

RESOLUTION LIST  
NOVEMBER 7, 2012  
CDA

Res. #15 Appoints the Law Firm Smith, Finkelstein, Lundberg, Isler and Yakaboski as special counsel in connection with the lease/purchase and development of approximately 7.3 acres located within EPCAL by the YMCA of long island, inc. and authorizes the Supervisor to execute a retainer agreement regarding same

CDA

Res. #16 Authorizes the Supervisor to Execute Runway Use Agreement Addendum between Town of Riverhead Community Development and Altitude Express, Inc. D/B/A Skydive Long Island (Address Change)

RESOLUTION LIST

Res. #828 Closure of Bank Accounts in Capital One & Suffolk County National Bank

Res. #829 General Fund Budget Adjustment

Res. #830 General Fund Justice Court Budget Adjustment

Res. #831 General Fund Nutrition Department Budget Adjustment

Res. #832 Horton Avenue Open Space Capital Project Budget Adjustment

Res. #833 Riverhead Sewer Rehabilitation Budget Adjustment

Res. #834 2012 Law Enforcement Facility Improvement Project Budget Adjustment

Res. #835 Auction of Town's Disposed Assets (Cars)

Res. #836 Auction of Town's Disposed Assets

Res. #837 Water District Budget Adjustment

Res. #838 Street Lighting Budget Adjustment

Res. #839 CDBG 2012 Program Budget Adoption

Res. #840 Amendment to the Procurement Policy

Res. #841 Authorization to Publish Advertisement for 2012 or 2013 Type III Ambulance for the Town of Riverhead

- Res. #842 Street Lighting District Budget Adjustment
- Res. #843 Ratifies the Appointment of a Call-In Recreation Bus Driver to the Recreation Department (Mary Hopkins)
- Res. #844 Appoints Part-Time Call-In Personnel for the Youth Bureau's 2012 Mentoring Matters Program
- Res. #845 Appoints a Call-In Recreation Leader to the Recreation Department (Eugene Barrow)
- Res. #846 Appoints a Call-In Recreation Aide I to the Recreation Department (Katelyn Zaneski)
- Res. #847 Approves Chapter 90 Application of Lions Club of Riverhead, Inc. (Annual Christmas Parade and Assembly – December 2, 2012)
- Res. #848 Adopts a Local Law to Amend Chapter 108 of the Riverhead Town Code Entitled "Zoning" (§108-56.1 Sign Permits)
- Res. #849 Adopts a Local Law Amending Chapter 110 Entitled "Stormwater Management and Erosion and Sediment Control" of the Riverhead Town Code
- Res. #850 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled "Zoning" of the Riverhead Town Code
- Res. #851 Recreation Fund Budget Adjustment
- Res. #852 Authorizes the Supervisor to Execute a Stipulation with Local 1000, AFSCME, AFL-CIO, Riverhead Unit of the Suffolk Local #852 and Authorizes the Supervisor to Enter an Agreement with an Employee Setting Terms and Conditions of Employment
- Res. #853 Authorizes the Town Attorney to Order an Updated Appraisal for Property Owned by the Town of Riverhead Community Development Agency and the Riverhead Water District (Roanoke Nursery School Inc. k/k/a Riverhead Country Day School – 165 Columbus Avenue, Riverhead)
- Res. #854 Authorizes the Supervisor to Execute Professional Services Agreement with Munistat Services Inc. for 2012 and 2013
- Res. #855 Authorization to Publish Advertisement of a Request for Proposals for Insurance Brokerage Services

