

**Adopted**

TOWN OF RIVERHEAD

RES. #1076

RESOLUTION AUTHORIZING BELL ATLANTIC AGREEMENT WITH RIVERHEAD WATER DISTRICT

Adopted \_\_\_\_\_

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

WHEREAS, the Riverhead Water District has entered into an agreement with Bell Atlantic Mobile, d/b/a SMSA Limited Partnership, regarding Plant 9, and

WHEREAS, Bell Atlantic wishes to install a self-contained emergency generator at the site, and

WHEREAS, the design of the generator has been reviewed by H2M, the District's engineers, and found acceptable,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized to execute the attached Affidavit of Consent of Record Owner, and be it further

RESOLVED, that the installation of the generator shall be as shown on the attached site plan which is approved and the Building Department shall issue a building permit upon payment of the necessary fee, and be it further

RESOLVED, that the Town Clerk shall forward a certified copy of this resolution to H2M, SMSA Limited Partnership, the Building Department, and Pierre G. Lundberg, Esq.

**THE VOTE**

Wittmoier	<u>Aye</u>	Nay
Krasna	<u>Aye</u>	<del>Nay</del> Absent
Lull	<u>Aye</u>	Nay
Prusinowski	<u>Aye</u>	Nay
Stark	<u>Aye</u>	Nay

The Resolution was thereupon duly adopted.

### AFFIDAVIT OF CONSENT OF RECORD OWNER

State of New York                    )  
   ) SS:  
 County of Suffolk                    )

\_\_\_\_\_, of full age, having duly sworn according to law, under oath, deposes and says that he/she is the \_\_\_\_\_ of the Town of Riverhead Water District, and maintains an office at 1035 Pulaski Street, Riverhead, New York 11901, that the Town of Riverhead Water District is the owner in fee of all that certain lot, piece or parcel of land situate, lying and being in the Town of Riverhead, State of New York, and commonly known as Riverhead Water District Plant #9, Gerald Street, Wading River, New York, hereinafter referred to as "the Property," and that the Town of Riverhead Water District consents to the installation of the generator and to the submission of a building permit application and or of any other municipal application that may be required by the Town of Riverhead filed by New York SMSA Limited Partnership d.b.a. Bell Atlantic Mobile to obtain a permit to install a concrete pad foundation for an emergency electricity generator at the existing wireless communications facility at the Property.

Consent is also given to allow representatives of the Town of Riverhead to enter upon the Property to inspect the construction of the proposed concrete pad foundation and the installation of an emergency electricity generator in connection with this application.

TOWN OF RIVERHEAD WATER DISTRICT

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

Subscribed and sworn to before  
 me this    day of                    , 1997

\_\_\_\_\_

Notary

**Adopted**

12/31/97

**TOWN OF RIVERHEAD**

**RESOLUTION # 1077**

**AUTHORIZES SUPERVISOR TO EXECUTE AN AGREEMENT WITH JACQUELINE O'SULLIVAN FOR TOWN CLERK STENOGRAPHER**

**COUNCILMAN PRUSINOWSKI**

\_\_\_\_\_ offered the following resolution, which was seconded by \_\_\_\_\_ **[COUNCILMAN LULL]** \_\_\_\_\_.

BE IT HEREBY RESOLVED, that the Supervisor be and is hereby authorized to enter into an agreement with Jacqueline O'Sullivan for the performance of transcribing minutes of Town Board Meetings, Grievances and Special Board Meetings effective January 1, 1998 through December 31, 1998, a copy of the agreement is attached herewith; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Jacqueline O'Sullivan, 161 Shinnecock Avenue, Mastic, New York 11950 and the Accounting Department.

**THE VOTE**

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

Resolution was thereupon duly adopted.

## TOWN OF RIVERHEAD

## CONTRACT AGREEMENT

THE PARTIES HERETO AGREE AS FOLLOWS:

THIS AGREEMENT ENTERED INTO THE 31st day of December, 1997, by and between the Town of Riverhead, a municipal corporation with its principal place of business at 200 Howell Avenue, Riverhead, New York, 11901 (hereinafter referred to as the party of the first part) and Jacqueline O'Sullivan of 161 Shinnecock Avenue, Mastic, New York .

## WITNESSETH:

The parties hereto agree as follows:

WHEREAS, the Town of Riverhead wishes to engage the services of Jacqueline O'Sullivan, Stenographer, who will personally provide stenographer services to the Riverhead Town Clerk; and

WHEREAS, Jacqueline O'Sullivan has agreed to perform services as a Stenographer to the Riverhead Town Clerk

NOW THEREFORE, it is agreed as follows:

Jacqueline O'Sullivan does hereby agree to transcribe minutes of Town Board Meetings, Grievances and Special Board Meetings at the rate of \$2.50 per page,

The terms of this agreement shall be from January 1, 1998 to December 31, 1998.

IN WITNESS WHEREOF, the parties hereto have executed this agreement on the day and year first above written.

TOWN OF RIVERHEAD

BY: \_\_\_\_\_  
 JAMES R. STARK  
 Supervisor

BY: \_\_\_\_\_  
 JACQUELIN O'SULLIVAN  
 Stenographer

# Adopted

12/31/97

## TOWN OF RIVERHEAD

RESOLUTION # 1077

### AUTHORIZES SUPERVISOR TO EXECUTE AN AGREEMENT WITH JACQUELINE O'SULLIVAN FOR TOWN CLERK STENOGRAPHER

**COUNCILMAN PRUSINOWSKI**

\_\_\_\_\_ offered the following resolution, which was seconded by \_\_\_\_\_ [**COUNCILMAN LULL**].

