

NOW, THEREFORE, BE IT

RESOLVED, that the bids for Route 58 Sewer lift station are hereby rejected, and be it further

RESOLVED, that upon the amendment of the plans and specifications this Board wishes to readvertise for the submission of bids and therefore, the Town Clerk is hereby directed to advertise for public bids and ratifies the publication of the notice to bidders in the September 25th issue of Suffolk County Life, and be it further

RESOLVED, that the Town Clerk shall forward a certified copy of this resolution to Michael Reichel and Pierre G. Lundberg, Esq.

THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

TOWN OF RIVERHEAD, NEW YORK
RIVERHEAD SEWER DISTRICT

Commercial Sewer District Extension
Phase I Pump Station
(General Construction and Electrical Contracts)

NOTICE TO BIDDERS

Sealed bids will be received by the Town of Riverhead at the Office of the Town Clerk, Town Hall, 200 Howell Avenue, Riverhead, New York until 10:00 a.m. local time on October 8, 1996 immediately after which the bids will be opened publicly and read aloud.

The work under this contract comprises the furnishing of all tools, materials and labor for the construction of a raw wastewater pump station within the Riverhead Sewer District, complete, in place, tested and ready for use in accordance with the Contract Documents prepared by Malcolm Pirnie, Inc.

The principal features of the Work to be performed for this Project include:

1. Installation of a below grade pump station, valve chamber, and holding tank, and an above ground emergency generator facility to provide back-up power to the pumps. Work includes, but is not limited to, installation of equipment and all related piping, site work, architectural, structural, electrical, HVAC and plumbing.

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

Separate bids will be received on the General Construction Contract and the Electrical Contract.

Contract Documents may be examined at the Office of the Town Clerk on or about September 25, 1996 between the hours of 8:30 am and 4:30 pm weekdays, except holidays. Copies may be obtained upon deposit of \$50.00 for each set by certified check, money order or other acceptable security. Prospective bidders requesting the Contract Documents by mail must remit an additional, non-refundable fee of \$30.00 per set, to cover handling and first class mailing. Upon return of the Contract Documents within 30 days from the date of opening the bids, all Bidders will be refunded the full deposit for one set only. One-half of the deposit, for one set only, will be refunded to non-Bidders. Neither the Owner nor the Engineer will be responsible for full or partial sets of Contract Documents, including any

addenda, obtained from other sources. Checks for documents shall be made payable to Town of Riverhead, New York.

Bid security, and proof of qualifications to perform the work shall be as described in the Instructions to Bidders.

Bidders shall comply with all special and statutory requirements in accordance with the Instructions to Bidders.

Contract time of commencement and completion will be as specified in the Agreement.

The Bid Bond is contained in the Proposal.

Each bid shall be accompanied by, a Bid Bond, the coverage of which is specified in the Instructions to Bidders.

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

The Town reserves the right to waive any informalities in the bids or to reject any and all bids. No bidder may withdraw his bid except by written request submitted at least twenty-four hours before the time of opening or until the lapse of 45 days after the actual opening thereof.

The Town is exempt from payment of sales and compensating use taxes of the State of New York and of Cities and Counties on all materials to be incorporated into the Work. These taxes shall not be included in the Bid.

The Town will furnish the required certificates of tax exemption to the CONTRACTOR for use in the purchase of supplies and materials to be incorporated into the Work.

The Town's exemption does not apply to construction tools, machinery, equipment or other property purchased by or leased by the CONTRACTOR, or to supplies or materials not incorporated into the Work.

The Contractor shall be responsible for and shall pay any and all applicable taxes, including sales and compensating use taxes, on such tools, machinery, equipment or other property, or such supplies or materials not incorporated into the work.

By Order of the Riverhead Town Board
Barbara A. Grattan, Town Clerk
Date: September 19, 1996

Adopted

RESOLUTION # 737

RESOLUTION AUTHORIZING THE ISSUANCE OF AN ADDITIONAL \$90,000 SERIAL
0081154.01 BONDS FOR PURCHASE AND INSTALLATION OF 72113-3120P
COMPUTER SYSTEM AT TOWN HALL

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, in Riverhead, New York, in said Town, on October 1, 1996, at 7:00 o'clock p.M., Prevailing Time.

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

PRESENT:

- JAMES R. STARK, Supervisor
- Victor J. Prusinowski, Councilman
- James B. Lull, Councilman
- Mark A. Kwasna, Councilman
- Otto Wittmeier, Councilman

ABSENT:

The following resolution was offered by Councilman

COUNCILMAN LULL, who moved its adoption, seconded by Councilman

_____ , to-wit:

COUNCILMAN PRUSINOWSKI

BOND RESOLUTION DATED OCTOBER 1, 1996.

A RESOLUTION AUTHORIZING THE ISSUANCE OF AN ADDITIONAL \$90,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE PURCHASE AND INSTALLATION OF A COMPUTER SYSTEM AT THE TOWN HALL.

WHEREAS, by bond resolution dated August 20, 1996, the Town Board of the Town of Riverhead, Suffolk County, New York, authorized the issuance of \$160,000 serial bonds of said Town to pay the cost of the purchase and installation of a computer system at the Town Hall in and for said Town; and

WHEREAS, it has now been determined that the maximum estimated cost of the aforescribed purchase and installation of computers is \$250,000, an increase of \$90,000 over that previously authorized; and

WHEREAS, is it now desired to provide for the issuance of an additional \$90,000 serial bonds of said Town to pay costs of such specific object or purpose;

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, Suffolk County, New York, as follows:

Section 1. For the specific object or purpose of paying additional costs of the purchase and installation of a computer

system at the Town Hall in and for the Town of Riverhead, Suffolk County, New York, including incidental expenses in connection therewith, there are hereby authorized to be issued an additional \$90,000 serial bonds of the Town of Riverhead, Suffolk County, New York, pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the new maximum estimated cost of the aforesaid purchase and installation of computers is \$250,000, and that the plan for the financing thereof is as follows:

a. By the issuance of the \$160,000 serial bonds of said Town authorized to be issued pursuant to bond resolution dated August 20, 1996; and

b. By the issuance of the additional \$90,000 serial bonds of said Town authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforescribed specific object or purpose is five years, pursuant to subdivision 32 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 not 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 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 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. There shall annually be levied on all the taxable real property in said Town a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Riverhead, Suffolk County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance

to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. 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 11. This resolution, which takes effect immediately, shall be published in full in The 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 Stark</u>	VOTING	_____
<u>Councilman Prusinowski</u>	VOTING	_____
<u>Councilman Lull</u>	VOTING	_____
<u>Councilman Kwasna</u>	VOTING	_____
<u>Councilman Wittmeier</u>	VOTING	_____

The resolution was thereupon declared duly adopted.

* * * *

THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

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 October 1, 1996, 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

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

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town on October _____, 1996.

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, at a meeting held on October 1, 1996, 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
October __, 1996.

Town Clerk

BOND RESOLUTION DATED OCTOBER 1, 1996.

A RESOLUTION AUTHORIZING THE ISSUANCE OF AN ADDITIONAL \$90,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE PURCHASE AND INSTALLATION OF A COMPUTER SYSTEM AT THE TOWN HALL.

WHEREAS, by bond resolution dated August 20, 1996, the Town Board of the Town of Riverhead, Suffolk County, New York, authorized the issuance of \$160,000 serial bonds of said Town to pay the cost of the purchase and installation of a computer system at the Town Hall in and for said Town; and

WHEREAS, it has now been determined that the maximum estimated cost of the aforescribed purchase and installation of computers is \$250,000, an increase of \$90,000 over that previously authorized; and

WHEREAS, is it now desired to provide for the issuance of an additional \$90,000 serial bonds of said Town to pay costs of such specific object or purpose;

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, Suffolk County, New York, as follows:

Section 1. For the specific object or purpose of paying additional costs of the purchase and installation of a computer

system at the Town Hall in and for the Town of Riverhead, Suffolk County, New York, including incidental expenses in connection therewith, there are hereby authorized to be issued an additional \$90,000 serial bonds of the Town of Riverhead, Suffolk County, New York, pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the new maximum estimated cost of the aforesaid purchase and installation of computers is \$250,000, and that the plan for the financing thereof is as follows:

a. By the issuance of the \$160,000 serial bonds of said Town authorized to be issued pursuant to bond resolution dated August 20, 1996; and

b. By the issuance of the additional \$90,000 serial bonds of said Town authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforescribed specific object or purpose is five years, pursuant to subdivision 32 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 not 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 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 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. There shall annually be levied on all the taxable real property in said Town a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Riverhead, Suffolk County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance

to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. 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 11. This resolution, which takes effect immediately, shall be published in full in _____, 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.

10/1/96

RESOLUTION # 738

Adopted

1366

RESOLUTION AUTHORIZING ISSUANCE OF \$125,000 SERIAL BONDS REIMBURSING
0081154.01 A TOWN FUND OR ACCOUNT FOR EXTRAORDINARY EXPENSES INCURRED RE: REMOVAL OF SNOW AND ICE 72113-3121P

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, in Riverhead, New York, in said Town, on October 1, 1996, at 7:00 o'clock P.M., Prevailing Time.

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

PRESENT:

JAMES R. STARK, Supervisor
Victor J. Prusinowski, Councilman
James B. Lull, Councilman
Mark A. Kwasna, Councilman
Otto Wittmeier, Councilman

ABSENT:

The following resolution was offered by Councilman COUNCILMAN KWASNA, who moved its adoption, seconded by Councilman

COUNCILMAN WITTMEIER, to-wit:

BOND RESOLUTION DATED OCTOBER 1, 1996.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$125,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, FOR THE PURPOSE OF REIMBURSING A TOWN FUND OR ACCOUNT FOR AMOUNTS PAID OR ADVANCED FOR EXTRAORDINARY EXPENSES INCURRED BY SAID TOWN FOR THE REMOVAL OF SNOW AND ICE FROM PUBLIC THOROUGHFARES AND PUBLIC PLACES IN SAID TOWN DURING THE FISCAL YEAR OF SAID TOWN COMMENCING JANUARY 1, 1996.

WHEREAS, pursuant to the provisions of Chapter 60 of the Laws of 1996, a town, including the Town of Riverhead, Suffolk County, New York, (the "Town") are authorized to issue and to sell bonds and bond anticipation notes of said town to pay, or to reimburse a town fund or account for amounts paid or advanced for, certain extraordinary expenses incurred by said town during the fiscal years of said town commencing January 1, 1995 and January 1, 1996 for the removal of snow and ice from public thoroughfares and public places of said town, which extraordinary expenses are in excess of the normal expenses which would have been incurred for such purposes during such period, as determined by the town board; and

WHEREAS, due to the extremely harsh winter of 1995-1996, the Town incurred, during such period, in excess of \$125,000 of such extraordinary expenses; and

WHEREAS, it is now desired to authorize the issuance of \$125,000 obligations of said Town to reimburse, in part, the fund or account of said Town from which such extraordinary expenses have been advanced or paid, such expenses incurred for such purpose during the fiscal year of the Town commencing January 1, 1996; NOW, THEREFORE,

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

Section 1. For the specific object or purpose of paying the cost of reimbursing the Town fund or account for \$125,000 paid or advanced for extraordinary expenses incurred by the Town of Riverhead, Suffolk County, New York, for the removal of snow and ice from public thoroughfares and public places in said Town during the fiscal year commencing January 1, 1996, there are hereby authorized to be issued \$125,000 serial bonds of the Town of Riverhead, Suffolk County, New York, pursuant to the provisions of Section 26.00 of the Local Finance Law, as amended, and Chapter 60 of the Laws of 1996.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid specific object or purpose is \$125,000, and that the plan for the financing thereof is by the issuance of the \$125,000 serial bonds of said Town authorized to be issued therefor pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is five years, pursuant to subdivision b(1) of paragraph a of Section 26.00 of the Local Finance Law; provided, further, that any serial bonds issued for such specific object or purpose shall have a maximum maturity of over two years and that the final maturity of any serial bonds so issued shall not extend beyond the first day of March, two thousand one.

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 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 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. There shall annually be levied on all the taxable real property in said Town a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Riverhead, Suffolk County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby

delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such serial bonds any charges for

mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. 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 11. This resolution, which takes effect immediately, shall be published in full in THE 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 Stark</u>	VOTING	_____
<u>Councilman Prusinowski</u>	VOTING	_____
<u>Councilman Lull</u>	VOTING	_____
<u>Councilman Kwasna</u>	VOTING	_____
<u>Councilman Wittmeier</u>	VOTING	_____

The resolution was thereupon declared duly adopted.

* * * *

THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

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 October 1, 1996, 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

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

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town on October _____, 1996.

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, at a meeting held on October 1, 1996, 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
October ____, 1996.

Town Clerk

BOND RESOLUTION DATED OCTOBER 1, 1996.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$125,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, FOR THE PURPOSE OF REIMBURSING A TOWN FUND OR ACCOUNT FOR AMOUNTS PAID OR ADVANCED FOR EXTRAORDINARY EXPENSES INCURRED BY SAID TOWN FOR THE REMOVAL OF SNOW AND ICE FROM PUBLIC THOROUGHFARES AND PUBLIC PLACES IN SAID TOWN DURING THE FISCAL YEAR OF SAID TOWN COMMENCING JANUARY 1, 1996.

WHEREAS, pursuant to the provisions of Chapter 60 of the Laws of 1996, a town, including the Town of Riverhead, Suffolk County, New York, (the "Town") are authorized to issue and to sell bonds and bond anticipation notes of said town to pay, or to reimburse a town fund or account for amounts paid or advanced for, certain extraordinary expenses incurred by said town during the fiscal years of said town commencing January 1, 1995 and January 1, 1996 for the removal of snow and ice from public thoroughfares and public places of said town, which extraordinary expenses are in excess of the normal expenses which would have been incurred for such purposes during such period, as determined by the town board; and

WHEREAS, due to the extremely harsh winter of 1995-1996, the Town incurred, during such period, in excess of \$125,000 of such extraordinary expenses; and

WHEREAS, it is now desired to authorize the issuance of \$125,000 obligations of said Town to reimburse, in part, the fund or account of said Town from which such extraordinary expenses have been advanced or paid, such expenses incurred for such purpose during the fiscal year of the Town commencing January 1, 1996; NOW, THEREFORE,

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

Section 1. For the specific object or purpose of paying the cost of reimbursing the Town fund or account for \$125,000 paid or advanced for extraordinary expenses incurred by the Town of Riverhead, Suffolk County, New York, for the removal of snow and ice from public thoroughfares and public places in said Town during the fiscal year commencing January 1, 1996, there are hereby authorized to be issued \$125,000 serial bonds of the Town of Riverhead, Suffolk County, New York, pursuant to the provisions of Section 26.00 of the Local Finance Law, as amended, and Chapter 60 of the Laws of 1996.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid specific object or purpose is \$125,000, and that the plan for the financing thereof is by the issuance of the \$125,000 serial bonds of said Town authorized to be issued therefor pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is five years, pursuant to subdivision b(1) of paragraph a of Section 26.00 of the Local Finance Law; provided, further, that any serial bonds issued for such specific object or purpose shall have a maximum maturity of over two years and that the final maturity of any serial bonds so issued shall not extend beyond the first day of March, two thousand one.