- Res. #856 Authorizes the Supervisor to Execute a Rider Agreement for Consultant/Professional Services with Nextiraone, LLC D/B/A Black Box Network Services
- Res. #857 Approves the Chapter 90 Application of Event Power (“Riverhead Rocks Triathlon” – June 29<sup>th</sup> and 30<sup>th</sup>, 2013)
- Res. #858 Authorizes Town Supervisor to Execute Final Change Order for Peconic Avenue Crosswalk Improvement Project
- Res. #859 Approves the Chapter 90 Application of Competitive Events Group (2013 Deep Pond Triathlon – August 17<sup>th</sup> & 18<sup>th</sup>, 2013)
- Res. #860 Declares Route 58, LLC in Default in Connection with Site Plan Approval of the Construction of a Bowling Center
- Res. #861 Denial of Special Permit Application of Rosa’s Café, Inc. D/B/A Michelle’s Café
- Res. #862 Authorizes Waiver of Fees for Permits Necessary to Repair or Replace Storm Damaged Premises
- Res. #863 Awards Bid for Calcium Hypochlorite Tablets for Use in the Riverhead Water District
- Res. #864 Authorizes Town Clerk to Publish and Post Notice to Bidders for Water Service Materials
- Res. #865 Water Department Budget Adjustment
- Res. #866 Amends the Appointment of Laurie Zaneski to Fill Vacancy in Position of Tax Receiver for the Town of Riverhead Nunc Pro Tunc
- Res. #867 Appoints Deputy Tax Receiver (Cori Fife)
- Res. #868 Adopts a Local Law Amending Chapter 37, Article III, Early Retirement Incentive Program for Eligible Full-Time Employees Who are Members of the Civil Service Employees Association, Inc., of the Town of Riverhead
- Res. #869 Pays Bills
- Res. #870 Terminates Employee from Position of Town Board Coordinator (Linda Hulse)

11.07.12  
12015

ADOPTED

**TOWN OF RIVERHEAD  
COMMUNITY DEVELOPMENT AGENCY**

**Resolution # 15**

**APPOINTS THE LAW FIRM SMITH, FINKELSTEIN, LUNDBERG, ISLER AND  
YAKABOSKI AS SPECIAL COUNSEL IN CONNECTION WITH THE  
LEASE/PURCHASE AND DEVELOPMENT OF APPROXIMATELY 7.3 ACRES  
LOCATED WITHIN EPCAL BY THE YMCA OF LONG ISLAND, INC. AND  
AUTHORIZES THE SUPERVISOR TO EXECUTE  
A RETAINER AGREEMENT REGARDING SAME**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

**WHEREAS**, the YMCA of Long Island Inc. has proposed to redevelop approximately 7.3 acres of property within EPCAL for the construction and operation of a neighborhood community center; and

**WHEREAS**, the Community Development Agency has determined that it would be appropriate to appoint special counsel to handle this matter,

**NOW, THEREFORE, BE IT RESOLVED**, that the Community Development Agency of the Town of Riverhead hereby retains the Law Firm of Smith, Finkelstein, Lundberg, Isler and Yakaboski, LLP to act as legal counsel in connection with the above mentioned redevelopment project; and be it further

**RESOLVED**, that the Town Board hereby authorizes Law Firm of Smith, Finkelstein, Lundberg, Isler and Yakaboski, LLP to represent the Community Development Agency in connection with this redevelopment project, and be it further

**RESOLVED**, that the Chairman is hereby authorized to execute the attached retainer agreement and the Town Clerk is hereby directed to forward a copy of this resolution and executed agreement to Law Firm of Smith, Finkelstein, Lundberg, Isler and Yakaboski, LLP, 456 Griffing Avenue, Riverhead, New York; and be it further

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

**THE VOTE**

Giglio Yes No      Gabrielsen Yes No  
Wooten Yes No      Dunleavy Yes No  
Walter Yes No

The Resolution Was  Thereupon Duly Declared Adopted

**RETAINER AGREEMENT**

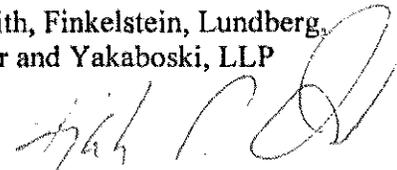
AGREEMENT made this \_\_\_\_ day of August, 2012, by and between the Town of Riverhead, 200 Howell Avenue, Riverhead, New York (hereinafter the Town), and Smith, Finkelstein, Lundberg, Isler and Yakaboski, LLP, 456 Griffing Avenue, Riverhead, New York 11901 (hereinafter the Firm), pursuant to Resolution # \_\_\_\_ of the Town Board adopted on \_\_\_\_\_ as follows:

1. The Town retains the Firm to provide the legal services described in said resolution.
2. The Town agrees to pay the Firm at an hourly rate of \$175 an hour for partners; \$175 an hour for associates and \$85 an hour for paralegals.
3. The Town shall reimburse the Firm for actual disbursements.