BE IT HEREBY RESOLVED, that the Supervisor be and is hereby authorized to enter into an agreement with Jacqueline O'Sullivan for the performance of transcribing minutes of Town Board Meetings, Grievances and Special Board Meetings effective January 1, 1998 through December 31, 1998, a copy of the agreement is attached herewith; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Jacqueline O'Sullivan, 161 Shinnecock Avenue, Mastic, New York 11950 and the Accounting Department.

### THE VOTE

Wittmoier	<b>Aye</b>	Nay
Kwasna	<b>Aye</b>	Nay <i>Absent</i>
Lull	<b>Aye</b>	Nay
Prusinowski	<b>Aye</b>	Nay
Stark	<b>Aye</b>	Nay

Resolution was thereupon duly adopted.

# Adopted

12/31/97

## TOWN OF RIVERHEAD

Resolution # 1078

### AUTHORIZES SUPERVISOR TO EXECUTE AGREEMENT WITH PECONIC LAND TRUST

**COUNCILMAN WITTMEIER**

offered the following resolution, was seconded by

~~COUNCILMAN LULL~~

**WHEREAS**, the Riverhead Town Board has adopted Local Law No. 14, "Agricultural Lands Preservation", for the purpose of conserving prime agricultural soils throughout the Town; and

**WHEREAS**, as a result of its consideration of such local law, the Riverhead Planning Board has recommended that the Town Board retain the services of the Peconic Land Trust in order to maximize the area of prime agricultural soils to be preserved; and

**WHEREAS**, the Town Board is in receipt of a letter agreement from the Peconic Land Trust describing the scope of services to be provided to the Town; and

**WHEREAS**, the Town Board desires to enter into such contractual relationship.

**NOW THEREFORE BE IT RESOLVED**, that the Town Board of the Town of Riverhead hereby authorizes the Supervisor to execute the aforementioned agreement with the Peconic Land Trust; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Peconic Land Trust, P.O. Box 2088, Southampton, New York, 11969; the Planning Board, the Planning Department and the Accounting Department.

### THE VOTE

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

The Resolution was thereupon duly adopted.

**PURCHASE OF DEVELOPMENT RIGHTS PLANNING, ACQUISITION AND  
NEGOTIATION SERVICES AGREEMENT**

**THIS AGREEMENT** made the 31st day of December, 1997, between the **TOWN OF RIVERHEAD**, a municipal corporation with offices located at 200 Howell Avenue, Riverhead, Suffolk County, New York, 11901, hereinafter referred to as the "Town", and **PECONIC LAND TRUST**, a non-profit corporation organized and existing under the laws of the State of New York, with a principal place of business at 296 Hampton Raod, P.O. Box 2088, Southampton, New York, 11969.

**WITNESSETH:**

Pursuant to §247 of the General Municipal Law of the State of New York, the Town of Riverhead, Suffolk County, New York, is authorized to acquire interests or rights in real property, for the preservation of open spaces and areas; and

Pursuant to Chapter 44 of the Code of the Town of Riverhead, the Town Board has authorized the Farmland Preservation Committee to review potential agricultural parcels upon which development rights may be acquired; and

It is the intent of the Town to coordinate the acquisition of development rights with the State of New York, and other entities engaged in open space acquisition in the Town of Riverhead; and

The Town Board wishes to enter into a cooperative agreement with Peconic Land Trust to identify alternatives to public acquisition and to negotiate directly with landowners for the acquisition of development rights; and

Peconic Land Trust is a regional non-profit land conservation organization, organized under §501(c)(3) of the Internal Revenue Code, and is willing and able to enter immediately into negotiations on behalf of the Town of Riverhead to acquire development rights for a value not exceeding fair market value as approved by the Town Board; and

It is necessary and expedient, in order to protect these parcels from imminent development, for Peconic Land Trust to negotiate on behalf of the Town of Riverhead.

**NOW, THEREFORE, IT IS MUTUALLY AGREED BY AND BETWEEN THE PARTIES AS FOLLOWS:**

1. The Town retains the services of Peconic Land Trust to perform the following:
  - a. Assist with the refinement and implementation of the Town's farmland preservation strategies;

- b. Identify potential sellers of development rights;
- c. Conduct meetings with prospective sellers of development rights;
- d. Coordinate the application of public, private and not-for-profit farmland preservation strategies;
- e. Develop specific farmland conservation plans;
- f. Assist with the preparation of applications for matching funding and related farmland preservation assistance;
- g. Assist with negotiations and agreements with property owners for the sale of development rights;
- h. Assist the Town with the structuring and execution of appraisals.

2. Peconic Land Trust shall work cooperatively with the Farmland Preservation Committee and the Town Board to identify and protect the most important sites, as such sites are determined by the Town Board and/or its designated representatives.

3. Prior to the commencement of negotiations on behalf of the Town, the Farmland Preservation Committee, with consent of the Town Board, will identify and prioritize acquisition parcels. The Town Board shall determine the necessity of obtaining any reports or appraisals, and determine other acquisition costs related to each project to be negotiated by Peconic Land Trust. The Town Board will further determine if there are adequate funds readily available to cover the acquisition, and will make the final determination regarding acquisition. Peconic Land Trust acknowledges that the Town Board can authorize acquisitions at market value only, and Peconic Land Trust shall only negotiate acquisitions below or at such market value.