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 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 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. There shall annually be levied on all the taxable real property in said Town a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Riverhead, Suffolk County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby

delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such serial bonds any charges for

mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. 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 11. This resolution, which takes effect immediately, shall be published in full in The 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.

Adopted

10/1/96

TOWN OF RIVERHEAD

Resolution # 739

**AUTHORIZES TOWN CLERK TO PUBLISH & POST
NOTICE OF ESTOPPEL (\$450,000 SERIAL BONDS - BULKHEADS)**

~~COUNCILMAN WITTMEIER~~ offered the following resolution,
COUNCILMAN KWASNA

which was seconded by _____:

RESOLVED, that the Town Clerk be and is hereby directed to publish and post the attached Notice of Estoppel in the Suffolk County Life, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall.

THE VOTE

Wittmeier	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Kwasna	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Lull	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Prusinowski	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Stark	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay

The Resolution was thereupon
duly adopted.

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that the resolution published herewith has been adopted by the Town of Riverhead, Suffolk County, New York, on the 6th day of July, 1993, 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. Such resolution was subject to a permissive referendum and the period of time has elapsed for the submission and filing of a petition for a permissive referendum and a valid petition has not been submitted and filed.

Dated: Riverhead, New York,
_____, 1996.

Town Clerk

BOND RESOLUTION DATED JULY 6, 1993.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$450,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE CONSTRUCTION OF BULKHEADS IN THE DOWNTOWN AREA OF RIVERHEAD IN AND FOR SAID TOWN.

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, Suffolk County, New York, as follows:

Section 1. For the specific object or purpose of paying the cost of the construction of bulkheads in the downtown area of Riverhead, in and for the Town of Riverhead, Suffolk County, New York, including incidental improvements and expenses in connection therewith, there are hereby authorized to be issued \$450,000 serial bonds 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 specific object or purpose is \$450,000, and that the plan for the financing thereof is by the issuance of the \$450,000 serial bonds of said Town authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is twenty years, pursuant to subdivision 22 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 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 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. There shall annually be levied on all the taxable real property in said Town a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Riverhead, Suffolk County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and attested by the manual or facsimile signature of the Town Clerk.

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Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by

10/1/96

TOWN OF RIVERHEAD

Resolution # 740

AUTHORIZES TOWN CLERK TO PUBLISH & POST NOTICE OF ESTOPPEL (\$250,000 ADDITIONAL SERIAL BONDS - BULKHEADS)

COUNCILMAN PRUSINOWSKI offered the following resolution,

which was seconded by **COUNCILMAN LULL**:

RESOLVED, that the Town Clerk be and is hereby directed to publish and post the attached Notice of Estoppel in the Suffolk County Life, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall.

THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

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the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Sections 1.150-2(d) and (e). Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. 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.

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that the resolution published herewith has been adopted by the Town of Riverhead, Suffolk County, New York, on the 5th day of July, 1995, 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. Such resolution was subject to a permissive referendum and the period of time has elapsed for the submission and filing of a petition for a permissive referendum and a valid petition has not been submitted and filed.

Dated: Riverhead, New York,
_____, 1996.

Town Clerk

BOND RESOLUTION DATED JULY 5, 1995.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$250,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY ADDITIONAL COSTS OF THE CONSTRUCTION OF BULKHEADS IN THE DOWNTOWN AREA OF RIVERHEAD IN AND FOR SAID TOWN.

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, by bond resolution dated July 6, 1993, the Town Board of the Town of Riverhead, Suffolk County, New York, authorized the issuance of \$450,000 serial bonds of said Town to pay the cost of the construction of bulkheads in the downtown area of Riverhead, including incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$450,000; and

WHEREAS, it has now been determined that the maximum estimated cost of such construction of bulkheads is \$700,000, an increase of \$250,000 over that previously authorized; and

WHEREAS, it is now desired to authorize the issuance of an additional \$250,000 serial bonds of said Town in connection therewith; NOW, THEREFORE,

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

Section 1. For the specific object or purpose of paying additional costs of the construction of bulkheads in the downtown area of Riverhead, including incidental improvements and expenses in connection therewith, in and for the Town of Riverhead, Suffolk County, New York, there are hereby authorized to be issued \$250,000

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serial bonds of the Town of Riverhead, Suffolk County, New York, pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid construction of bulkheads is now determined to be \$700,000, and that the plan for the financing thereof is as follows:

- a. By the issuance of \$450,000 serial bonds of said Town authorized to be issued pursuant to bond resolution dated July 6, 1993; and
- b. By the issuance of an additional \$250,000 serial bonds of said Town authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is twenty pursuant to subdivision 22 of paragraph a of Section 11.00 of the Local Finance Law; no obligations having been previously issued for said specific object or purpose. 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 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.

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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 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. There shall annually be levied on all the taxable real property in said Town a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Riverhead, Suffolk County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as the Supervisor shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

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Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining debt service and all matters related thereto and determining whether to issue the bonds authorized pursuant to the bond resolution of July 6, 1993 in said manner, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

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by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. 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 11. Upon this resolution taking effect, the same shall be published in full in The 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.

10/1/96

Adopted

TOWN OF RIVERHEAD

Resolution # 741

AUTHORIZES TOWN CLERK TO PUBLISH & POST NOTICE OF ESTOPPEL (\$100,000 SERIAL BONDS FOR THE ACQUISITION OF PARCELS OF LAND AT CORNER OF HOWELL AVENUE & BROOK STREET)

COUNCILMAN PRUSINOWSKI

offered the following resolution,

which was seconded by **COUNCILMAN LULL**:

RESOLVED, that the Town Clerk be and is hereby directed to publish and post the attached Notice of Estoppel in the Suffolk County Life, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall.

THE VOTE

Wittmeler	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Kwasna	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Lull	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Prusinowski	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Stark	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay

The Resolution was thereupon duly adopted.

NOTICE IS HEREBY GIVEN that the resolution published herewith has been adopted by the Town of Riverhead, Suffolk County, New York, on the 6th day of June, 1995, 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. Such resolution was subject to a permissive referendum and the period of time has elapsed for the submission and filing of a petition for a permissive referendum and a valid petition has not been submitted and filed.

Dated: Riverhead, New York,
_____, 1996.

Town Clerk

BOND RESOLUTION DATED JUNE 6, 1995.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$100,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE ACQUISITION OF PARCELS OF LAND ON THE CORNER OF HOWELL AVENUE AND BROOK STREET FOR FUTURE GENERAL TOWN PURPOSES IN AND FOR SAID TOWN.

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, Suffolk County, New York, as follows:

Section 1. For the specific object or purpose of paying the cost of the acquisition of parcels of land on the corner of Howell Avenue and Brook Street for future general Town purposes in and for the Town of Riverhead, Suffolk County, New York, including incidental expenses in connection therewith, there are hereby authorized to be issued \$100,000 serial bonds of the Town of Riverhead, Suffolk County, New York, pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid specific object or purpose is \$100,000, and that the plan for the financing thereof is by the issuance of the \$100,000 serial bonds of said Town authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is thirty

years, pursuant to subdivision 21(a) 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 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 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. There shall annually be levied on all the taxable real property in said Town a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Riverhead, Suffolk County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted

or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be

determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. 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 11. Upon this resolution taking effect, the same 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.

Section 12. This resolution is adopted subject to permissive referendum in accordance with Section 35.00 of the Local Finance Law.

Adopted

10/1/96

TOWN OF RIVERHEAD

Resolution # 742

AUTHORIZES TOWN CLERK TO PUBLISH & POST NOTICE OF ESTOPPEL (\$235,000 SERIAL BONDS FOR THE ACQUISITION OF LAND AND BUILDINGS KNOWN AS BENJAMIN/CORWIN HOUSES)

COUNCILMAN PRUSINOWSKI offered the following resolution,

COUNCILMAN LULL

which was seconded by _____

RESOLVED, that the Town Clerk be and is hereby directed to publish and post the attached Notice of Estoppel in the Suffolk County Life, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall.

THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that the resolution published herewith has been adopted by the Town of Riverhead, Suffolk County, New York, on the 7th day of December, 1993, 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. Such resolution was subject to a permissive referendum and the period of time has elapsed for the submission and filing of a petition for a permissive referendum and a valid petition has not been submitted and filed.

Dated: Riverhead, New York,
_____, 1996.

Town Clerk

BOND RESOLUTION DATED ~~NOVEMBER 16~~ ^{DECEMBER 7}, 1993.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$235,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE ACQUISITION OF LAND AND THE BUILDINGS THEREON IN AND FOR SAID TOWN.

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, Suffolk County, New York, as follows:

Section 1. For the specific objects or purposes of paying the cost of the acquisition of certain real property and the buildings located thereon, such property and buildings being commonly known as the Corwin Benjamin Houses located on East Main Street, Riverhead, such acquisition of land being at a maximum estimated cost of \$185,000 and such acquisition of buildings being at a maximum estimated cost of \$50,000, such land and buildings to be utilized by said Town for cultural and general Town purposes, there are hereby authorized to be issued \$235,000 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 acquisition of land and buildings is by the issuance of the \$235,000 serial bonds of said Town authorized to be issued pursuant to this bond resolution, which serial bonds shall be allocated

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among such land and buildings in accordance with the maximum estimated cost of each as set forth in Section 1 hereof.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid acquisition of land is thirty years, pursuant to subdivision 21(a) of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of the aforesaid acquisition of buildings is twenty years, pursuant to subdivision 11(b) 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 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 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 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Riverhead, Suffolk County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations,

maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. 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

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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 11. Upon this resolution taking effect, the same shall be published in full in The 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.

Section 12. This resolution is adopted subject to permissive referendum in accordance with Section 35.00 of the Local Finance Law.

10/1/96

TOWN OF RIVERHEAD

Resolution # 743

**AUTHORIZES TOWN CLERK TO PUBLISH & POST NOTICE OF ESTOPPEL
(\$50,000 SERIAL BONDS FOR ADDITIONAL COSTS FOR THE ACQUISITION
OF LAND AND BUILDINGS KNOWN AS BENJAMIN/CORWIN HOUSES)**

COUNCILMAN PRUSINOWSKI

offered the following resolution,

which was seconded by **COUNCILMAN LULL**:

RESOLVED, that the Town Clerk be and is hereby directed to publish and post the attached Notice of Estoppel in the Suffolk County Life, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall.

THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon
duly adopted.

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that the resolution published herewith has been adopted by the Town of Riverhead, Suffolk County, New York, on the 6th day of June, 1995, 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. Such resolution was subject to a permissive referendum and the period of time has elapsed for the submission and filing of a petition for a permissive referendum and a valid petition has not been submitted and filed.

Dated: Riverhead, New York,
_____, 1996.

Town Clerk

BOND RESOLUTION DATED JUNE 6, 1995.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$50,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY ADDITIONAL COSTS OF THE ACQUISITION OF LAND IN AND FOR SAID TOWN.

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, by bond resolution dated December 7, 1993, the Town Board of the Town of Riverhead, Suffolk County, New York, authorized the issuance of \$235,000 serial bonds of said Town to pay the cost of the acquisition of certain real property and the buildings located thereon, such property and buildings commonly known as the Corwin Benjamin Houses located on East Main Street, in Riverhead, New York, such acquisition of land being at a maximum estimated cost of \$185,000 and such acquisition of buildings being at a maximum estimated cost of \$50,000, such land and buildings to be utilized by said Town for cultural and general Town purposes, at a maximum estimated cost of \$235,000; and

WHEREAS, it has now been determined that the maximum estimated cost of such acquisition of land is \$235,000, an increase of \$50,000 over that previously authorized; and

WHEREAS, it is now desired to authorize the issuance of an additional \$50,000 serial bonds of said Town in connection therewith; NOW, THEREFORE,

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

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Section 1. For the specific object or purpose of paying additional costs of the acquisition of certain real property commonly known as the Corwin Benjamin Houses located on East Main Street, Riverhead, New York, such land and the buildings thereon to be utilized by said Town for cultural and general Town purposes, in and for the Town of Riverhead, Suffolk County, New York, there are hereby authorized to be issued \$50,000 serial bonds of the Town of Riverhead, Suffolk County, New York, pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid acquisition of land is now determined to be \$235,000, and that the plan for the financing thereof is as follows:

- a. By the issuance of \$185,000 serial bonds of said Town authorized to be issued pursuant to bond resolution dated December 7, 1993; and
- b. By the issuance of an additional \$50,000 serial bonds of said Town authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid acquisition of land is thirty years, pursuant to subdivision 21(a) of paragraph a of Section 11.00 of the Local Finance Law; no obligations having been previously issued for said specific object or purpose. 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

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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. There shall annually be levied on all the taxable real property in said Town a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 7. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Riverhead, Suffolk County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 8. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as the Supervisor shall deem best for the interests of the Town; provided,

however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 9. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining debt service and all matters related thereto and determining whether to issue the bonds authorized pursuant to the bond resolution of December 7, 1993 in said manner, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of

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Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 10. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 11. 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 12. Upon this resolution taking effect, the same shall be published in full in Suffolk County Life, the official

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newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 13. This resolution is adopted subject to permissive referendum in accordance with Section 35.00 of the Local Finance Law.

10/1/96

TOWN OF RIVERHEAD

Resolution # 744

**AUTHORIZES TOWN CLERK TO PUBLISH & POST NOTICE
OF ESTOPPEL (\$800,000 SERIAL BONDS TO PAY COSTS
FOR THE RECONSTRUCTION OF SUFFOLK THEATRE)**

COUNCILMAN PRUSINOWSKI offered the following resolution,

which was seconded by COUNCILMAN LULL:

RESOLVED, that the Town Clerk be and is hereby directed to publish and post the attached Notice of Estoppel in the Suffolk County Life, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall.

THE VOTE

Wittmeier	<u>Aye</u>	Nay
Kwasna	<u>Aye</u>	Nay
Lull	<u>Aye</u>	Nay
Prusinowski	<u>Aye</u>	Nay
Stark	<u>Aye</u>	Nay

The Resolution was thereupon
duly adopted.

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that the resolution published herewith has been adopted by the Town of Riverhead, Suffolk County, New York, on the 20th day of February, 1996, 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. Such resolution was subject to a permissive referendum and the period of time has elapsed for the submission and filing of a petition for a permissive referendum and a valid petition has not been submitted and filed.

Dated: Riverhead, New York,
_____, 1996.

Town Clerk

BOND RESOLUTION DATED FEBRUARY 20, 1996.

A RESOLUTION AUTHORIZING THE ISSUANCE OF AN ADDITIONAL \$800,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY COSTS OF THE RECONSTRUCTION OF THE BUILDING COMMONLY KNOWN AS THE SUFFOLK THEATRE FOR USE AS A CULTURAL AND ART CENTER.

