

WAIVER OF NOTICE AND CONSENT OF SPECIAL MEETING

We, the Undersigned, being all members of the Riverhead Town Board of the Town of Riverhead, County of Suffolk, and State of New York, do hereby waive notice of the time, place, date and purpose of a meeting of the Town Board of the Town of Riverhead, to be held at the Town Hall, Riverhead, New York at 4:00 p.m. on the 4th day of October, 2007 and do consent to the holding of such meeting for the purpose of:

TABLED

- CDA Res. #15 Authorizes Chairman to Execute Conditional Contract of Sale for a 300+- Parcel of Property within the Light Industrial Portion of the EPCAL Site with REPCAL LLC
- Res. #961 Authorizes the Supervisor to Execute Conditional Contract of Sale for a 300+- Parcel of Property within the Light Industrial Portion of the EPCAL Site with REPCAL LLC
- Res. #962 Accepts Offer of Sale of Real Property Located in the Town of Riverhead (purported owner: Fort-Pat Motel, Inc.)
- Res. #963 Authorizes Legal Action Against the Owners, Tenants, Occupants and Mortgagee of the Property Located at 1685 Old Country Road, Riverhead, New York
- Res. #964 Resolution Authorizing the Issuance of \$150,000 Bonds of the Town of Riverhead, Suffolk County, New York, to Pay the Cost of the Increase and Improvement of the Facilities of the Riverhead Ambulance District, in the Town of Riverhead, Suffolk County, New York

Dated: Oct. 4, 2007
Media Notified by
Supervisor

TOWN BOARD MEMBERS
of Riverhead, New York

Supervisor

Councilman

Councilwoman

Councilman

Councilman

October 2, 2007

Tabled
TOWN OF RIVERHEAD

Adopted

CDA RESOLUTION #15

10-04-07

AUTHORIZES CHAIRMAN TO EXECUTE CONDITIONAL CONTRACT OF SALE FOR A 300+- PARCEL OF PRPOERTY WITHIN THE LIGHT INDUSTRIAL PORTION OF THE EPCAL SITE WITH REPCAL LLC

COUNCILMAN BARTUNEK

_____ offered the following resolution, which was seconded by _____

COUNCILMAN DUNLEAVY

WHEREAS, the Town of Riverhead Community Development Agency owns, among other properties at the Enterprise Park at Calverton, some 300 acres of property located in the Light Industrial Zone, south of Route 25, Calverton, New York; and

WHEREAS, REPCAL LLC has submitted to the Community Development Agency (the "Agency") a proposal for the redevelopment of the approximately 300 acres of property as an industrial development of approximately 2,500,000 square feet of industrial space construction; and

WHEREAS, the Town Board, as the governing body of the Agency, by Resolution #7 dated June 11, 2007, determined that proceeding with contract negotiations authorizing the transfer to this property with the Rechler Group was consistent with the goals and objectives of the Calverton Enterprise Park Urban Renewal Plan (1998), the Light Industrial Zoning Use District, and the Empire Zone; and

WHEREAS, the Agency authorized the Chairman to proceed with contract negations for that purpose; and

WHEREAS, a contract has been negotiated with terms satisfactory to the Agency, conditioned upon REPCAL LLC being determined by this Agency to be a Qualified and Eligible Sponsor pursuant to Section 507 of the New York General Municipal Law; and

WHEREAS, the contract has been executed on behalf of REPCAL LLC.

NOW, THEREFORE BE IT RESOLVED,

That the Chairman is hereby authorized to execute a conditional contract of sale substantially in the form and content as annexed hereto; and it is further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution and attached notice to Smith, Finkelstein, Lundberg, Isler & Yakaboski, LLP., 456 Griffing Avenue, Riverhead, New York 11901, Guy Germano, Esq., Germano & Cahill, PC., 4250 Veterans Memorial Highway, Suite 275, Holbrook, New York 11741; Andrea Lohneiss, Director of the Community Development Agency, and Dawn C. Thomas, Esq., Town Attorney.

THIS RESOLUTION HAS BEEN PREPARED BY FRANK A. ISLER, SPECIAL COUNSEL.

THE VOTE
Dunleavy yes ___ no ___ Bartunek yes ___ no ___
Blass yes ___ no ___ Densieski yes ___ no ___
Cardinale yes ___ no ___
THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

SPECIAL BOARD MEETING OF OCT. 4, 2007

COUNCILMAN BARTUNEK OFFERED THE RESOLUTION TO BE BROUGHT OFF THE TABLE, SECONDED BY COUNCILMAN DUNLEAVY.

ALL MEMBERS IN FAVOR OF UNTABLING THE RESOLUTION THE RESOLUTION WAS THEREUPON DECLARED TO BE BROUGHT OFF THE TABLE.

Tabled

COUNCILMAN BARTUNEK OFFERED THE RESOLUTION FOR ADOPTION, SECONDED BY COUNCILMAN DUNLEAVY.

ALL MEMBERS IN FAVOR OF THE ADOPTION OF THE RESOLUTION.

THE RESOLUTION WAS THEREUPON DECLARED TO BE DULY ADOPTED.

Adopted

10-04-07