4. Peconic Land Trust shall conduct all negotiations subject to the approval of the Town Board. For the purposes of this Agreement, negotiations on any particular parcel shall be complete once the Town of Riverhead and the landowner have entered into formal Contract of Sale prepared by the Town Attorney's Office or other formal agreement to preserve the parcel.

5. As compensation for such services, the Town will pay Peconic Land Trust a fee not to exceed \$20,000 per year, including disbursements such as postage, telephone and other incidentals, payable in four (4) quarterly installments, upon submission of monthly invoices with a detailed summary of the time spent and the duties performed. Peconic Land Trust shall supply such other information regarding services they have performed as may be requested by the Town.

6. The Office of the Town Attorney, subject to Town Board approval, shall be responsible for obtaining any necessary appraisals, surveys, title certifications, or other reports

necessary to determine the fair market value of the property or for contract or closing purposes.

7. This Agreement shall commence as of December 31, 1997 and shall expire December 31, 1998, unless terminated pursuant to the terms of this Agreement.

8. This Agreement may be terminated by either party upon thirty (30) days written notice for any reason. In that event, Peconic Land Trust shall be compensated for the value of services actually performed prior to termination.

9. This Agreement may be modified only in writing and upon approval by the Town Board pursuant to resolution.

10. This Agreement shall be construed according to the laws of the State of New York.

**IN WITNESS WHEREOF**, this Agreement has been duly executed by the parties hereto.

**TOWN OF RIVERHEAD**

**PECONIC LAND TRUST**

By: \_\_\_\_\_  
JAMES R. STARK, SUPERVISOR

By: \_\_\_\_\_  
JOHN V. HALSEY, PRESIDENT

# Adopted

12/31/97

AUTHORIZES SUPERVISOR TO EXECUTE LICENSE AGREEMENT  
WITH RIVERHEAD BUILDING SUPPLY CORP.  
RIVERHEAD WATER DISTRICT

RES. NO. #1079

Adopted \_\_\_\_\_

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

RESOLVED, that the Supervisor be and is hereby authorized to execute the attached License Agreement with Riverhead Building Supply Corp., wherein the Riverhead Water District shall be permitted to utilize the water recharge basin on the easterly portion of the Building Supply's property located at Pulaski Street, Riverhead, New York, and be it further

RESOLVED, that the Town Clerk shall forward a certified copy of this resolution to Gary Pendzick and Allen Smith, Esq.

## THE VOTE

Wittmeier	<u>Aye</u>	Nay
Kwasna	<u>Aye</u>	<del>Nay</del> Absent
Lull	<u>Aye</u>	Nay
Prusinowski	<u>Aye</u>	Nay
...	<u>Aye</u>	Nay

Resolution was thereupon  
adopted.

## LICENSE AGREEMENT

AGREEMENT made this \_\_\_\_ day of \_\_\_\_\_, 1997, between the Riverhead Town Board, as governing body of the Riverhead Water District, with offices at 200 Howell Avenue, Riverhead, New York (hereinafter referred to as "District") and Riverhead Building Supply Corp., with offices at 303 Ostrander Avenue, Riverhead, New York (hereinafter referred to as "Building Supply"),

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

IN CONSIDERATION of \$10 and other good and valuable consideration:

SUBJECT TO the terms and conditions herein contained, Building Supply grants a perpetual license to the District to discharge "blow off" and well development water from the District's wells into a water recharge basin/sump on the easterly portion of Building Supply's property at Pulaski Street, Riverhead, New York, as more particularly shown on the attached Exhibit A.

The District may enter upon the premises and install piping, splash pan and appurtenances as approved by Building Supply.

The District shall properly maintain its improvements and shall immediately repair any damage to the recharge basin occasioned by the District's use or maintenance.

The District will perform silt removal as an annual maintenance.

So long as the District shall abide by the conditions herein, this agreement shall remain in full force and effect and be binding

upon the successors and assigns of Building Supply. However, in the event that Building Supply determines to eliminate the recharge basin from the site, this agreement may be terminated by Building Supply upon 60 days written notice to District.

RIVERHEAD WATER DISTRICT

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

RIVERHEAD BUILDING SUPPLY CORP.

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

STATE OF NEW YORK )

SS.:

COUNTY OF SUFFOLK )

On the \_\_\_\_\_ day of \_\_\_\_\_, 1997, before me personally came Edgar Goodale, to me known, who, being by me duly sworn, did depose and say that he resides at No. \_\_\_\_\_ Sound Avenue, Riverhead, New York; that he is the \_\_\_\_\_ of the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that he signed his name thereto by like order.

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STATE OF NEW YORK )

SS.:

COUNTY OF SUFFOLK )

On the \_\_\_\_\_ day of \_\_\_\_\_, 1997, before me personally came JAMES R. STARK to me known, who, being by me duly sworn, did depose and say that he resides at No. 200 Howell Avenue, Riverhead, New York; that he is the Supervisor of the Town of Riverhead the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Town Board of the Town of Riverhead and that he signed his name thereto by like order; that the Town Board of Riverhead is the governing body of the Riverhead Water District.