WHEREAS, by bond resolution dated November 3, 1993, the Town Board of the Town of Riverhead, Suffolk County, New York, authorized the issuance of \$450,000 serial bonds of said Town to pay the cost of the acquisition of the building commonly known as the Suffolk Theatre and authorized the issuance of \$800,000 serial bonds of said Town to pay the cost of the reconstruction of such building for use as a cultural and art center for said Town; and

WHEREAS, it has now been determined that the maximum estimated cost of the aforescribed reconstruction is \$1,600,000, an increase of \$800,000 over that previously authorized; and

WHEREAS, it is now desired to provide for the issuance of an additional \$800,000 serial bonds of said Town to pay costs of such reconstruction; NOW, THEREFORE, BE IT

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

Section 1. For the specific object or purpose of paying additional costs of the reconstruction of the building commonly known as the Suffolk Theatre for use as a cultural and art center in and for the Town of Riverhead, Suffolk County, New York, including incidental costs and expenses in connection therewith and the purchase and installation of furnishings, equipment and apparatus to be used therein, there are hereby authorized to be

issued an additional \$800,000 serial bonds of the Town of Riverhead, Suffolk County, New York.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid reconstruction is \$1,600,000, and that the plan for the financing thereof is as follows:

a. By the issuance of the \$800,000 serial bonds of said Town authorized to be issued pursuant to bond resolution dated November 3, 1993; and

b. By the issuance of the additional \$800,000 serial bonds of said Town authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforescribed reconstruction is fifteen years, pursuant to subdivision 12(a)(2) of paragraph a of Section 11.00 of the Local Finance Law.

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 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 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 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Riverhead, Suffolk County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the

name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. 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 11. Upon this resolution taking effect, the same shall be published in full in The 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.

Section 12. This resolution is adopted subject to permissive referendum in accordance with Section 35.00 of the Local Finance Law.

10/1/96

Adopted

TOWN OF RIVERHEAD

Resolution # 745

AUTHORIZES TOWN CLERK TO PUBLISH & POST NOTICE OF ESTOPPEL (\$45,000 SERIAL BONDS TO PAY THE COST OF THE PURCHASE OF LOADER-BACKHOE FOR BUILDINGS & GROUNDS)

COUNCILMAN PRUSINOWSKI

offered the following resolution,

which was seconded by

COUNCILMAN LULL

RESOLVED, that the Town Clerk be and is hereby directed to publish and post the attached Notice of Estoppel in the Suffolk County Life, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall.

THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

LEGAL NOTICE

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NOTICE IS HEREBY GIVEN that the resolution published herewith has been adopted by the Town of Riverhead, Suffolk County, New York, on the 6th day of June, 1995, 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. Such resolution was subject to a permissive referendum and the period of time has elapsed for the submission and filing of a petition for a permissive referendum and a valid petition has not been submitted and filed.

Dated: Riverhead, New York,
_____, 1996.

Town Clerk

BOND RESOLUTION DATED JUNE 6, 1995.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$45,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE PURCHASE OF A LOADER-BACKHOE FOR THE BUILDINGS AND GROUNDS DEPARTMENT IN AND FOR SAID TOWN.

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, Suffolk County, New York, as follows:

Section 1. For the specific object or purpose of paying the cost of the purchase of a loader-backhoe for the Buildings and Grounds Department of and for the Town of Riverhead, Suffolk County, New York, including incidental expenses in connection therewith, there are hereby authorized to be issued \$45,000 serial bonds of the Town of Riverhead, Suffolk County, New York, pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid specific object or purpose is \$45,000, and that the plan for the financing thereof is by the issuance of the \$45,000 serial bonds of said Town authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is fifteen years, pursuant to subdivision 28 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 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 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. There shall annually be levied on all the taxable real property in said Town a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Riverhead, Suffolk County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

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Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect

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from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. 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 11. Upon this resolution taking effect, the same shall be published in full in The 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.

Section 12. This resolution is adopted subject to permissive referendum in accordance with Section 35.00 of the Local Finance Law.

10/1/96

Adopted

TOWN OF RIVERHEAD
Resolution # 746

ORDER CALLING PUBLIC HEARING, RE: EXTENSION OF
THE RIVERHEAD SEWER DISTRICT ON THE
PETITION OF RIVERHEAD BUILDING SUPPLY CORP.,
PULASKI STREET, RIVERHEAD, NEW YORK

Adopted: _____

COUNCILMAN KWASNA

_____ offered the following resolution
which was seconded by _____

COUNCILMAN WITTMETIER

WHEREAS, Riverhead Building Supply Corp., has petitioned the Riverhead Town Board, as governing body of the Riverhead Sewer District, for an Extension to the Riverhead Sewer District to include premises on Pulaski Street, Riverhead, New York, as more particularly described in Exhibit A attached hereto, pursuant to Article 12 of the Town Law, and

WHEREAS, such extension is to be at no cost to the District as extended, and

WHEREAS, this Board determines that the Petition is legally sufficient, and

WHEREAS, Malcolm Pirnie, Inc. has been retained to prepare a map and plan which has been filed with the Town Clerk dated September 6, 1996,

NOW, THEREFORE, BE IT

RESOLVED, that upon the map and plan, this Board determines that the establishment of said extension and the improvements proposed have been determined to be an unlisted action without a significant impact upon the environment pursuant to SEQRA, and be it further

RESOLVED, that the projected daily wastewater flow has been calculated by Malcolm Pirnie, Inc. to be 4,300 gallons which requires a fee of \$28,000 to offset the effect of such increase to the existing District, and be it further

RESOLVED, that Malcolm Pirnie, Inc. has determined that the extension will require the improvement of 200 linear feet of sewer line at an estimated cost of \$20,000 to be borne by the petitioner, and be it further

RESOLVED, that the Riverhead Town Board, upon the petition in accordance with Article 12 of the Town Law, desires to call a

public hearing upon the question of the establishment of the Riverhead Building Supply Extension, and be it further

RESOLVED, that a public hearing will be held at the Town Hall, 200 Howell Avenue, Riverhead, New York, on October 15, 1996, at 7:20 o'clock P.M., prevailing time, for the purpose of holding a public hearing to consider the establishment of a proposed sewer district extension of said Town as described in the preambles hereof, to be known as the Riverhead Building Supply Extension, and to consider the map, plan and report including an estimate of cost filed in relation thereto, and to hear all persons interested in the subject matter thereof concerning the same, and for such other action on the part of said Town Board as may be required by law or shall be proper in the premises, and be it further

RESOLVED, that the Town Clerk is hereby authorized and directed to cause a copy of this Order to be published once in the Suffolk County Life Newspaper in the October 2nd edition and that the Town Clerk shall also cause a copy thereof to be posted on the sign-board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, and be it further

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

RESOLVED, that the Town Clerk shall forward certified copies of this resolution to Malcolm Pirnie, Inc., Michael Reichel, Pierre G. Lundberg, Esq., Kenneth Tests, Accounting Department, and Riverhead Building Supply Corp.

THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

All that certain plot, piece and parcel of land situate, lying and being in the Town of Riverhead, County of Suffolk, State of New York bounded and described as follows:

BEGINNING at a point in the southerly line of Pulaski Street, said point being at the Northeast corner of the premises described where the same meets lands of the Riverhead Water District, Town of Riverhead, and thence from said point or place of BEGINNING

Along lands of the Town of Riverhead 505 degrees 49 minutes 00 seconds West a distance of 110.38 feet to lands of the Long Island Railroad

Thence along lands of the Long Island Railroad North 84 degrees 11 minutes 00 seconds West a distance of 1253.30 feet to lands now or formerly of Gus Shad

Thence along lands now or formerly of Gus Shad North 05 degrees 49 minutes 00 seconds East a distance of 971.65 feet to the southerly line of Pulaski Street

Thence easterly along the southerly line of Pulaski Street the following courses and distances:

- 1) *South 33° 30' East 38.65 feet*
- 2) along an arc of a curve with a radius of 2634.56 feet for a distance of 798.55 feet
- 3) South 50 degrees 25 minutes 00 seconds East 232.26 feet
- 4) South 55 degrees 28 minutes 40 seconds East 62.34 feet
- 5) South 50 degrees 25 minutes 00 seconds East 240.30 feet
- 6) South 22 degrees 54 minutes 30 seconds West 0.26 feet
- 7) South 83 degrees 46 minutes 00 seconds East 193.73 feet

to the point of place of BEGINNING.

10/1/96

Adopted

TOWN OF RIVERHEAD

Resolution # 747

ORDER CALLING PUBLIC HEARING, RE: EXTENSION OF
THE RIVERHEAD SEWER DISTRICT ON THE
PETITION OF JOHN WESLEY VILLAGE II
MIDDLE ROAD, RIVERHEAD

Adopted: _____

COUNCILMAN WITTMEIER

_____ offered the following resolution
which was seconded by **COUNCILMAN KWASNA** _____,

WHEREAS, John Wesley Village II has petitioned the Riverhead Town Board, as governing body of the Riverhead Sewer District, for an Extension to the Riverhead Sewer District to include premises on Middle Road, Riverhead, New York, as more particularly described in Exhibit A attached hereto, pursuant to Article 12 of the Town Law, and

WHEREAS, such extension is to be at no cost to the District as extended, and

WHEREAS, this Board determines that the Petition is legally sufficient, and

WHEREAS, Malcolm Pirnie, Inc. has been retained to prepare a map and plan which has been filed with the Town Clerk dated September 23, 1996,

NOW, THEREFORE, BE IT

RESOLVED, that upon the map and plan, this Board determines that the establishment of said extension and the improvements proposed have been determined to be an unlisted action without a significant impact upon the environmenta pursuant to SEQRA, and be it further

RESOLVED, that the projected daily wastewater flow has been calculated by Malcolm Pirnie, Inc. to be 28,800 gallons which requires a fee of \$187,200 to offset the effect of such increase to the existing District, and be it further

RESOLVED, that Malcolm Pirnie, Inc. has determined that the estimated cost of the improvements required by the John Wesley Village II to be \$182,500 which would require improvements of approximately 1,800 linear feet of sewer line and possible rehabilitation of one Manhole, to be borne by the petitioner, and be it further

RESOLVED, that the Riverhead Town Board, upon the petition in accordance with Article 12 of the Town Law, desires to call a public hearing upon the question of the establishment of the John Wesley Village II Extension, and be it further

RESOLVED, that a public hearing will be held at the Town Hall, 200 Howell Avenue, Riverhead, New York, on October 15, 1996, at 7:15 o'clock P.M., prevailing time, for the purpose of holding a public hearing to consider the establishment of a proposed sewer district extension of said Town as described in the preambles hereof, to be known as the John Wesley Village II Extension, and to consider the map, plan and report including an estimate of cost filed in relation thereto, and to hear all persons interested in the subject matter thereof concerning the same, and for such other action on the part of said Town Board as may be required by law or shall be proper in the premises, and be it further

RESOLVED, that the Town Clerk is hereby authorized and directed to cause a copy of this Order to be published once in the Suffolk County Life Newspaper in the October 2nd edition and that the Town Clerk shall also cause a copy thereof to be posted on the sign-board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, and be it further

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

RESOLVED, that the Town Clerk shall forward certified copies of this resolution to Malcolm Pirnie, Inc., Michael Reichel, Pierre G. Lundberg, Esq., Kenneth Testa, Accounting Department, and John Wesley Village II.

THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

SCHEDULE A - Description

DISTRICT 0600 SECTION 08200 BLOCK 02.00 LOT 004.007 ON THE TAX MAP
OF SUFFOLK COUNTY

PARCEL I

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Town of Riverhead, County of Suffolk and State of New York, bounded and described as follows:

BEGINNING at a point which is the following four (4) courses and distances from the intersection of the northerly side of Middle road, and the easterly side of Nadel Drive;

- (1) North 83 degrees 32 minutes 58 seconds east 163.73 feet;
- (2) north 31 degrees 45 minutes 22 seconds west 202.93 feet;
- (3) north 33 degrees 43 minutes 02 seconds west 199.53 feet;
- (4) north 32 degrees 44 minutes 22 seconds west 420.00 feet;

running from said point of beginning north 32 degrees 44 minutes 22 seconds west 1143.48 to a monument and land now or formerly of Clarence and Sophie Anderson;

THENCE along said land north 32 degrees 55 minutes 57 seconds west 453.76 feet;

THENCE north 60 degrees 26 minutes 36 seconds east 952.64 feet to the westerly side of land now or formerly of Dual Farm Associates;

THENCE along the westerly side of land now or formerly of Dual Farm Associates the following two (2) courses and distances: (1) south 29 degrees 58 minutes 57 seconds east 1582.46 feet; (2) south 24 degrees 36 minutes 52 seconds east 74.24 feet to the northerly side of land now or formerly of United Peconic Methodist Housing Development;

THENCE along the northerly side of said land now or formerly of the United Peconic Methodist Housing Development the following four (4) courses and distances:

- (1) south 80 degrees 27 minutes 56 seconds west 196.99 feet;
- (2) south 54 degrees 45 minutes 00 seconds west 104.28 feet;
- (3) along the arc of a curve bearing to the left and having a radius of 55 feet; a length of 172.80 feet, the chord bearing North 87 degrees 48 minutes 21 seconds east 110 feet to a point;
- (4) south 54 degrees 45 minutes 00 seconds west 483.54 feet to the point or place of BEGINNING.

TOGETHER with the benefits and SUBJECT to the burdens of a certain easement as more fully described in a certain deed dated 10/31/80 recorded 11/25/80 in Liber 8920 Page 26 made between Mortimer Barr, Burrill W. Heller and James P. Levin, grantors and Peconic United Methodist Housing Development Fund Company, Inc.

SCHEDULE A - Description

NO. 85-08-262820

DISTRICT 0600 SECTION 08200 BLOCK 02.00 LOT 004.007 ON THE TAX MAP
OF SUFFOLK COUNTY

PARCEL II

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Town of Riverhead, County of Suffolk, State of New York, bounded and described as follows:

BEGINNING at a point on the easterly side of lands now or formerly of Clarence and Sophie Anderson, formerly Frank J. Yousik, which point is distant the following five (5) courses and distances from a monument located at the point of intersection of the northerly side of Middle Road and the easterly side of Nadel Drive;

(1) running along the northerly line of Middle Road North 83 degrees 32 minutes 58 seconds east 163.73 feet to a monument;

(2) running thence north 31 degrees 45 minutes 22 seconds west 202.93 feet to a monument;

(3) running thence north 33 degrees 43 minutes 02 seconds west 199.93 feet to a monument;

(4) running thence north 32 degrees 44 minutes 22 seconds west 1563.48 feet to a monument;

(5) running thence north 32 degrees 55 minutes 57 seconds west 455.76 feet; and from said point or place of beginning, running thence along the easterly line of lands now or formerly of Clarence and Sophie Anderson; formerly Frank J. Yousik the following two (2) courses and distances: (1) north 32 degrees 55 minutes 57 seconds west 33.14 feet to a monument; (2) north 32 degrees 39 minutes 02 seconds west 843.37 feet to the southerly side of lands now or formerly of Joseph and Raymond Koraleski, formerly Edward Koraleski, formerly William R. Mc Cabe;

RUNNING THENCE along the aforementioned lands of Koraleski north 62 degrees 12 minutes 28 seconds east 971.48 feet to a monument on the westerly side of lands now or formerly of Dual Farms Associates, formerly Walter Mc Kay, formerly Frank Mc Cabe;

RUNNING THENCE along said aforementioned land of Dual Farm Associates the following three (3) courses and distances:

(1) south 29 degrees 18 minutes 32 seconds east 167.20 feet to a monument;

(2) south 34 degrees 43 minutes 42 seconds east 299.34 feet to a monument;

(3) south 29 degrees 58 minutes 57 seconds east 380 feet to the northerly line of other lands of the parties of the first part (Parcel I);

RUNNING THENCE along the northerly line of lands of the parties of the first part (Parcel I) south 60 degrees 26 minutes 36 seconds west 952.64 feet to the point or place of BEGINNING.