TOWN OF RIVERHEAD

By: \_\_\_\_\_  
Sean Walter  
Town Supervisor

Smith, Finkelstein, Lundberg,  
Isler and Yakaboski, LLP

By:   
FRANK A. ISLER

11.07.12  
12016

ADOPTED

**TOWN OF RIVERHEAD  
COMMUNITY DEVELOPMENT**

**Resolution # 16**

**AUTHORIZES THE SUPERVISOR TO EXECUTE RUNWAY USE AGREEMENT  
ADDENDUM BETWEEN TOWN OF RIVERHEAD COMMUNITY DEVELOPMENT AND  
ALTITUDE EXPRESS, INC, D/B/A SKYDIVE LONG ISLAND (ADDRESS CHANGE)**

Councilman Wooten offered the following resolution,

which was seconded by Councilman Gabrielsen

**WHEREAS**, pursuant to Riverhead Community Development Agency Resolution #11, dated May 18, 2010, the Riverhead Community Development Agency declared Altitude Express Inc. d/b/a SkyDive Long Island a qualified and eligible sponsor pursuant to Article 15 of the General Municipal Law and further authorized the Chairman to execute an addendum to the existing Runway Use Agreement to provide for an extension for the term of said Runway Use Agreement; and

**WHEREAS**, Altitude Express Inc. d/b/a SkyDive Long Island has advised that their address has changed.

**NOW THEREFORE BE IT RESOLVED**, that the Riverhead Community Development Agency hereby authorizes the Chairman to execute an Addendum to the Runway Use Agreement to reflect the current address of SkyDive Long Island, as 400 David Court, Calverton, New York. 11933; and be it further

**RESOLVED**, that the Town Clerk is hereby directed to forward a copy of this resolution to SkyDive Long Island, 400 David Court, Calverton, New York, 11933; and be it further

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

**THE VOTE**

Giglio Yes No      Gabrielsen Yes No  
Wooten Yes No      Dunleavy Yes No  
Walter Yes No

The Resolution Was  Thereupon Duly Declared Adopted

## **RUNWAY USE AGREEMENT ADDENDUM**

This Addendum, entered into this \_\_\_\_ day of November, 2012, amends and supplements the Runway Use Agreement dated September 20, 2000 between the Town of Riverhead Community Development Agency (“CDA”) and Altitude Express, Inc. d/b/a Skydive Long Island, a New York corporation with offices at 400 David Court, Calverton, New York, 11931; and

**WHEREAS**, Altitude Express, Inc. d/b/a Skydive Long Island’s previous address of 220 Pleasure Drive, Flanders, New York, 11901 has changed to 400 David Court, Calverton, New York, 11933.

**NOW THEREFORE**, it is hereby acknowledged that the current address for Altitude Express, Inc. d/b/a Skydive Long Island shall be 400 David Court, Calverton, New York, 11933.

**IN WITNESS HEREOF**, this Addendum has been executed by the respective parties as of the date herein set forth.

Dated: Riverhead, New York  
November     , 2012

ALTITUDE EXPRESS, INC.  
D/B/A SKYDIVE LONG ISLAND

TOWN OF RIVERHEAD

\_\_\_\_\_  
By: Ray Maynard, President

\_\_\_\_\_  
By: Sean M. Walter, Chairman  
Community Development Agency

APPROVED AS TO FORM

\_\_\_\_\_  
ROBERT F. KOZAKIEWICZ  
Town Attorney