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# Adopted

12/ 31/97

AUTHORIZES SUPERVISOR TO EXECUTE  
AGREEMENT WITH THE COUNTY OF SUFFOLK  
FOR TREATMENT AND DISPOSAL OF SEWAGE  
FROM COUNTY FACILITIES

RES. #1080

Adopted \_\_\_\_\_

\_\_\_\_\_ offered the following  
resolution **COUNCILMAN PRUSINOWSKI** \_\_\_\_\_,

RESOLVED, that the Supervisor be and is hereby authorized to  
execute the attached Agreement with the County of Suffolk for the  
treatment and disposal of sewage from County facilities, and be it  
further **COUNCILMAN LULL**

RESOLVED, that the Town Clerk forward certified copies of this  
resolution to Michael Reichel, Riverhead Accounting Department, and  
Pierre G. Lundberg, Esq.

## THE VOTE

Wittmeier	<b>Aye</b>	Nay
Kwasna	<b>Aye</b>	<del>Nay</del> Absent
Lull	<b>Aye</b>	Nay
Prusinowski	<b>Aye</b>	Nay
Stark	<b>Aye</b>	Nay

The Resolution was thereupon  
duily adopted.

Riverhead Sewer District

As Revised 12-15-97

## Connection Agreement

This AGREEMENT is made as of the 1st day of December, 1997,  
by, between and among:

COUNTY OF SUFFOLK, a municipal corporation of the State of New York, having offices at the Suffolk County Center, Riverhead, New York 11901, hereinafter referred to as the "COUNTY," and

RIVERHEAD SEWER DISTRICT, a duly-formed district of the Town of Riverhead, a municipal corporation of the State of New York, through the Town Board of the Town of Riverhead, acting on behalf of said district, having offices at 200 Howell Avenue, Riverhead, New York 11901, hereinafter referred to as the "DISTRICT."

*WITNESSETH:*

WHEREAS, the COUNTY and the DISTRICT have heretofore entered into an agreement (the "Original Agreement"), dated September 16, 1969, and various supplements to the Original Agreement, pursuant to which the DISTRICT provides for the collection, treatment and disposal of sewage generated from various COUNTY-owned facilities from the COUNTY-owned pump station on Nugent Drive, including the Suffolk County Correctional Facility, the Riverhead County Center and the Criminal Court facilities (the "County Facilities"), and

WHEREAS, the term of the Original Agreement was one (1) year, following which various supplements to the Original Agreement have been executed, each extending the term of the Original Agreement for an additional one (1) or more years, and

WHEREAS, the last such supplement to the Original Agreement expires on December 31, 1997, and

Connection Agreement

WHEREAS the parties hereto now wish to obviate the execution of supplements to the Original Agreement by providing, in this agreement, for sewage collection, treatment and disposal as set forth above for a twenty (20) year period, from January 1, 1998 through December 31, 2017,

NOW THEREFORE, in consideration of the individual and mutual covenants, promises and representations herein contained, the parties hereto do hereby agree as follows:

1. The DISTRICT shall provide for the collection, treatment and disposal of sewage generated from the County Facilities.

2. (A) The COUNTY shall pay to the DISTRICT, for each calendar year that this agreement is in effect, a sum of money to be computed by adding the "sewer rent" for each calendar year to the "ad valorem levy" for each calendar year, as follows:

(i) The annual net operation and maintenance budget of the DISTRICT (i.e., gross expenses less revenues other than user fees) shall be divided by the number of gallons of water consumed by all users of the DISTRICT's facilities, based upon water use for the prior fiscal year (July 1 through June 30). The figure obtained by said division (the annual rate per gallon) shall be multiplied by the water usage of the County Facilities for the same fiscal period. The figure obtained by said multiplication shall be the "sewer rent." The rate used to calculate the sewer rent shall be the same for all DISTRICT users.

(a) For purposes of the calculation referred to in subparagraph (i) above. "all users of the DISTRICT's facilities" shall include users both within and without the DISTRICT, and the number of gallons of water consumed by each user shall be determined from the records of the Riverside Water District and the Riverhead Water District, or their successors;

(ii) The annual net debt service budget of the DISTRICT (i.e., gross debt service less any offsetting revenues) shall be computed as follows:

Riverhead Sewer District

As Revised 12-15-97

## Connection Agreement

X = Equalized value of the County Facilities

$$X = \frac{\text{Southampton Town Assessed Value for the County Facilities}}{\text{Southampton Town Equalization Rate}} \times \text{Riverhead Town Equalization Rate}$$

TAV = Total Assessed Value of the Riverhead Sewer District

$$\text{TAV} = X + \text{Riverhead Sewer District Total Assessed Value} + \text{Assessed Value of all Property Outside the Riverhead Sewer District that is Connected to the District's Facilities}$$

$$\text{Ad Valorem Rate} = \frac{\text{Annual Net Debt Service Budget of the District}}{\text{TAV}}$$

$$\text{County Payment} = \text{Ad Valorem Rate} \times (X)$$

(B) The sum due for each calendar year, as computed pursuant to subparagraph (A) above, shall be paid to the DISTRICT by January 31 of that year.

(C) On or before September 1 of each calendar year, the DISTRICT shall provide the COUNTY with an estimate of the sewer rent and the ad valorem levy for the next calendar year. On or before November 20 of each calendar year, the DISTRICT shall provide the COUNTY with the actual sewer rent and ad valorem levy for the next calendar year.

(D) The COUNTY shall provide the DISTRICT with a voucher by December 15 of each calendar year for the sewer rent and the ad valorem levy for that calendar year. The DISTRICT shall sign and return each such voucher by December 31 of each calendar year.

## Connection Agreement

(E) The DISTRICT shall provide the COUNTY, each year, with a copy of the DISTRICT's annual budget and rate schedule immediately upon the adoption thereof, when distributed to the Town departments.