Adopted

TB 10/1/96

TOWN OF RIVERHEAD

RESOLUTION # 748
ADOPTED OCTOBER 1, 1996

AUTHORIZES TOWN CLERK TO ADVERTISE FOR BIDS FOR
SNOW PLOW PARTS & SPREADER PARTS

COUNCILMAN PRUSINOWSKI offered the following resolution
which was seconded by COUNCILMAN LULL.

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to advertise for sealed bids on "SNOW PLOW PARTS & SPREADER PARTS" for the use of the Riverhead Highway Department.

AND BE IT FURTHER RESOLVED, that the specifications and forms for bidding be prepared by the Superintendent of Highways and bids be returnable up to 11:00 A.M. on OCTOBER 16, 1996 AND BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby designated to open publicly and read aloud on OCTOBER 16, 1996 at 11:00 A.M. at the Town Clerk's office, 200 Howell Avenue, Riverhead, New York all sealed bids bearing the designation "BID ON SNOW PLOW PARTS & SPREADER PARTS".

THE VOTE

Wittmeier	(Aye)	Nay
Kwasna	(Aye)	Nay
Lull	(Aye)	Nay
Prusinowski	(Aye)	Nay
Stark	(Aye)	Nay

The Resolution was thereupon duly adopted.

NOTICE TO BIDDERS

Sealed bids for the purchase of SNOW PLOW PARTS & SPREADER PARTS for the use of the Riverhead Highway Department will be received by the Town Clerk of the Town of Riverhead at the Town Hall, 200 Howell Avenue, Riverhead, New York until 11:00 A.M. on October 16, 1996.

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

All bids will be submitted on the bid form provided. Any and all exceptions to the specifications will be listed on a separate sheet of paper bearing the designation "Exceptions to the Specifications", and attached to the bid form.

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

The bids will be submitted in a sealed envelope bearing the designation "Bid on Snow Plow Parts & Spreader Parts".

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

Date: October 1, 1996

Adopted

TB 10/1/96

TOWN OF RIVERHEAD

RESOLUTION # 749
ADOPTED OCTOBER 1, 1996

AUTHORIZES TOWN CLERK TO ADVERTISE FOR BIDS FOR
LIQUID CALCIUM CHLORIDE

COUNCILMAN LULL offered the following resolution

which was seconded by COUNCILMAN PRUSINOWSKI

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to advertise for sealed bids on "LIQUID CALCIUM CHLORIDE" requirements for the use of the Riverhead Highway Department for the year 1996 - 1997.

AND BE IT FURTHER RESOLVED, that the Specifications and forms for bidding be prepared by the Superintendent of Highways and bids be returnable up to 11:00 A.M. on OCTOBER 15, 1996 AND BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby designated to open publicly and read aloud on OCTOBER 15, 1996 at 11:00 A.M. at the Town Clerk's office, 200 Howell Avenue, Riverhead, New York all sealed bids bearing the designation "BID ON LIQUID CALCIUM CHLORIDE".

THE VOTE

Wittmeier	(Aye)	Nay
Kwasna	(Aye)	Nay
Lull	(Aye)	Nay
Prusinowski	(Aye)	Nay
Stark	(Aye)	Nay

The Resolution was thereupon duly adopted.

NOTICE TO BIDDERS

Sealed bids for the purchase of LIQUID CALCIUM CHLORIDE for the use of the Riverhead Highway Department will be received by the Town Clerk of the Town of Riverhead at the Town Hall, 200 Howell Avenue, Riverhead, New York until 11:00 A.M. on October 15, 1996.

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

All bids will be submitted on the bid form provided. Any and all exceptions to the specifications will be listed on a separate sheet of paper bearing the designation "Exceptions to the Specifications", and attached to the bid form.

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

The bids will be submitted in a sealed envelope bearing the designation "Bid on Liquid Calcium Chloride".

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

Date: October 1, 1996

Adopted

AWARDS BID FOR OFFICE SUPPLIES

RESOLUTION # 750

ADOPTED:

COUNCILMAN KWASNA

COUNCILPERSON _____ offered the following resolution,
which was seconded by COUNCILPERSON _____

COUNCILMAN WITTMER

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

WHEREAS, bids were received, opened, and read aloud on the 19th day of
September, 1996, at 11:00 a.m. at Town Hall, 200 Howell Avenue Riverhead, New York
11901, the date, time, and place given in the notice to bidders.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for OFFICE SUPPLIES, FURNITURE and EQUIPMENT be
awarded as follows:

<u>BIDDER</u>	<u>CATEGORY AWARDED</u>	
Central Office Supply, Inc.	A - Supplies	50.1% off net delivered
Legend Office Products, Inc.	B - Furniture	44.1% off net delivered United Catalog 45.9% off Hon thru United 52.0 Hon Catalog (3 week lead time)
Mc Cabes Office Products, Inc.	C - Electronics	25% off net delivered

RESOLVED, that the Town Board hereby directs the Town Clerk to return any and all
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 CENTRAL OFFICE SUPPLY, INC., LEGEND OFFICE
PRODUCTS, MC CABES OFFICE SUPPLY, INC. and all Town Hall departments.

THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Luli	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon
duly adopted.

TOWN OF RIVERHEAD

Adopted

RESOLUTION# 751
ADOPTED _____

AUTHORIZATION TO PUBLISH BID

COUNCILMAN WITTMEIER OFFERED THE FOLLOWING RESOLUTION
WHICH WAS SECONDED BY COUNCILMAN KWASNA:

BE IT RESOLVED, THAT THE TOWN BOARD HEREBY AUTHORIZES THE TOWN
CLERK TO ADVERTISE FOR SEALED BIDS FOR EMS PROTECTIVE CLOTHING
FOR USE IN THE VOLUNTEER AMBULANCE CORPS IN THE TOWN OF
RIVERHEAD.

BE IT RESOLVED, THAT THE TOWN CLERK BE, AND HEREBY IS, AUTHORIZED
TO FORWARD A COPY OF THIS RESOLUTION TO THE VOLUNTEER
AMBULANCE CORPS AND THE ACCOUNTING DEPARTMENT.

THE VOTE

Wittmeier	(Aye)	Nay
Kwasna	(Aye)	Nay
Lull	(Aye)	Nay
Prusinowski	(Aye)	Nay
Stark	(Aye)	Nay

The Resolution was thereupon
duly adopted.

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of EMS PROTECTIVE CLOTHING for use by the TOWN OF RIVERHEAD VOLUNTEER AMBULANCE CORPS will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, until 11:05 a.m. on Wednesday, October 16, 1996.

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 BID FOR EMS PROTECTIVE CLOTHING.

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

Barbara Grattan, Town Clerk

OCTOBER 1, 1996

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 752

AUTHORIZATION TO PUBLISH BID

COUNCILMAN PRUSINOWSKI OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN LULL:

BE IT RESOLVED, THAT THE TOWN BOARD HEREBY AUTHORIZES THE TOWN CLERK TO ADVERTISE FOR SEALED BIDS FOR FOOD FOR USE IN THE NUTRITION CENTER IN THE TOWN OF RIVERHEAD.

BE IT RESOLVED, THAT THE TOWN CLERK BE, AND HEREBY IS, AUTHORIZED TO FORWARD A COPY OF THIS RESOLUTION TO ALL DEPARTMENTS.

THE VOTE

Wittmeier	<u>Aye</u>	Nay
Kwasna	<u>Aye</u>	Nay
Lull	<u>Aye</u>	Nay
Prusinowski	<u>Aye</u>	Nay
Stark	<u>Aye</u>	Nay

The Resolution was thereupon duly adopted.

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of FOOD for use by the TOWN OF RIVERHEAD NUTRITION CENTER will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, until 11:10 a.m. on October 16, 1996.

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 BID FOR FOOD.

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

Barbara Grattan, Town Clerk

10/1/96

TOWN OF RIVERHEAD

Resolution # 753APPROVES SITE PLAN OF SPLISH SPLASH AT ADVENTURELAND -
BOARDWALK RESTAURANT

COUNCIL MAN LULL offered the following resolution, which was seconded by
COUNCIL MAN PRUSINOWSKI

WHEREAS, a site plan and elevations were submitted by Chip Cleary, as agent for Splish Splash at Adventureland, Inc., for the addition of a building for use as restaurant and first aid station, and attendant deck area, located at the south side of Splish Splash Drive, Calverton, New York, known and designated as Suffolk County Tax Map Number 0600-118-1-3.1; and

WHEREAS, the Planning Department has reviewed the site plan dated August 1996, as prepared by H2M Group, 575 Broadhollow Road, Melville NY 11747, and elevations dated August 1996, as prepared by H2M Group, 575 Broadhollow Road, Melville NY 11747, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; 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 site plan applied for will be a(n) Unlisted Action without a significant impact upon the environment pursuant to the State Environmental Conservation Law and 6 NYCRR Part 617; and

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

WHEREAS, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 96-27402 of the Office of the Supervisor of the Town of Riverhead; 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 Chip Cleary, as agent for Splish Splash at Adventureland, Inc., for the addition of a building for use as restaurant and first aid station, and attendant deck area, located at the south side of Splish Splash Drive, Calverton, New York, site plan dated August 1996, as prepared by H2M Group, 575 Broadhollow Road, Melville NY 11747, and elevations dated August 1996, as prepared by H2M Group, 575 Broadhollow Road, Melville NY 11747, 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 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of 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 Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;

6. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;

7. 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, Splish Splash at Adventureland, Inc. hereby authorizes and consents to the Town of Riverhead to enter premises at the south side of Splish Splash Drive, Calverton, 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. Pursuant to Section 108-133I of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall post a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;

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

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

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Chip Cleary, as agent for Splish Splash at Adventure Island, Inc., the Riverhead Planning Department, Riverhead Building Department and the Town Engineer.

THE VOTE

Wittmeler	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 1996 made by Splish Splash at Adventureland, Inc., residing at Splish Splash Drive, Calverton NY 11933, Declarant.

WITNESSETH:

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 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of 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 Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, 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. Pursuant to Section 108-133I of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall post a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;

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

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

Declarant has hereunto set his (her) hand and seal the day and year above first written.

SPLISH SPLASH AT ADVENTURELAND, INC.

By: _____

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

On the _____ day of _____, 1996, before me personally came _____, who, being sworn by me, did depose and say: that (s)he is the _____ of _____; that (s)he knows the seal of the corporation; that the seal affixed to this instrument is said seal; and that it was affixed by order of the Board of Directors of the Corporation.

NOTARY PUBLIC

10/1/96

Adopted¹⁴⁵³

TOWN OF RIVERHEAD

Resolution # 754

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER A PROPOSED LOCAL LAW TO AMEND CHAPTER 62A "GAMES OF CHANCE" OF THE RIVERHEAD TOWN CODE

COUNCILMAN KWASNA offered the following resolution, was seconded by

COUNCILMAN WITTMEIER

RESOLVED, the Town Clerk be and is hereby authorized to publish the attached public notice to consider a proposed local law to amend Chapter 62A "Games of Chance" of the Riverhead Town Code once in the October 2, 1996 issue of the Suffolk County Life Newspaper, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Planning Board; the Building Department; the Suffolk County Planning Commission; and the Towns of Brookhaven, Southold and Southampton.

THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead, in the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on the 15th day of October, 1996 at 7:25 o'clock p.m. to consider a proposed local law to amend Chapter 62A "Games of Chance" as follows:

~~§ 62A-9 Sundays and other holidays:~~

~~No games of chance shall be conducted under any license issued under this chapter on the first day of the week, commonly known and designated as "Sunday"; no games of chance shall be conducted on Easter Sunday, Christmas Day or New Year's Eve.~~

§ 62A-11. Frequency and hours.

No game or games of chance, shall be conducted under any license issued under this chapter more often than twelve (12) times in any calendar year. No particular premises shall be used for the conduct of games of chance on more than twenty-four (24) license periods during any one (1) calendar year. Games shall be conducted only between the hours of 12:00 noon and 12:00 midnight on Sunday, Monday, Tuesday, Wednesday, ~~and~~ Thursday, and Friday, and only between the hours of 12:00 noon on Saturday and 2:00 a.m. Sunday. The 2:00 a.m. closing period shall also apply to a legal holiday.

Dated: Riverhead, New York
October 1, 1996

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

- * Underscore represents addition(s)
- ** Overstrike represents deletion(s)

October 1, 1996

Adopted

TOWN OF RIVERHEAD

Resolution # 755

APPOINTS SCHOOL CROSSING GUARD

COUNCILMAN WITTMEIER offered the following resolution,
which was seconded by COUNCILMAN KWASNA

WHEREAS, due to the resignation of School Crossing Guard Suzanne Andrejack, a vacancy has been created in the position; and

WHEREAS, pursuant to interviews, a recommendation has been made by the Chief of Police to hire Louise Parine in the position on a part-time basis.

NOW, THEREFORE, BE IT RESOLVED, effective October 2, 1996, the Town Board hereby authorizes the appointment of Louise Parine to the position of School Crossing Guard at an hourly rate of pay of \$8.25; and

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

THE VOTE

Wittmeier	<u>Aye</u>	Nay
Kwasna	<u>Aye</u>	Nay
Lull	<u>Aye</u>	Nay
Prusinowski	<u>Aye</u>	Nay
Stark	<u>Aye</u>	Nay

The Resolution was thereupon duly adopted.

October 1, 1996

Adopted

TOWN OF RIVERHEAD

Resolution # 756

RATIFIES TERMINATION OF PROBATIONARY EMPLOYEE

COUNCILMAN PRUSINOWSKI offered the following resolution

which was seconded by COUNCILMAN LULL

BE IT RESOLVED, effective September 30, 1996, the Town Board hereby ratifies the termination of a Probationary Account Clerk Typist in the Police Department; and

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

THE VOTE

Wittmeler	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

Adopted

10/1/96

TOWN OF RIVERHEAD

Resolution # 757

**AUTHORIZES TOWN ATTORNEY TO EXECUTE AMENDMENT OF
STIPULATION BETWEEN CASILEN CORPORATION AND TOWN OF
RIVERHEAD**

COUNCILMAN LULL offered the following resolution, was seconded by

~~COUNCILMAN FRUSINOWSKI~~ :

WHEREAS, by resolution number 706, the Town Board authorized the Town Attorney to enter into a Stipulation with Casilen Corporation regarding court action pending at Supreme Court, Suffolk County, Index No. 93-12901; and

WHEREAS, said Stipulation was executed by the Town Attorney and so ordered by Hon. Jack J. Cannavo, J.S.C., on October 24, 1995; and

WHEREAS, Riverhead Landing Apartments, L.P. was assigned Casilen Corporation's interest in said Stipulation and Order by Assignment dated August 16, 1996; and

WHEREAS, Riverhead Landing Apartments, L.P. has petitioned the Town Board to be amended as more fully set forth in the "AMENDMENT TO STIPULATION AND ORDER OF SETTLEMENT" a copy of which is annexed hereto.