3. The term of this Agreement shall be from January 1, 1998 through December 31, 2017.

4. (A) In addition to the sums calculated pursuant to paragraph 2 above, the COUNTY shall pay to the DISTRICT, pursuant to Resolution No. 500-1992 of the Riverhead Town Board, which resolution was adopted on August 18, 1992, a one-time charge of FIFTY-EIGHT THOUSAND AND NO/100THS (\$58,000.00) DOLLARS, representing the DISTRICT's "Denitrification Fee." The said Denitrification Fee is for the County Facilities, all of which are presently connected to the DISTRICT, and shall be paid on or before January 31, 1998. Pursuant to Resolution No. 500, in the event that the COUNTY connects any additional facilities to the DISTRICT, a Denitrification Fee for said additional facilities shall be due and payable.

(B) The DISTRICT represents that its Denitrification Fee is charged to all users of the DISTRICT's facilities whose sewage flow exceeds five hundred gallons per day (500 GPD).

(C) The COUNTY represents that no storm drains or roof drains serving the County Facilities are connected to the collection system serving the County Facilities, and that no wells serve the County Facilities.

5. This Agreement is subject to the amount of funds appropriated and any subsequent modifications thereof by the COUNTY Legislature, and no liability shall be incurred by the COUNTY under this Agreement beyond the amount of funds appropriated by the Legislature for this Agreement.

6. The parties hereto have duly executed this supplement to the Agreement in counterparts, any one of which may be considered an original.

7. This Agreement may not be modified except by written instrument signed on behalf of the parties hereto.

Riverhead Sewer District

As Revised 12-15-97

## Connection Agreement

8. The DISTRICT warrants and represents that neither the DISTRICT nor any official, officer, employee, etc., of the DISTRICT has offered or given any gratuity to any official, employee or agent of Suffolk County, New York State or any political party with the purpose or intent of securing an agreement or securing favorable treatment with respect to the awarding or amending of an agreement, or the making of any determinations with respect to the performance of an agreement, and that the DISTRICT has read and is familiar with the provisions of Suffolk County Local Law Number 32-1980.

9. If any section, subsection, paragraph, clause, phrase or provision of the Agreement shall, by a court of competent jurisdiction, be adjudged or determined to be illegal, unlawful, invalid or unconstitutional, the same shall not affect the validity of the Agreement as a whole, or any part or provision hereof, other than the part so adjudged or determined to be illegal, unlawful, invalid or unconstitutional.

10. Any notice desired or required to be given pursuant to the terms of the Agreement shall be sent via Certified Mail, Return Receipt Requested, to the appropriate party at the address for said party appearing on page one hereof. A copy of any such notice shall be sent by regular first class mail to:

Bureau Chief, Municipal Law  
Suffolk County Department of Law  
Building No. 158  
North County Complex  
Veterans Memorial Highway  
Hauppauge, New York 11788

and to

Financial Administrator  
Riverhead Town Hall  
200 Howell Avenue  
Riverhead, New York 11901

*- End of Text -*

Riverhead Sewer District

As Revised 12-15-97

Connection Agreement

IN WITNESS WHEREOF, the parties hereto have duly executed this Agreement on the date hereinabove set forth:

RIVERHEAD SEWER DISTRICT

COUNTY OF SUFFOLK

By:

By:

\_\_\_\_\_  
JAMES R. STARK Date  
Supervisor, Town of Riverhead

\_\_\_\_\_  
ERIC A. KOPP Date  
Chief Deputy County Executive

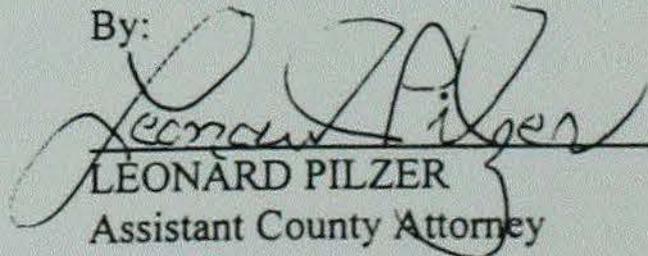
RECOMMENDED BY:

\_\_\_\_\_  
CHARLES J. BARTHA, P.E.  
Commissioner  
Suffolk County Dept. of Public Works

APPROVED AS TO FORM; NOT  
REVIEWED AS TO EXECUTION

ROBERT J. CIMINO  
Suffolk County Attorney

By:

  
LEONARD PILZER Date  
Assistant County Attorney

FORM, CONTENT AND  
PREREQUISITES CHECKED:

\_\_\_\_\_  
WILLIAM J. McBRIEN, P.E. Date  
Assistant Secretary  
Suffolk County Sewer Agency







**200 HOWELL AVENUE  
RIVERHEAD, NEW YORK 11901**

John J. Hansen  
Financial Administrator

(516) 727-3200  
727-4230 Fax

November 26, 1997

Mr. Robert C. Bortzfield, CPA  
Executive Assistant of Finance & Administration  
Suffolk County Department of Public Works  
335 Yapank Avenue  
Yapank, NY 11980

Dear Bob,

Please find the enclosed my calculations for the Riverhead County Center Complex's share of the cost of the operations of the Riverhead Sewer District. In my calculations, I made the assumption that the assessed value of the County Center complex remains unchanged from last year. I need you to confirm this because the figures I received from Southampton conflict with this and I have enclosed a copy of the document I received from them. Utilizing these figures would definitely change my calculations.