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes the Town Attorney to execute the amendment of said Stipulation; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Charles R. Cuddy, Esq., 445 Griffing Avenue, P.O. Box 1547, Riverhead, New York, 11901; the Town Attorney and the Planning Director; and the Building Department.

SUPREME COURT OF THE STATE OF NEW YORK
 COUNTY OF SUFFOLK

-----X
 CASILEN CORPORATION,

Plaintiff-Petitioner,

against

AMENDMENT TO
 STIPULATION
 AND ORDER OF
 SETTLEMENT

THE TOWN OF RIVERHEAD, THE TOWN BOARD
 OF THE TOWN OF RIVERHEAD, JOSEPH F.
 JANOSKI, individually and as a Member
 of the Town Board of the Town of
 Riverhead, VICTOR PRUSINOWSKI,
 Individually and as a Member of the
 Town Board of the Town of Riverhead,
 FRANK CREIGHTON, Individually and as a
 Member of the Town Board of the Town
 of Riverhead, and JAMES STARK,
 Individually and as a Member of the
 Town Board of the Town of Riverhead,

Defendants-Respondents

-----X
 WHEREAS, a stipulation and order of settlement was granted
 under date of October 24, 1995, and filed with the County Clerk on
 October 27, 1995 and,

WHEREAS, THE PLAINTIFF-PETITIONER assigned its interest in the
 stipulation and order to Riverhead Landing Apartments, LP and,

WHEREAS, Riverhead Landing Apartments, L.P. has purchased all
 of the Casilen interest in and to the subject parcel and
 recognizing that Riverhead Landing Apartments, L.P. intends to use
 the subject parcel for Senior Citizen housing and further
 recognizing that Riverhead Landing L.P. wishes to divide the
 subject parcel and convey seven (7) acres to benefit the adjoining
 owner to the south while retaining the 155 garden apartment units
 together with recreational facilities and accessory buildings on
 the remaining 50 acres and,

WHEREAS, the RC zone overlay (retirement community) would
 permit more than 200 units to be constructed on the remaining fifty
 (50) acre site, it is

NOW, THEREFORE, agreed that the stipulation and order of
 settlement be amended so that the senior citizen housing consisting
 of 155 garden apartments may be erected on fifty (50) acres of the

subject parcel and it is further agreed that the stipulation and order of settlement is so amended and as amended, the stipulation and order of settlement shall remain in full force and effect.

LAZER, APTHEKER, FELDMAN, ROSELLA & YEDID
Co-Counsel for Assignee of Plaintiff-Petitioner
35 Pinelawn Road
Melville, New York 11747

By: _____

CHARLES R. CUDDY
Co-Counsel for assignee of Plaintiff-Petitioner

By: _____

ROBERT F. KOZAKIEWICZ
Town Attorney for the Town of Riverhead
Attorney for Defendants-Respondent
200 Howell Avenue
Riverhead, New York 11901

By: _____

SO ORDERED:

Dated

THE VOTE

Wittmeier	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Kwasna	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Lull	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Prusinowski	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Stark	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay

The Resolution was thereupon duly adopted.

10/1/96

Adopted

TOWN OF RIVERHEAD

Resolution # 758

RATIFIES EXTENSION OF TOYS "R" US TENT SALE

COUNCILMAN KWASNA

offered the following resolution, was seconded by

COUNCILMAN WITTMER

WHEREAS, by resolution #679, the Town Board granted the application of Toys "R" Us to conduct a tent sale from August 28, 1996 to September 16, 1996; and

WHEREAS, by letter dated September 9, 1996, Toys "R" Us requested an extension of that approved, to conduct a tent sale until September 3, 1996.

NOW THEREFORE BE IT RESOLVED, that the Town Board be and hereby ratifies the approval of Toys "R" Us to conduct a tent sale until September 30, 1996; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Toys "R" Us, Att: Mary Hudak, Assistant Director, Old Country Road, Riverhead, New York, 11901 and the Police Department.

THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

10/1/96

Adopted

TOWN OF RIVERHEAD

Resolution # 759
October 1, 1996

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING

COUNCILMAN WITTMEIER

COUNCILPERSON

COUNCILMAN KWASNA

offered the following resolution, which was seconded by COUNCILPERSON

WHEREAS, the Town of Riverhead has an ongoing Community Development Block Grant Program and plans to prepare an application for Community Development Block Grant Funds, FY 1997; and

WHEREAS, the Town wishes to solicit comments from the public with regard to the development of said application; and

WHEREAS, the public hearing has been scheduled for public comment on October 15, 1996.

THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead authorize the Town Clerk to publish the attached notice of public hearing as a legal advertisement in the Suffolk County Life on October 2, 1996.

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

TOWN OF RIVERHEAD
PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 15th day of October, 1996 at 7:10 P.M. in the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the development of the Town of Riverhead's Community Development Block Grant Application for fiscal year 1997.

Eligible categories of activities for Community Development funding include:

1. Acquisition and demolition of Real Property
2. Public Facilities and Improvements
3. Housing Rehabilitation
4. Historic Preservation
5. Public Water or Sewer Projects
6. Removal of Architectural Barriers
7. Administration Activities

The hearing will provide citizens of the Town of Riverhead the opportunity to comment upon the development of the proposed application as well as upon the performance of any active Community Development Block Grant. Further information concerning the Community Development Program can be obtained at Riverhead Town Hall, Community Development Office, 200 Howell Avenue, Riverhead, New York 11901, (516) 727-3200, Ext. 287.

A County-wide public hearing will be scheduled at a later date for final review and comments on the overall Community Development Program prior to its submission to the U.S. Department of Housing and Urban Development.

The Town of Riverhead urges the citizens of the Town of Riverhead and all other interested parties to participate in this important hearing.

DATED: October 1, 1996

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

BARBARA GRATTAN, TOWN CLERK

THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon
duly adopted.

Adopted

10/1/96

TOWN OF RIVERHEAD

Resolution # 760**APPROVES SITE PLAN OF HUNT LIEDTKE MANAGEMENT
(MCDONALD'S - ADDITION OF SECOND DRIVE-THRU WINDOW)**

COUNCILMAN PRUSINOWSKI offered the following resolution, which was seconded by

COUNCILMAN LULL:

WHEREAS, a site plan and elevations were submitted by Anthony M. Liedtke, as agent for Hunt Liedtke Management, Inc., for the addition of a second drive-thru window at the existing McDonald's Restaurant, located at the north side of Old Country Road (C.R. 58), Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-84-4-30.1; and

WHEREAS, the Planning Department has reviewed the site plan dated last July 4, 1992, as prepared by Villo Designs, 924 St. Johnland Road, Kings Park NY 11754, and elevations dated May 25, 1990, as prepared by Villo Designs, 924 St. Johnland Road, Kings Park NY 11754, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; 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 site plan applied for will be a(n) Type II Action without a significant impact upon the environment pursuant to the State Environmental Conservation Law and 6 NYCRR Part 617; and

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

WHEREAS, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 96-26903 of the Office of the Supervisor of the Town of Riverhead; 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 Anthony M. Liedtke, as agent for Hunt Liedtke Management, Inc., for the addition of a second drive-thru window at the existing McDonald's Restaurant, located at the north side of Old Country Road (C.R. 58), Riverhead, New York, site plan dated last July 4, 1992, as prepared by Villo Designs, 924 St. Johnland Road, Kings Park NY 11754, and elevations dated May 25, 1990, as prepared by Villo Designs, 924 St. Johnland Road, Kings Park NY 11754, 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 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of 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 Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;

6. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;

7. 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, Hunt Liedtke Management, Inc. hereby authorizes and consents to the Town of Riverhead to enter premises at the north side of Old Country Road (C.R. 58), Riverhead, 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. Pursuant to Section 108-133I of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall post a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;

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

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

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Anthony M. Liedtke, as agent for Hunt Liedtke Management, Inc., Charles R. Cuddy, Esq., the Riverhead Planning Department, Riverhead Building Department and the Town Engineer.

THE VOTE

Wittmeier	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Kwasna	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Lull	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Prusinowski	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Stark	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay

The Resolution was thereupon duly adopted.

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 1996 made by Hunt Liedtke Management, Inc., residing at 10 Rabro Drive, Hauppauge NY 11788, Declarant.

WITNESSETH:

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 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of 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 Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, 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. Pursuant to Section 108-133I of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall post a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;

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

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

Declarant has hereunto set his (her) hand and seal the day and year above first written.

HUNT LIEDTKE MANAGEMENT, INC.

By: _____

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

On the _____ day of _____, 1995, before me personally came _____, who, being sworn by me, did depose and say: that (s)he is the _____ of _____; that (s)he knows the seal of the corporation; that the seal affixed to this instrument is said seal; and that it was affixed by order of the Board of Directors of the Corporation.

NOTARY PUBLIC

Adopted

TOWN OF RIVERHEAD

Resolution # 761

APPROVES APPLICATION OF RIVERHEAD COUNTRY FAIR

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

WHEREAS, the Riverhead Country Fair committee submitted an application for the purpose of holding exhibits to be held in the Peconic River Parking Lot, Peconic Avenue, and Main Street in downtown Riverhead on Sunday, October 13, 1996 between the hours of 11:00am and 5:00pm; and

WHEREAS, the rain date for said Country Fair has been scheduled for Sunday, October 20, 1996; and

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

NOW, THEREFORE, BE IT RESOLVED, that the application of the Riverhead Country Fair for the purpose of holding exhibits in downtown Riverhead on October 13, 1996 from 11:00am to 5:00pm, with a rain date of October 20, 1996 be and is hereby approved; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Riverhead Country Fair coordinators and the Riverhead Police Department.

THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

Adopted

THE VOTE

Wittmeier	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Kwasna	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Lull	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Prusinowski	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Stark	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay

The Resolution was thereupon duly adopted.

1996

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF AUCTION OF ABANDONED VEHICLES AND ALL OTHER UNCLAIMED PROPERTY BEING HELD BY THE POLICE DEPARTMENT

COUNCILMAN KWASNA offered the following resolution which was seconded by COUNCILMAN WITTMER

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the following Notice of Abandoned Vehicles to be sold at Public Auction on October 26, 1996 at 9:00 A.M., pursuant to Section 1224 of the Vehicle and Traffic Law of the State of New York, to be held at the Riverhead Town Impound Area, located on Route 58 in the Town of Riverhead. Vehicles may be inspected prior to the auction on October 25, 1996 between the hours of 10:00 A.M. to 3:00 P.M.

BE IT FURTHER, that any and all other unclaimed property being held by the Police Department will also be available for public auction on October 26, 1996.

AV-03	1988	Nissan Sentra	1N4PB22S9JC815810	Black
AV-04	1991	Chev. Cavalier	1G1AD35G4CC105250	Gray
AV-05	1981	Ford F250	1FTFF25EXBNA19993	White
AV-06	1988	Volks. Jetta	WVWFB9161JW281204	
AV-07	1983	Olds Cut. Cie	1G3AM19E1DG307400	Tan
AV-08	1977	Ford Pickup	F14HRY84971	Gray
AV-09	1980	Chev. Malibu	1W19AAR434385	Blue
AV-10	1977	BMW	5515399	White
AV-11	1985	Buick	1G4BN69Y5FX473295	Red

TOWN VEHICLES

TV-01	1989	Ford Crown Vic	2FABP72F5KX213986	White
TV-02	1991	Ford Crown Vic	2FACP72F2MX113786	White
TV-03	1969	Ford Vac-ALL	T96LUE74619	
TV-04	1985	Chevy Dump Truck	1GBJK34J0FV200T35	
TV-05	1964	Dodge Flatbed	5881374021	
TV-06	1953	GMC (Army Truck)	A28897	

Adopted

THE VOTE

Wittmeier	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Kwasna	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Lull	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Prusinowski	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Stark	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay

The Resolution was thereupon
duly adopted.

10/1/96

Adopted

1470

TOWN OF RIVERHEAD
RESOLUTION #763

AUTHORIZES DESIGNATION OF BLIGHTED AREA

COUNCILMAN WITTMEIER

offered the following

COUNCILMAN KWASNA

resolution which was seconded by

WHEREAS, the area surrounding the downtown business district in the Riverhead Hamlet is characterized by privately-owned, deteriorated residential units, a concentrated amount of unemployment and crime; and

WHEREAS, a predominance of the substandard structures are rental units constituting preexisting, nonconforming uses and suffering from deferred maintenance; and

WHEREAS, such conditions have exerted a negative influence on a historic and commercial district and resulted in declining investment in real property over time; and

WHEREAS, the Riverhead Revitalization and Preservation Corporation has been established for the purpose of addressing deteriorated housing as defined in Schedule A attached hereto; and

WHEREAS, pursuant to the goals of the Riverhead Revitalization and Preservation Corporation, the goals and objectives of the East Main Street Urban Renewal Plan, and the goals and objectives of the Railroad Avenue Urban Renewal Plan adjacent to the target area to the south and north, the revitalization of neighborhood deterioration and upgrading of substandard structures are strongly encouraged.

THEREFORE, BE IT RESOLVED, that the Town Board hereby recognizes the target area as defined in Schedule A as characterized by blighted structures and undesirable influences requiring the support and services offered by the Riverhead Revitalization and Preservation Corporation.

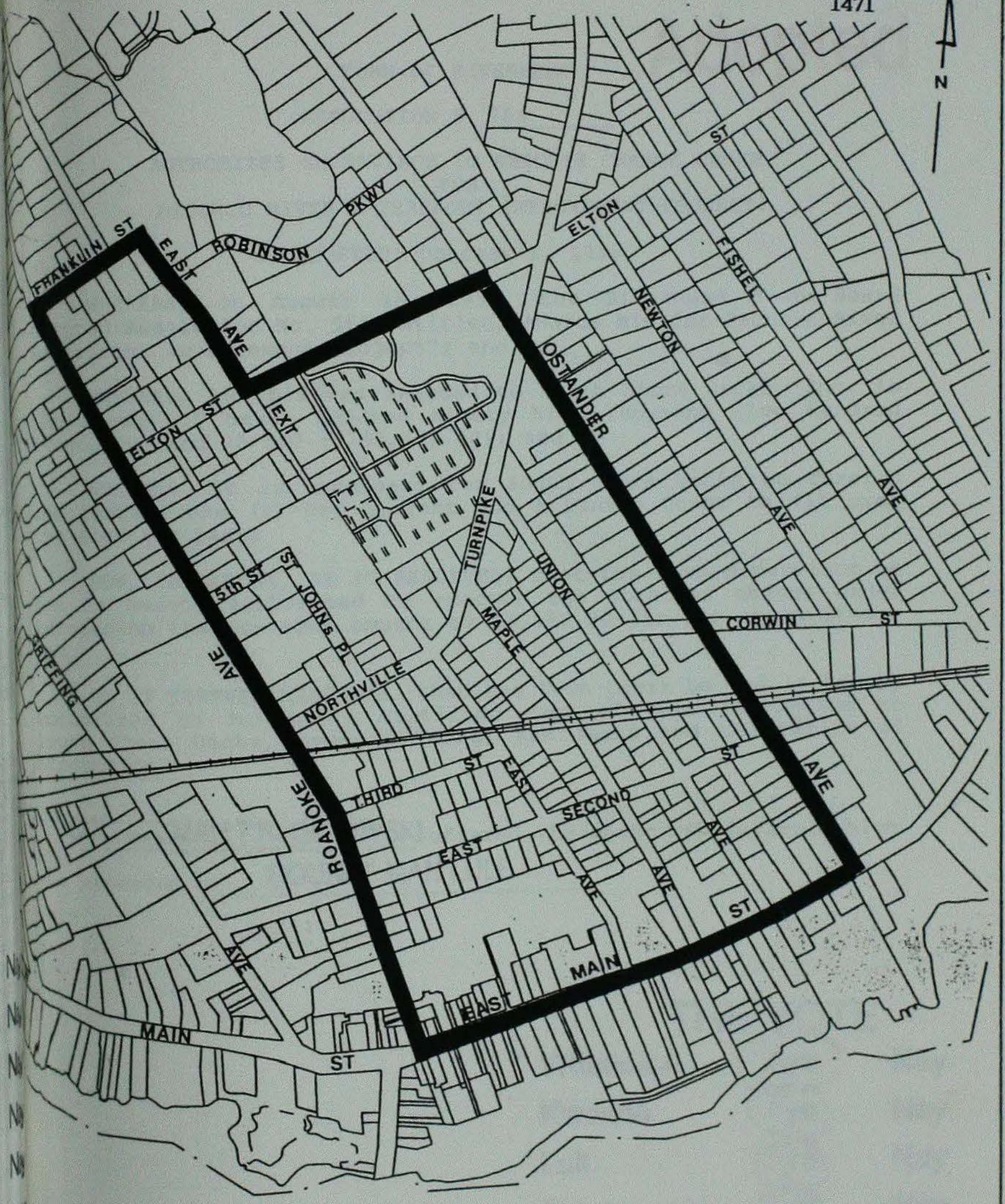
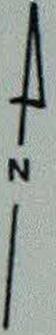
BE IT FURTHER RESOLVED, that the Town Clerk forward a certified copy of this resolution to Andrea Lohneiss, Community Development Director; Patricia Stark, President of the Riverhead Revitalization and Preservation Corporation; and Marcia Hefter, Esq.

Adopted

THE VOTE

Wittmeier	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Kwasna	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Lull	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Prusinowski	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Stark	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay

The Resolution was thereupon
duly adopted.



RIVERHEAD REVITALIZATION
PRESERVATION COMMITTEE
Target Area

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 764

AUTHORIZES SUPERVISOR TO EXECUTE CHANGE ORDER
FOR
PECONIC RIVER WATERFRONT IMPROVEMENT PROJECT

ADOPTED: October 1, 1996

WHEREAS, on August 15, 1995, the Riverhead Town Board adopted Resolution No. 565 entitled, Awards Bid for Peconic River Waterfront Improvement Project"; and

WHEREAS, the bid was awarded to South Shore Docks, Inc. in the amount of Seven Hundred Ninety Nine Thousand Five Hundred Twenty Two and 00/100 (\$799,522.00); and

WHEREAS, it is necessary for South Shore Docks to furnish and install one (1) Dry Hydrant and a Canvas Cover to fit over the electric panel.

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor be and is hereby authorized to execute the attached change order increasing the contract amount by \$5,150.00 for the above items; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to South Shore Docks, Young & Young, Ken Testa and the Office of Accounting.

COUNCIL MAN PRUSINOWSKI offered the above resolution, which was seconded by COUNCIL MAN LULL :

THE VOTE

Wittmeier	<u>Aye</u>	Nay
Kwasna	<u>Aye</u>	Nay
Lull	<u>Aye</u>	Nay
Prusinowski	<u>Aye</u>	Nay
Stark	<u>Aye</u>	Nay

The Resolution was thereupon duly adopted.

October 1, 1996

Adopted

TOWN OF RIVERHEAD

Resolution # 765

**AUTHORIZES TOWN CLERK TO PUBLISH & POST
PUBLIC NOTICE OF PROPERTY AUCTION**

COUNCILMAN LULL offered the following resolution
which was seconded by COUNCILMAN PRUSINOWSKI

RESOLVED, the Town Clerk is hereby authorized to publish and post the following Public Notice in the *October 9, 1996* issue of Suffolk County Life;

THE VOTE

Wittmeier	<u>Aye</u>	Nay
Kwasna	<u>Aye</u>	Nay
Lull	<u>Aye</u>	Nay
Prusinowski	<u>Aye</u>	Nay
Stark	<u>Aye</u>	Nay

The Resolution was thereupon duly adopted.

PUBLIC NOTICE

PLEASE TAKE NOTICE, that the Town of Riverhead will be holding a public auction on **October 26, 1996 at 9:00am** at the Municipal Garage, Route 58, Riverhead, New York, for the purpose of liquidating obsolete equipment, furniture and personal property owned by the Town of Riverhead. A list of the items to be auctioned is available at the Town Clerk's Office during normal working hours, Monday through Friday 8:30am-4:30pm.

Dated: Riverhead, New York
October 1, 1996

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

TOWN OF RIVERHEAD

1475

OWN ID #	DESCRIPTION	MAKE & MODEL	SERIAL #	DEPT.
	BLUE MEGA PHONE	SOUTHERN VP		REC.
693	RED MEGA PHONE	VOICE GUN A12W	29106	"
2168	ONE DRAWER CARD FILE			"
726	TWO DRAWER CARD FILE	STEELMASTER		"
	GOLD RANGE HOOD			"
721	RED COMPUTER ARM			"
1154	AMPLIFIER	BOGEN CHALLENGER CHB50		"
	MONITOR	DELL PC'S LIMITED		"
2157	GRAY KEY BOX			"
	BLACK MAIL HOLDER	BUDDY PRODUCTS		"
7606	AMPLIFIER	MOBILE 47		"
5314	HEAVY DUTY STAPLER	BATES, THE PERFORMER 300HD		"
	GREEN FILE HOLDER			"
8027	35 WATT AMPLIFIER	REALISTIC 40-1258		"
	TYPEWRITER	ADLER		"
	THERMO FAX			"
2167	GRAY FILE CABINET			"
722	TYPEWRITER	ROYAL 660		"
8064	GREEN ARM CHAIR			"
	SPEAKER	ATLAS PD-4V		"
	OIL BURNER GUN			"
	ROTARY PHONE	WESTERN ELECTRIC		"
	LOT OF TWO-KILNS			"
	BEIGE PAPER TRAY			"
	PAPER HOLDER FOR TYPING			"
	CUSHIONED WOOD CHAIR			POLICE
	CUSHIONED WOOD CHAIR			"
3842	4X3 RECTANGLE TABLE			"
	4X3 RECTANGLE TABLE			"
	4' ROUND TABLE			"
891	LOT OF FOUR			"
3827	2 DRAWER			"
3841	CARD FILES			"
6237	INCLUDE #31,32,33,34			"
	6'-2 DOOR BEIGE SAFE			"
	TYPEWRITER TABLE			"
8638	5 WHEEL CHAIR			"
10023	4 WHEEL CHAIR			"
	BEIGE TYPEWRITER	IBM SELECTRIC II		"
	BEIGE TYPEWRITER	IBM SELECTRIC II		"
8639	GREEN TYPEWRITER	IBM SELECTRIC II		"
	TYPEWRITER TABLE			"
9037	4 WHEEL CHAIR			"
20143	4 WHEEL CHAIR			"
1924	7' POOL TABLE			REC
	SHELF UNIT (3 SHELVES)			?
8005	ADDING MACHINE	SHARP COMPET VX-1612		ASSESS
	ADDING MACHINE	CANON P10-DII	739263	?

TOWN OF RIVERHEAD

1476

1870	CAMERA	POLAROID ONE STEP		BUILDIN
1264	ADDING MACHINE	MONROE 3140	D982001	B&G
138	ADDING MACHINE	BURROUGHS	323875	SUPER
1600	VOICE PROCESSOR	DICTAPHONE 3710	66451	SUPER
	ANSWERING MACHINE	COBRA AN-8516	87013767	?
	ADDING MACHINE	CASIO FR1252-BK		?
	LOT OF THREE-COMPUTER	AMDEK 12" MONITOR	632517	LANDFILL
2018	MONITOR, KEYBOARD, CPU INCLUDES#55,56,57	RT101+ KEYBOARD IBM PERSONAL COMPUTER	14059071	"
	2 DRAWER CARD FILE	STEELMASTER		?
	2 DRAWER CARD FILE	STEELMASTER		?
	KEYBOARD	AT&T		?
	2 DRAWER CARD FILE	STEELMASTER		?
1654	AIR LAND SYSTEM		36839	ACCT
20038	MOUSE	LOGITECH		WATER
	TIME CLOCK/STAMP	LATHEM DRT	11362	CLERK
	SPACE HEATER	RIVAL TITAN		POLICE
20020	CPU	DTK PEER-1660		LANDFILL
10174	4 WHEEL CHAIR			SEWER
1177	RIDING LAWNMOWER	FORD LAWN TRACTOR LGT 100		"
2345	BROWN OFFICE CHAIR			"
758	BROWN OFFICE CHAIR			"
5952	LAWN MOWER	TORO 21" REAR BAGGER		"
	LOT OF SEVEN	STEELMASTER		?
	2 DRAWER CARD FILES			?
	INCLUDE #72,73,74,75,76			?
	77,78			?
				?
20080				CLERK
				?
	LOT OF FOUR			?
	1 DRAWER CARD FILES			?
	INCLUDE #79,80,81,82			?
				?
	PORTABLE FAN	EDISON 20 "		?
5542	LOT OF FIVE			SHARED
5535	TALL BLACK ASHTRAYS			SHARED
5537	INCLUDE#84,85,86,87,88			"
5536				"
8718				"
	2 DRAWER CARD FILE			?
7089	UPRIGHT VACUUM	ELECTROLUX SP. ED.	U063155	ACCT
	LOT OF SIX			?
	VARIOUS OFFICE CHAIRS			?
	INCLUDE#91,92,93,94			?
				?
	COMPUTER MONITOR	VIEW SONIC 7031	14119156	ACCT
	LOT OF FIVE DESKS			?
	VACUUM	ELECTROLUX OMNI-FLO AUTO		?
5178	LOT OF THREE			JUSTICE
	BEIGE 5 WHEEL CHAIRS			JUSTICE

TOWN OF RIVERHEAD

1477

6177	INCLUDE#98,99,100			JUSTICE
	LOT OF CEILING LIGHTS-WHOLE AND PARTS			?
	LOT OF ASST. RADIOS, CHARGERS, AND PARTS			AMB
	LOT OF ASST. RADIOS, CHARGERS, AND PARTS			?
	AIR CONDITIONER	FORD PHILCO		?
	BOX OF 3 1/2" ADDING MACHINE TAPE			?
	BOX OF 3 1/4" ADDING MACHINE TAPE			?
	RADIO	MOTOROLA		?
	LOT OF ASST. RADIOS, CHARGERS, AND PARTS			?
	AIR CONDITIONER	GE		?
	ACOUSTICAL COVER	UNISYS BU-22	47-348	ACCT
8746	PRINTER	UNISYS	2090	HWY
8236	PRINTER	BURROUGHS	3956	ACCT
4553	PRINTER	BURROUGHS	2406	POLICE
8730	PRINTER	UNISYS	2062	WATER
6955	ADDING MACHINE	MONROE		HWY
2596	LOT OF SEVEN	MOTOROLA AND		"
2607	RADIOS, PARTS, MISC.	WILSON		"
3014				"
7589				"
4438				"
4439				"
7116	LOT OF TWO	ACROPRINT AND		"
5420	TIME CLOCKS	LATHEM		"
728	30"X45"X76" COMBINATION LOCK SAFE			"
	LOT OF POLICE LIGHT BARS-LOT TO INCLUDE	VARIOUS		GARAGE
	BARS, LIGHTS, SIRENS, AND MISC. PARTS			
7624	LOT OF THREE			
7622	VARIOUS OFFICE CHAIRS			
445				
	LOT OF FOUR FRAM AIR FILTERS AND MINI GAUGES			
2369	LOT OF THREE			
2373	LIGHT INTENSITY METER, ALIGN-A-MATIC, AND			
3627	BRAKE DRUM MICROMETER			
	LOT OF RADIOS-LOT TO INCLUDE RADIOS, SPEAKERS			
	AMPLIFIERS, CHARGERS, AND MISC. PARTS			
	LOT OF TWO	MOTOROLA		
	C.B.'S			
	LOT OF TWO-PAPER TOWEL HOLDERS			
	TIME CLOCK			
	FIVE DRAWER FILE CABINET			ACCT
2355	RIDING LAWN MOWER	INTERNATIONAL 184		B&G
9109	LOT OF THREE	SEARS CRAFTSMAN AND		WATER
	GENERATORS	KAWASAKI		"
342	AIR COMPRESSOR MOUNTED ON TRAILER	SCHRAMM 125		"
336	RIDING LAWN MOWER	WHEEL HORSE		"
	275 GAL. HOME HEATING OIL TANK AND TRAILER			"
	WOOD DESK			P.D.

Adopted

10/1/96

TOWN OF RIVERHEAD

Resolution # 766

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO
CONSIDER AN AMENDMENT TO CHAPTER 108 "ZONING" OF THE
RIVERHEAD TOWN CODE**

COUNCILMAN KWASNA offered the following resolution, was seconded by

COUNCILMAN WITTMIEIER

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached public notice to amend Chapter 108 "Zoning" of the Riverhead Town Code once in the Suffolk County Life, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further

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

THE VOTE

Wittmeier	(Aye)	Nay
Kwasna	(Aye)	Nay
Lull	(Aye)	Nay
Prusinowski	(Aye)	Nay
Stark	(Aye)	Nay

The Resolution was thereupon duly adopted.

October 1, 1996

TOWN OF RIVERHEAD

Resolution # 767

SUN UP ROAD IMPROVEMENTS

CAPITAL PROJECT

BUDGET ADOPTION

COUNCILMAN WITTMEIER offered the following resolution,
which was seconded by COUNCILMAN KWASNA

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

		FROM:	
095731.494200.45002	SERIAL BOND PROCEEDS		\$44,000.
			TO:
06.051100.541301.45002	ROAD PAVING EXPENSE		\$39,000.
06.051100.547900.45002	CONTINGENCY		5,000.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Highway Superintendent, Town Engineer and the Office of Accounting.

THE VOTE

Wittmeier	(Aye)	Nay
Kwasna	(Aye)	Nay
Lull	(Aye)	Nay
Prusinowski	(Aye)	Nay
Stark	(Aye)	Nay

The Resolution was thereupon duly adopted.