Currently, I have computed the following:

County Center Complex with Consumption Usage Rate of 1997-98	83,138,000 gallons X 2.462/1000 gallons <u>\$204,685.75</u>
County Center Complex Riverhead Equalized Assessed Value	\$ 46,439,267.00 0.095/\$1000.00
Riverhead Tax Rate	<u>\$ 4,411.73</u>

Therefore, the total Sewer District bill to the County of Suffolk for the County Center Complex for the tax year 1997-98 is \$209,097.48.

Please confirm these calculations as soon as possible. I further request that you offer some documentation for the discrepancy present in the assessed value of the County Center Complex.

Sincerely,  
  
John J. Hansen  
Financial Administrator

JJH-tbg

Cc: James R. Stark, Town Supervisor  
Richard Ehlers

Budgst

**RIVERHEAD SEWER DISTRICT  
SEWER LEVY 1997-98**

Summary of Factors for Construction, Replacement and Improvement Budgets to be applied to \$100.00 of Assessed Valuation.

ITEM	FULL	PARTIAL	SS EXT	COUNTY
1	\$ 0.095	\$ -	\$ 0.095	\$ 0.095
2	\$ -	\$ 0.015	\$ -	\$ -
3	\$ -	\$ -	\$ 4.073	\$ -
<b>TOTAL</b>	<b>\$ 0.095</b>	<b>\$ 0.015</b>	<b>\$ 4.168</b>	<b>\$ 0.095</b>

**RATES FOR 1997-98 SEWER ASSESSMENTS**

AREA	ASSESSED VALUE	RATE/\$1000.	AMOUNT TO BE LEVIED
County Center	\$ 46,439,267.00	0.095/\$1000.00	\$ 4,411.73
Benefit	\$ 196,825,534.00	0.095/\$1000.00	\$ 18,698.43
Local Benefit	\$ 7,612,449.00	0.015/\$1000.00	\$ 114.19
from SS Ext.	\$ 31,924,000.00	4.168/\$1000.00	\$ 133,059.23
		<b>TOTAL</b>	<b>\$ 156,283.58</b>

**1998 BUDGET DISTRICT WIDE**

Side Road Pump Station	\$ 8,095.00
Water Settling Tank	\$ 8,120.00
Upgrade & Improvement of Facility	\$ -
Replacement & Improvements	\$ 10,000.00
	<b>\$ 26,215.00</b>

**1998 EXTENSION BUDGET**

Commercial Sewer Ext.	\$ 130,000.00
	<b>TOTAL</b>
	<b>\$ 156,215.00</b>
Operating Budget - (Est. Rev. + R&I + Debt)	
Rvhhd Gallonage + County Center Gallonage	= RATE/1000gal.
\$1175565 - (\$167500 + \$10000 + \$146215)	= \$ 2.4620
262941000.gal + 83138000.gal	per 1000gal.

Budgst

RIVERHEAD SEWER DISTRICT			
SEWER LEVY 1997-98			
Full Benefit		\$ 196,825,534.00	
Partial Benefit		\$ 7,612,449.00	
Commercial Sewer Ext.		\$ 31,924,000.00	
County Center Complex		\$ 46,439,267.00	
The Budget for Replacement & Improvements, Middle Road Pump Station, Sewer Settling Tank and Increase & Improvement of Facilities are levied against the properties within the "Full Benefit" Area, Commercial Sewer Ext. and within the "Partial Benefit" Areas to the extent of 16% of Levy.			
1)Factor:	\$ 26,215.00	=	.095/\$1,000.00
$\$196,825,534 + \$31,924,000 + \$46,439,267 + (\$7,612,449 * 29\%)$			
Factor for properties in "Partial Benefit" Area is 16% of Factor 1			
	.095/\$1000.00*16%		<u>.015/\$1,000.00</u>
Factor for properties in the Commercial Sewer Ext.			
	\$130,000	=	\$4.073/\$1000.00
	\$31,924,000		
<b>PROOF</b>			
<b>BUDGET</b>			
Debt Service & R&I Budget		\$ 156,215.00	
Operations-Est. Revenues		\$ 851,850.00	
	<b>TOTAL</b>	<b>\$ 1,008,065.00</b>	
<b>TAX EXT.</b>			
Taxes for Debt Service		\$ 156,283.58	
Usage Fees from Water Usage		\$ 852,046.50	
	<b>TOTAL</b>	<b>\$ 1,008,330.08</b>	

Budgst

VALUATION OF COUNTY CENTER COMPLEX			
FOR TAX YEAR 1997-98			
Line 1	Southampton Assessed Value of Center		\$ 5,893,308.00
Line 2	Southampton 1997-98 County Equalization Rate		4.00%
Line 3	Southampton Full Value of Center (Line 1/Line 2)		\$ 147,332,700.00
Line 4	Riverhead 1997-98 County Equalization Rate		31.52%
Line 5	Equalized Rvhd Assessed Valuation (Line 3*Line 4)		\$ 46,439,267.04
COUNTY CENTER GALLONAGE CONSUMPTION			
FOR THE PERIOD 5/31/96 - 6/1/97			
Acct #	DESCRIPTION		GALLONAGE
202073	Suffolk County Power Station		26,749,000.00
201865	10 Nugent Drive Lift Station		2,000.00
202149	County Center		4,462,000.00
202939	Jail/Courts		51,925,000.00
		TOTAL	83,138,000.00

Property record card generated on 05/21/97 at 11:18:23 by ETD 117  
 100 CENTER DRIVE SOUTH 473689-137.000-0001-027.000-