October 1, 1996

Adopted

TOWN OF RIVERHEAD

Resolution # 768

MESTA VISTA ROAD IMPROVEMENTS

CAPITAL PROJECT

BUDGET ADOPTION

COUNCIL MAN PRUSINOWSKI offered the following resolution ,

which was seconded by COUNCIL MAN LULL

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

		FROM:	
195731.494200.45003	SERIAL BOND PROCEEDS		\$86,000.
			TO:
106.051100.541301.45003	ROAD PAVING EXPENSE		\$76,000.
106.051100.547900.45003	CONTINGENCY		10,000.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Highway Superintendent, Town Engineer and the Office of Accounting.

THE VOTE

Wittmeier	(Aye)	Nay
Kwasna	(Aye)	Nay
Lull	(Aye)	Nay
Prusinowski	(Aye)	Nay
Stark	(Aye)	Nay

The Resolution was thereupon duly adopted.

10/1/96

Adopted 1482

TOWN OF RIVERHEAD

Resolution # 769

DECLARES LEAD AGENCY & DETERMINES SIGNIFICANCE OF ACTION SUFFOLK PIPE & MANHOLE CORP. - SPECIAL PERMIT & SITE PLAN

COUNCILMAN LULL

offered the following

resolution, which was seconded by COUNCILMAN FRUSINOWSKI :

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition from Suffolk Pipe and Manhole Corp. for the outdoor manufacturing of precast concrete products, the existing special permission for the use being limited to an indoor location on a 16.9 acre parcel zoned Industrial A and known specifically as SCTM No. 0600-100-1-9, 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 and supporting documentation and recommended the petition be considered an Unlisted Action for which coordinated review is optional and in this case unnecessary, 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 Suffolk Pipe & Manhole Corp., 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 need not be prepared, and

BE IT FURTHER

RESOLVED, that this classification and determination be considered valid for any related approval subject to SEQR, and

BE IT FURTHER

RESOLVED, that the Riverhead Planning Department be directed to publish and post those notices as required by 6NYCRR, 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 or his agent and to forward the petition to the Riverhead Planning Board for their report and recommendation.

THE VOTE

Wittmeier	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Kwasna	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Lull	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Prusinowski	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Stark	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay

The Resolution was thereupon duly adopted.

11/1/96

TOWN OF RIVERHEAD

Resolution # 770

AMENDS APPLICATION OF DAVID J. WILLMOTT SR. AND DAVID J. WILLMOTT JR.

COUNCILMAN KWASNA

offered the following resolution, was seconded by

COUNCILMAN WITTMEIER

WHEREAS, by resolution #577 the Town Board of the Town of Riverhead approved the application of David J. Willmott, Sr. and David J. Willmott Jr. for the purpose of conducting a sidewalk sale for J. Crew to be held within the westerly 20,000 square feet of building and in the parking lot adjacent thereto located at Old Country Road (Rte. 58), Riverhead, New York, on August 4, 1996 through August 14, 1996 between the hours of 8:00 a.m. to 11:00 p.m., subject to receipt of a certificate of insurance naming the Town of Riverhead as Additional Insured and copy of a site layout; and

WHEREAS, David J. Willmott, Sr. and David J. Willmott, Jr. have petitioned the Town Board to amend resolution number 577 to conduct a sidewalk sale for J. Crew under the same terms and conditions for the period of December 6, 1996 through December 16, 1996.

NOW THEREFORE BE IT RESOLVED, that the application of David J. Willmott, Sr. and David J. Willmott, Jr. to amend resolution number 577, be and is hereby granted to allow for such sidewalk sale to be conducted from December 6, 1996 through December 16, 1996; and be it further

RESOLVED, that with the exception of the changes in the dates of such sale, all other terms and conditions of resolution number 577 shall remain in full force and effect; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Allen M. Smith, Esq., as agent for David J. Willmott, Sr., Route 58, Old Country Road, Riverhead, New York, 11901 and the Riverhead Police Department.

THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay <i>Prusinowski</i>
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

10/1/96

Adopted¹⁴⁸⁵

TOWN OF RIVERHEAD

Resolution # 771

ACCEPTS S.C.N.B. LETTER OF CREDIT OF BAITING HOLLOW ESTATES (ROAD AND DRAINAGE IMPROVEMENTS)

COUNCILMAN WITTMEIER offered the following resolution, was seconded by
COUNCILMAN KWASNA :

WHEREAS, James Van de Wetering and Peter Van de Wetering did submit S.C.N.B. Irrevocable Letter of Credit No. 870420 in the amount of \$251,000.00, with an expiration date of September 4, 1989 for the road and drainage improvements to the Baiting Hollow Estates subdivision;

WHEREAS, James Van de Wetering and Peter Van de Wetering did submit S.C.N.B. Irrevocable Letter of Credit No. 960529 in the amount of Two Hundred Fifty One Thousand (\$251,000.00) Dollars, with an expiration date of May 29, 1997, for road and drainage improvements to the Baiting Hollow Estates subdivision which Letter of Credit was filed at the Town Clerk's Office on June 10, 1996; and

WHEREAS, Anthony B. Tohill, Esq. has submitted S.C.N.B. Irrevocable Letter of Credit No. 960903 in the amount of Two Hundred Three Thousand Dollars (\$203,000.00) Dollars, with an expiration date of September 3, 1997 to replace S.C.N.B. Irrevocable Letter of Credit No. 960529 in the amount of Two Hundred Fifty One Thousand (\$251,000.00) Dollars, which expires on May 29, 1997; and

WHEREAS, the Town Attorney has reviewed said Irrevocable Letter of Credit and determines that same is satisfactory in its form;

NOW THEREFORE BE IT RESOLVED, that Town Board be and hereby accepts S.C.N.B. Irrevocable Letter of Credit No. 960903 in the amount of Two Hundred Three Thousand Dollars (\$203,000.00) Dollars, with an expiration date of September 3, 1997 for road and drainage improvements to the Baiting Hollow Estates subdivision; and be it further

RESOLVED, that upon filing of the S.C.N.B. Irrevocable Letter of Credit No. 960903 in the amount of Two Hundred Three Thousand (\$203,000.00) Dollars with the Town Clerk's Office, the Town Clerk be and is hereby directed to return the S.C.N.B. Irrevocable Letter of Credit, previously filed on June 10, 1996, to Anthony B. Tohill, Esq., as agent for Baiting Hollow Estates; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Anthony B. Tohill, Esq., as agent for Baiting Hollow Estates, 12 First Street, P.O. Box 1330, Riverhead, New York, 11901, Suffolk County National Bank, 6 West Second Street, P.O. Box 269, Riverhead, New York, 11901; the Planning Department; the Building Department; the Highway Department; the Town Attorney; Charlene Cambria of the Accounting Department and Kenneth Testa, P.E.

THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

10/1/96

Adopted ¹⁴⁸⁷

TOWN OF RIVERHEAD

RESOLUTION # 772

AWARDS BID FOR ASPHALT PAVING FOR SUBDIVISION
KNOWN AS
MESTA VISTA

COUNCILMAN PRUSINOWSKI offered the following resolution which
was seconded by COUNCILMAN LULL.

WHEREAS, the Town Clerk was authorized to publish and post a Notice to Bidders for asphalt paving for the subdivision known as Mesta Vista; and

WHEREAS, seven (7) bids were received, opened and read aloud on the 25th day of September, 1996, at 11:00 a.m. in the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York; and

WHEREAS, the low bidder, Rosemar Construction, Inc., has notified the Town of Riverhead, in writing, that Rosemar Construction, Inc., made an error in field calculations and therefore are withdrawing their bid.

NOW, THEREFORE, BE IT RESOLVED, that the bid for providing and installing asphalt paving for the subdivision known as Mesta Vista be and is hereby awarded to Bi-County Paving Corp., 701-9 Koehler Avenue, Ronkonkoma, NY 11779, in the amount of \$75,943.50; and

BE IT FURTHER 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 Bi-County Paving Corp., Kenneth Testa, Charles Bloss, Robert Kozakiewicz and the Office of Accounting.

THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon
duly adopted.

8/1/96

TOWN OF RIVERHEAD

Adopted

RESOLUTION # 773

AWARDS BID FOR ASPHALT PAVING FOR SUBDIVISION
KNOWN AS
SUN UP

COUNCIL MAN LULL

offered the following resolution which

was seconded by COUNCIL MAN PRUSINOWSKI

WHEREAS, the Town Clerk was authorized to publish and post a Notice to Bidders for asphalt paving for the subdivision known as Sun Up; and

WHEREAS, seven (7) bids were received, opened and read aloud on the 25th day of September, 1996, at 11:00 a.m. in the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York; and

WHEREAS, the low bidder, Rosemar Construction, Inc., has notified the Town of Riverhead, in writing, that Rosemar Construction, Inc., made an error in field calculations and therefore are withdrawing their bid.

NOW, THEREFORE, BE IT RESOLVED, that the bid for providing and installing asphalt paving for the subdivision known as Sun Up be and is hereby awarded to Pav-Co Asphalt, Inc., 615 Furrows Road, Holtsville, NY 11742, in the amount of \$38,790.00; and

BE IT FURTHER 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 Pav-Co Asphalt, Inc., Kenneth Testa, Charles Bloss, Robert Kozakiewicz and the Office of Accounting.

THE VOTE

Wittmeier	(Aye)	Nay
Kwasna	(Aye)	Nay
Lull	(Aye)	Nay
Prusinowski	(Aye)	Nay
Stark	(Aye)	Nay

The Resolution was thereupon duly adopted.

10/1/96

TOWN OF RIVERHEAD

Adopted

Resolution # 774

AMENDS RESOLUTION NUMBER 724

COUNCILMAN KWASNA offered the following resolution, was seconded by

COUNCILMAN WITTMER

WHEREAS, by resolution number 724 adopted by the Town Board of the Town of Riverhead on September 17, 1996, the Town Board approved the site plan of Little Flower Children's Services for the conversion of an existing residence for use as administrative offices on real property located at the south side of North Wading River Road, Wading River, New York, known and designated as Suffolk County Tax Map # 0600-36-3-6.1; and

WHEREAS, resolution number 724 required that Little Flower Children's Services post a performance bond or other equivalent security pursuant to §108-133 I. of the Code of the Town of Riverhead; and

WHEREAS, the Town Board desires to waive the provisions of 108-133 I.

NOW THEREFORE BE IT RESOLVED, that the Town Board be and hereby amends resolution number 724 to delete paragraph 11, which required the posting of a performance bond or other equivalent security pursuant to §108-133 I.; and be it further

RESOLVED, that all other terms and conditions of resolution number 724 shall remain in full force and effect; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Martin F. Sendlewski, as agent for Little Flower Children's Services, the Riverhead Planning Department, the Riverhead Building Department and the Town Engineer.

THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

Adopted

TOWN OF RIVERHEAD

Resolution # 775

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

COUNCILMAN WITTMEIER offered the following resolution,

COUNCILMAN KWASNA

which was seconded by _____:

WHEREAS, November 5, 1996, is Election Day, a holiday; and

WHEREAS, November 5, 1996, is also the first Tuesday of the month, the regularly scheduled meeting day of the Town Board of the Town of Riverhead; and

WHEREAS, the Town Board desires to change the regularly scheduled meeting date to November 6, 1996.

NOW, THEREFORE, BE IT RESOLVED, that the meeting of the Town Board of the Town of Riverhead regularly scheduled for November 5, 1996, be and is hereby changed to November 6, 1996; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to publish and post the attached public notice to amend the location of a regular Town Board meeting once in the Suffolk County Life, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall.

THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

**The Resolution was thereupon
duly adopted.**

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that the date of the next regularly scheduled meeting of the Town Board will be **NOVEMBER 6, 1996**, at 7:00 p.m. o'clock at Town Hall, 200 Howell Avenue, Riverhead, New York.

Dated: Riverhead, New York
October 1, 1996

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

Adopted

10/1/96

TOWN OF RIVERHEAD

Resolution # 776

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER A PROPOSED LOCAL LAW TO AMEND CHAPTER 101 "VEHICLES AND TRAFFIC" OF THE RIVERHEAD TOWN CODE

COUNCIL MAN PRUSINOWSKI offered the following resolution, was seconded by

COUNCIL MAN LULL :

RESOLVED, the Town Clerk be and is hereby authorized to publish the attached public notice to consider a proposed local law to amend Chapter 101 "Vehicles and Traffic" of the Riverhead Town Code once in the October 9, 1996 issue of the Suffolk County Life Newspaper , the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Planning Board; the Building Department; the Police Department; the Suffolk County Planning Commission; and the Towns of Brookhaven, Southold and Southampton.

THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead, in the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on the 6th day of November, 1996 at 7:15 o'clock p.m. to consider a proposed local law to amend Chapter 101 "Vehicles and Traffic" of the Riverhead Town Code as follows:

§101-7. Turns.

The following turns in the designated areas are hereby defined:

Sign	Location
Right turn only	West off roadway leading from Roanoke Shopping Plaza to County Road No. 58
Right turn only	<u>North off roadway leading from Pizza Hut to Roanoke Avenue</u>
Right turn only	<u>South off roadway northwesterly and leading from Dunkin Donuts/Baskin Robbins to Roanoke Avenue</u>
Right turn only	<u>South off roadway southerly of and leading from Dunkin Donuts/Baskin Robbins to Roanoke Avenue</u>
Right turn only	<u>East off roadway leading from Radio Shack and Dunkin Donuts/Baskin Robbins to County Road No. 58</u>
Right turn only	<u>West off roadway leading from 7-11 to County Road No. 58</u>
Right turn only	<u>East off roadway leading from Jiffy Lube to County Road No. 58</u>

§101-12. Seasonal parking prohibited.

- B. Notwithstanding §101-12 and subject to §101-10, the parking of vehicles is hereby prohibited annually from March 1 through December 1 upon the following described streets or portions thereof, except for vehicles of Riverhead residents displaying a valid resident parking permit pursuant to §48-13:

Name of Street	Side	Location
Corwell Street <u>Avenue</u>	Both	Beginning at the south side of the Riverside Drive <u>Madison Street</u> intersection and thence southerly and parallel to the bank of the Peconic River and thence along the easterly side of Corwell-Street <u>Avenue</u> north to the intersection of Riverside Drive <u>Madison Street</u> .

Dated: Riverhead, New York
October 1, 1996

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

' Underscore represents addition(s)

" Overstrike represents deletion(s)

Adopted

10/1/96

TOWN OF RIVERHEAD

Resolution # 777

APPOINTS RECREATION AIDE
TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN LULL

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

RESOLVED, that Fred Ligon is hereby appointed to serve as
a Recreation Aide is hereby appointed to serve as a Recreation
Aide, effective October 2, 1996, to be paid biweekly at the
rate of \$6.00 per hour and to serve at the pleasure of the
Town Board.

THE VOTE

Wittmeier	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Kwasna	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Lull	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Prusinowski	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Stark	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay

The Resolution was thereupon
duly adopted.

Adopted

10/1/96

TOWN OF RIVERHEAD

Resolution # 778

APPOINTS RECREATION AIDES
TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN KWASNA

_____ offered the following
resolution, which was seconded by **COUNCILMAN WITTMEIER**

RESOLVED, that Karen Gadzinski, Jill Langdon, Elizabeth
Vaiana-Cavanagh are hereby appointed to serve as Recreation
Aides, effective October 2, 1996, to be paid biweekly at the
rate of \$8.60 per hour and to serve at the pleasure of the
Town Board.

THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon
duly adopted.

Adopted

10/1/96

TOWN OF RIVERHEAD

Resolution # 779

APPROVES APPLICATION OF TANGER OUTLET CENTERS INC.

COUNCILMAN WITTMIEIER offered the following resolution, which was seconded by
COUNCILMAN KWASNA:

WHEREAS, Tanger Outlet Centers Inc. has submitted an application for the purpose of conducting a tent sale ("Champion") to be held on October 11, 1996 through October 14, 1996 at 1770 West Main Street, Riverhead, New York between the hours of 10:00 a.m. to 9:00 p.m. (Monday through Saturday) and between the hours of 10:00 a.m. through 7:00 p.m. (Sunday); and

WHEREAS, a certificate of insurance has been received naming the Town of Riverhead as Additional Insured; and

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

NOW THEREFORE BE IT RESOLVED, that the application submitted by Tanger Outlet Centers Inc. for the purpose of conducting a tent sale ("Champion") to be held on October 11, 1996 through October 14, 1996 at 1770 West Main Street, Riverhead, New York between the hours of 10:00 a.m. to 9:00 p.m. (Monday through Saturday) and between the hours of 10:00 a.m. to 7:00 p.m. (Sunday), be and is hereby approved; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Tanger Outlet Centers Inc., Tanger Drive , Suite 200, Riverhead, New York, 11901; and the Riverhead Police Department.

THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

October 1, 1996

TOWN OF RIVERHEAD

Adopted

Resolution # 780

**AUTHORIZES SUPERVISOR TO NEGOTIATE AND EXECUTE
DEPARTMENT HEAD CONTRACTS**

COUNCIL MAN PRUSINOWSKI offered the following resolution ,

which was seconded by **COUNCIL MAN LULL**

BE IT RESOLVED, the Town Board hereby authorizes the Supervisor to negotiate and sign contracts with Town of Riverhead Department Heads; and

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

THE VOTE

Wittmeier	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Kwasna	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Lull	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Prusinowski	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Stark	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay

The Resolution was thereupon duly adopted.

October 1, 1996

Adopted

TOWN OF RIVERHEAD

Resolution # 781

APPOINTS DETENTION ATTENDANT

COUNCILMAN LULL offered the following resolution,

which was seconded by COUNCILMAN PRUSINOWSKI

WHEREAS, there is a need for a Detention Attendant in the Police Department;
and

WHEREAS, pursuant to interviews, a recommendation has been made by the Chief of Police to hire Linda Barnett in the position on a part-time basis.

NOW, THEREFORE, BE IT RESOLVED, effective immediately the Town Board hereby authorizes the appointment of Linda Barnett to the position of Detention Attendant at an hourly rate of pay of \$11.20; and

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

THE VOTE

Wittmeier	<u>Aye</u>	Nay
Kwasna	<u>Aye</u>	Nay
Lull	<u>Aye</u>	Nay
Prusinowski	<u>Aye</u>	Nay
Stark	<u>Aye</u>	Nay

The Resolution was thereupon duly adopted.

Adopted

1500

October 1, 1996

TOWN OF RIVERHEAD

Resolution # 782

38 LEWIS STREET DEMOLITION

CAPITAL PROJECT

BUDGET ADOPTION

COUNCILMAN KWASNA

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

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

		FROM:
10010.411000.41001	REAL PROPERTY TAXES	\$6,000.
		TO:
06.086660.523021.41001	DEMOLITION & DISPOSAL	\$6,000.

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

THE VOTE

Wittmeier	<u>Aye</u>	Nay
Kwasna	<u>Aye</u>	Nay
Lull	<u>Aye</u>	Nay
Prusinowski	<u>Aye</u>	Nay
Stark	<u>Aye</u>	Nay

The Resolution was thereupon
duly adopted.

Adopted

October 1, 1996

TOWN OF RIVERHEAD
Resolution # 783

'96 COMPUTER UPGRADE

CAPITAL PROJECT

BUDGET ADOPTION

COUNCILMAN KWASNA

_____ offered the following resolution,

which was seconded by **COUNCILMAN WITTMEIER**

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

	FROM:	
406.095731.494200.40032 SERIAL BONDS	\$250,000.	
		TO:
406.013100.524201.40032 COMPUTER EQUIP UPGRADE		\$250,000.

THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

October 1, 1996

TOWN OF RIVERHEAD

Resolution # 784

EAST CREEK DRAINAGE

CAPITAL PROJECT

BUDGET ADOPTION

COUNCILMAN KWASNA

_____ offered the following resolution ,

which was seconded by COUNCILMAN WITTMEIER

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

		FROM:
10 95731.494200.40051	SERIAL BOND PROCEEDS	\$57,500.
10 85400.492310.40051	NEW YORK STATE DEC GRANT	62,500.
		TO:
406.085400.543502.40051	CONSULTING ENGINEERING	\$ 15,000.
406.085400.523008.40051	CONSTRUCTION	105,000.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a copy of resolution to the Community Development Director, Town Engineer and the Office of Accounting.

THE VOTE

Wittmeier	(Aye)	Nay
Kwasna	(Aye)	Nay
Lull	(Aye)	Nay
Prusinowski	(Aye)	Nay
Stark	(Aye)	Nay

The Resolution was thereupon duly adopted.

October 1, 1996

TOWN OF RIVERHEAD

Resolution # 785DOCTORS PATH/REEVES AVENUE ROAD IMPROVEMENTSCAPITAL PROJECTBUDGET ADOPTION**COUNCILMAN KWASNA**

_____ offered the following resolution ,

which was seconded by **COUNCILMAN WITTMEIER**

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

095731.494200.45004	SERIAL BOND PROCEEDS	FROM: \$62,000.
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406.051100.541301.45004	ROAD PAVING EXPENSE	TO: \$62,000.
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BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Highway Superintendent and the Office of Accounting.

THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon duly adopted.

October 1, 1996

TOWN OF RIVERHEAD

Resolution # 786

RIVERSIDE DRIVE ROAD IMPROVEMENTS

CAPITAL PROJECT

BUDGET ADOPTION

COUNCILMAN KWASNA

_____ offered the following resolution ,
which was seconded by **COUNCILMAN WITTMEIER** _____

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

	FROM:	
095731.494200.45005	SERIAL BOND PROCEEDS	\$100,000.
		TO:
406.051100.541301.45005	ROAD PAVING EXPENSE	\$100,000.

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

THE VOTE

Wittmeier	(Aye)	Nay
Kwasna	(Aye)	Nay
Lull	(Aye)	Nay
Prusinowski	(Aye)	Nay
Stark	(Aye)	Nay

The Resolution was thereupon duly adopted.

Adopted

October 1, 1996

TOWN OF RIVERHEAD

Resolution # 787

AMBULANCE EQUIPMENT FUND

BUDGET ADJUSTMENT

COUNCILMAN KWASNA

_____ offered the following resolution ,
which was seconded by **COUNCILMAN WITTMEIER**

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

		FROM:	
000000.390599	APPROPRIATED FUND BALANCE		\$500.
		TO:	
003.045400.549000	MISCELLANEOUS EXPENSE		\$500.

THE VOTE

Wittmeier	(Aye)	Nay
Kwasna	(Aye)	Nay
Lull	(Aye)	Nay
Prusinowski	(Aye)	Nay
Stark	(Aye)	Nay

The Resolution was thereupon duly adopted.

Councilman Prusinowski offered the following Resolution which was seconded by Councilman Lull

Adopted

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

ACCOUNTS	*CD - NONE*	**CHECKRUN TOTALS*	***GRAND TOTALS***
GENERAL TOWN 001	\$0.00	\$368,871.76	\$368,871.76
PARKING METER 002	\$0.00	\$0.00	\$0.00
AMBULANCE FUND 003	\$0.00	\$0.00	\$0.00
POLICE ATHLETIC LEAGUE 004	\$0.00	\$1,440.00	\$1,440.00
TEEN CENTER 005	\$0.00	\$264.55	\$264.55
RECREATION PROGRAM 006	\$0.00	\$753.00	\$753.00
SENIOR NUTRITION SITE COUNCIL 007	\$0.00	\$0.00	\$0.00
D.A.R.E. PROGRAM FUND 008	\$0.00	\$0.00	\$0.00
CHILD CARE BUILDING FUND 009	\$0.00	\$0.00	\$0.00
SENIOR CITIZEN DAYCARE CENTER 027	\$0.00	\$500.56	\$500.56
HIGHWAY 111	\$0.00	\$62,759.20	\$62,759.20
WATER 112	\$0.00	\$31,706.02	\$31,706.02
REPAIR & MAINTENANCE 113	\$0.00	\$0.00	\$0.00
SEWER 114	\$0.00	\$17,262.70	\$17,262.70
REFUSE & GARBAGE COLLECTION 115	\$0.00	\$9,193.62	\$9,193.62
STREET LIGHTING 116	\$0.00	\$7,726.28	\$7,726.28
PUBLIC PARKING 117	\$0.00	\$2,467.24	\$2,467.24
BUSINESS IMPROVEMENT DISTRICT 118	\$0.00	\$530.72	\$530.72
TOR URBAN DEV CORP TRUST ACCT 119	\$0.00	\$0.00	\$0.00
WORKER'S COMPENSATION FUND 173	\$0.00	\$3,780.27	\$3,780.27
HOSPITALIZATION SELF INSURANCE 174	\$0.00	\$0.00	\$0.00
RISK RETENTION FUND 175	\$0.00	\$24,784.24	\$24,784.24
UNEMPLOYMENT INSURANCE FUND 176	\$0.00	\$0.00	\$0.00
MAIN STREET REHAB PROGRAM 177	\$0.00	\$0.00	\$0.00
REVOLVING LOAN PROGRAM 178	\$0.00	\$2,588.53	\$2,588.53
RESIDENTIAL REHAB 179	\$0.00	\$50.00	\$50.00
DISCRETIONARY/SMALL CITIES 180	\$0.00	\$0.00	\$0.00
CEBG CONSORTIUM ACCOUNT 181	\$0.00	\$643.45	\$643.45
URBAN DEVEL CORP WORKING 182	\$0.00	\$0.00	\$0.00
RESTORE 184	\$0.00	\$0.00	\$0.00
PUBLIC BARRING DEBT 381	\$0.00	\$0.00	\$0.00
SEWER DISTRICT DEBT 382	\$0.00	\$752.47	\$752.47
WATER DEBT 383	\$0.00	\$10,468.57	\$10,468.57
GENERAL FUND DEBT SERVICE 384	\$0.00	\$22,552.50	\$22,552.50
SCAVENGER WASTE DISTRICT DEBT 385	\$0.00	\$0.00	\$0.00
COMM DEVEL AGENCY CAP PROJECT 405	\$0.00	\$0.00	\$0.00
TOWN HALL CAPITAL PROJECTS 406	\$0.00	\$4,740.85	\$4,740.85
EIGHT HUNDRED SERIES 408	\$0.00	\$550.00	\$550.00
WATER IMPROVEMENT CAP. PROJECT 409	\$0.00	\$0.00	\$0.00
NUTRITION CAPITAL IMPROVEMENTS 441	\$0.00	\$0.00	\$0.00
CHIPS 451	\$0.00	\$0.00	\$0.00
YOUTH SERVICES 452	\$0.00	\$1,445.50	\$1,445.50
SENIORS HELPING SENIORS 453	\$0.00	\$1,787.96	\$1,787.96
RISEP 454	\$0.00	\$670.94	\$670.94
SCAVENGER WASTE CAP PROJECT 470	\$0.00	\$0.00	\$0.00
MUNICIPAL FUEL FUND 625	\$0.00	\$4,390.93	\$4,390.93
MUNICIPAL GARAGE 626	\$0.00	\$4,725.56	\$4,725.56
TRUST & AGENCY 735	\$0.00	\$464,377.51	\$464,377.51
SPECIAL TRUST 736	\$0.00	\$0.00	\$0.00
COMMUNITY DEVELOPMENT AGENCY 915	\$0.00	\$0.00	\$0.00
JOINT SCAVENGER WASTE 918	\$0.00	\$17,262.78	\$17,262.78
CENTRAL CLEARING ACCOUNT 999	\$0.00	\$0.00	\$0.00
TOTALS	\$0.00	\$1,069,047.71	\$1,069,047.71

THE VOTE
 WILSON
 Kwasna
 Lull
 Prusinowski
 BOWEN

Adopted

THE VOTE

Wittmeier	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Kwasna	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Lull	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Prusinowski	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Stark	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay

The Resolution was thereupon duly adopted.

10/1/96

TOWN OF RIVERHEAD

Resolution # 789

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE OF
PUBLIC HEARING PURSUANT TO EMINENT DOMAIN PROCEDURE LAW
REGARDING THE ACQUISITION OF PREMISES AT EDWARDS AVENUE AND
RILEY AVENUE, CALVERTON**

COUNCILMAN PRUSINOWSKI

_____ offered the following resolution, was seconded by

COUNCILMAN LULL :

WHEREAS, flooding has been experienced at the intersection of Edwards Avenue and Riley Avenue in Calverton; and

WHEREAS, the problem with flooding at that location has been studied; and

WHEREAS, it has been concluded that acquisition of land is required in order to construct a recharge basin and associated drainage improvements; and

WHEREAS, in conjunction with said drainage improvements, reconfiguration of the intersection of Edwards and Riley Avenues, Calverton may also be accomplished to improve the safety of said intersection.

WHEREAS, negotiations to acquire the premises from the owner(s) have been unsuccessful.

NOW THEREFORE BE IT RESOLVED, that pursuant to Eminent Domain Procedure Law, Article 2, a public hearing will be held on the 6th day of November, 1996 at 7:20 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons as to the condemnation by the Town of Riverhead of premises bounded on the west by Edwards Avenue; on the southeast by Riley Avenue; and on the north by subdivision known as Karlin Farms and by lands of the the Town of Riverhead. Property to be acquired is reputedly owned by Daniel G. Donohue, Jr. and by LILCO and is to be used by the Town of Riverhead as a recharge basin and associated drainage improvements and for the reconfiguration of the interesection of Edwards and Riley Avenues, Calverton; and be it further

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to publish this resolution in five (5) consecutive issues of Newsday, a newspaper having a general circulation in the Town of Riverhead, and two (2) issues of The Suffolk County Life, the official Town newspaper which is published weekly.

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 6th day of November, 1996 at 7:20 p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the condemnation of property located at Edwards Avenue and Riley Avenue, Calverton, reputed owner Daniel G. Donohue, Jr. and LILCO, for the purpose of use as a recharge basin and associated drainage improvements.

Dated: Riverhead, New York
October 1, 1996

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Storic	Aye	Nay

The Resolution was thereupon
duily adopted.