Page 1

Ad: 36120 L100 M100 B100 SUFFOLK COUNTY  
 - GOVERNMENTAL BUILDN COUNTY CENTER  
 01 RIVERHEAD NY 11901

Date 12/31/93  
 Appr SHH  
 Value 47,332,700 \*  
 By CAMA

Bldg feature Description  
 BLDG STYLE COMMERCIAL  
 BLDG MODEL COMMERCIAL  
 ACTL YR BLT 0000  
 EFFV YR BLT 1963  
 BOCKH MODEL C 0223  
 COMRCL-FLAT AD N/A  
 CONSTR QUALITY GOOD  
 CONDITION GOOD  
 PERIMTR 6102  
 GROSS FLR AREA 223108  
 NBR OF STRIES 02  
 WALL HEIGHT 16  
 WALL A PRCNT N/A  
 WALL B PRCNT N/A  
 WALL C PRCNT 100  
 AIR COND PRCNT 100  
 SPRINKLR PRCNT 014  
 ALARM PRCNT 100  
 NBR OF ELVTRS 04  
 BSMT-TYPE N/A  
 BSMT-PERIMTR N/A  
 BSMT-SQ FT N/A  
 GRADE ADJ 130  
 FUNC OBS N/A  
 ECON OBS N/A  
 DEPR OVR RSN N/A  
 DEPR TBL OVR N/A  
 DEPR OVR % 20

Bldg #: 1

BUILDING AREAS

ITEM	BASE	ACTUAL	EFFCTV T	ADJ.
1CC	223,108	223,108	223,108	L
TOTAL	223,108	223,108	223,108	
TOT LVG AREA: 223,108				

AS DATA

PERMIT DATA

BUILDING SUMMARY

Date DC QC VI AC Adj. sale \$ No Date Type Permit amt.  
 Jail, Power Plant, County Center  
 Court Bldg

Tot. area 223,108  
 Bldg rate 121.41  
 Repl cost 27088,612  
 Depr pct 20.00  
 RCBLD 21570,900

CC (223108).

Code	Description	Grde	Misc. units	Price	Yr	Dt	Dpr	Cn	Value
MS1	MISC STRC-MAN RCN/DP B	B	382200.00	2.30	59	OC	0	3	1,098,800
MS1	MISC STRC-MAN RCN/DP A	A	38400.00	5.00	87	OC	30	3	251,300
MS1	MISC STRC-MAN RCN/DP A	A	32000.00	4.50	87	OC	30	3	188,500
SP4	PVNG-ASP, PK/RD>19993 B	B	580000.00	1.00	80	OC	30	3	507,500
MS1	MISC STRC-MAN RCN/DP B	B	999999.00	1.30	87	OC	0	3	1,525,000
MS9	MEZZANINE B	B	1984.00	9.50	68	OC	35	3	15,300
LD2	DOCK-LOADNG, STL/CNC B	B	320.00	14.30	80	OC	0	3	5,700
CP9	CNPY-CM, WD <=1000 SF A	A	803.00	9.50	80	OC	15	4	11,100
CP9	CNPY-CM, STL <=1000SF B	B	896.00	18.00	59	OC	25	3	15,100
MISCELLANEOUS VALUE									3,726,400

Class: 652 Road Type : 3 Traffic : 2 Driveway : 3  
 Type : 3 Water Type : 3 Other Util.: 3 Elevation : 2

LAND CONTINUED ON NEXT CARD (S) \*\*\*\*\*

05/21/1997 11:47 5162874503

S H TOWN ASSESSOR

Property record card generated on 05/21/97 at 11:24:34 by ETD 117

RD 94 473689-137.000-0001-030.000- Page 1

37 L100 M000 B000 SUFFOLK COUNTY Date 12/31/93  
 - OTHER RURAL VACANT L CENTER DR Appx SHN  
 01 RIVERHEAD NY 11901 Value 43,300 \*  
 By CAMA

PERMIT DATA

PERMIT DATA

Date DC QC VI AC Adj. sale \$ No Date Type Permit amt. Tot. area

Class: 323 Road Type : 3 Traffic : 2 Driveway : 1  
 Type : 1 Water Type : 2 Other Util.: 3 Elevation : 2  
 Des-Re: 2

Description	Zoning	units	Adjustments	Price	Value
UNDEVELOPED	CR200	10.30B		35,000.00	43,300
FROM PINE VALLEY 2-1-4			B 12		
TOTAL LOT SIZE:		10.3000A	MARKET LAND VALUE		43,300

Appraiser	Date	Time	Activity	Entry	Source
242	05/17/91	04:15 PM	L	5	4

S H TOWN ASSESSOR

Property record card generated on 05/21/97 at 11:41:33 by BTD 117  
 RD 94 473689-137.000-0001-031.000- Page 1

37 L100 M000 B000 SUFFOLK COUNTY Date 12/31/93  
 - WATERFRONT VACANT L CENTER DR Appr 58N  
 01 RIVERHEAD NY 11901 Value 56,500 \*  
 By CAMA

AS DATA

PERMIT DATA

Date DC OC VI AC Adj. sale \$ No Date Type Permit amt. Tot. area

Class: 313 Road Type : 3 Traffic : 2 Driveway : 1  
 Type : 1 Water Type : 3 Other Util.: 3 Elevation : 2  
 Des-Rs: 3

Description	Zoning	units	Adjustments	Price	Value
WATERFRONT	CR200	121968R		.93	56,500
FROM PINE VALLEY 2-1-3	WT 02		B 50		
TOTAL LOT SIZE:		2.8000A	MARKET LAND VALUE		56,500

Appraiser	Date	Time	Activity	Entry	Source
142	05/17/91	04:12 PM	L	5	4

# Adopted

12/31/97

## TOWN OF RIVERHEAD

RESOLUTION # 1081

### APPOINTS MARRIAGE OFFICER

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

RESOLVED, that the Town Board of the Town of Riverhead hereby appoints Town Clerk, Barbara A. Grattan, as Marriage Officer for the Town of Riverhead. She is to serve in said position without compensation.

### THE VOTE

Wittmeier	<u>Aye</u>	Nay
Kwasna	<u>Aye</u>	<del>Nay</del> <i>Absent</i>
Lull	<u>Aye</u>	Nay
Prusinowski	<u>Aye</u>	Nay
Stark	<u>Aye</u>	Nay

The Resolution was thereupon duly adopted.

12/31/97

## TOWN OF RIVERHEAD

Resolution # 1082AMENDS AGREEMENT WITH YOUNG & YOUNG FOR CAPPING AND CLOSURE  
OF YOUNGS AVENUE LANDFILLCOUNCILMAN WITTMEIER offered the following resolution, was seconded byCOUNCILMAN PRUSINOWSKI

**WHEREAS**, the Town of Riverhead, by resolution dated October 7, 1993 as amended by resolution dated November 16, 1993, retained the services of the Maguire Group and Young & Young as consulting engineers with respect to the capping and closure of the Riverhead landfill; and

**WHEREAS**, the Town and the consulting engineers entered into a contract, dated June 8, 1994 with respect to the provision of these services; and

**WHEREAS**, the contract, dated June 8, 1994 was amended pursuant to Resolution #862 dated December 9, 1994 with respect to the provision of these services; and

**WHEREAS**, the contract, dated June 8, 1994 was amended pursuant to Resolution #131 dated February 21, 1995 to include the preparation of an updated Solid Waste Management Plan; and

**WHEREAS**, by Resolution #592, adopted on August 6, 1996, the Town Board further amended said agreement to continue with Young & Young only; and

**WHEREAS**, by proposal dated November 27, 1997, a copy of which is annexed, Young & Young has stated it's decision to continue provision of professional services for the sum of \$11,000.00.

**NOW THEREFORE BE IT RESOLVED**, that the Town Board of the Town of Riverhead be and hereby approved the amendment of the agreement between the Town of Riverhead and Young & Young as provided in the written proposal of Young & Young dated November 27, 1997; and be it further

**RESOLVED**, that the Town Board hereby authorizes the Supervisor to execute any documents between the Town of Riverhead and Young & Young as may be necessary to reconfirm this agreement; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to **Maguire Group A/E/P, P.C.**, 3237 Route 112, Medford, New York, 11763; **Young & Young Land Surveyors**, 400 Ostrander Avenue, Riverhead, New York, 11901; **Frank A. Isler, Esq.**, Smith, Finkelstein, Lundberg, Isler & Yakaboski, Esqs., 456 Griffing Avenue, P.O. Box 389, Riverhead, New York, 11901; **Shaun Snee**, Environmental Engineer, New York State Department of Environmental Conservation, Building 40, SUNY, Stony Brook, New York, 11790-2356; **John Hansen**, Financial Administrator; **Kenneth Testa, P.E.** and the **Office of the Town Attorney**.

**THE VOTE**

Wittmeier	<b>Aye</b>	Nay
Kwasna	<b>Aye</b>	<del>Nay</del> Absent
Lull	<b>Aye</b>	Nay
Prusinowski	<b>Aye</b>	Nay
Stark	<b>Aye</b>	Nay

The Resolution was thereupon duly adopted.

YOUNG & YOUNG  
Planning, Engineering & Land Surveying  
400 Ostrander Avenue  
Riverhead, New York 11901

63802  
Telephone (516) 727-2303  
Facsimile (516) 727-0144

HOWARD W. YOUNG, Land Surveyor  
THOMAS C. WOLPERT, Professional Engineer  
KENNETH F. ABRUZZO, Land Surveyor  
JOHN SCHNURR, Land Surveyor

November 27, 1996

ATTN: Mr. Kenneth Testa, P.E., Town Engineer  
Town of Riverhead  
200 Howell Avenue  
Riverhead, New York 11901

**RE: RIVERHEAD LANDFILL**  
at Baiting Hollow, T/O Riverhead, New York  
(94-0752 and 94-0754)

Dear Mr. Testa:

Young and Young is pleased to submit this proposal to provide ongoing professional services in conjunction with the capping and closure of the Riverhead Town Landfill.

Pursuant to Town Board Resolution # 592, dated August 6, 1996, we understand that the Town Board has amended the prior agreement and resolved to retain our services with respect to the capping and closure of the Riverhead Landfill.

We also understand that the scope of work and projected time tables for completion of certain tasks outlined in the June 8, 1994 contract may be altered substantially pending the outcome of New York State Department of Environmental Conservation policy decisions and/or the direction that the Town may wish to take with regard to capping and/or reclaiming.

We look forward to continuing this project with our in-house staff of professional planners, engineers and land surveyors, together with the expertise of our sub-consultant Mr. Jeffrey L. Seeman of Coastal Environmental Corporation. We assure you that Young and Young and Coastal Environmental Corporation remain committed to the successful completion of this project in a cost effective manner with an environmentally sound approach.

November 27, 1996

Page 2

Based on our present understanding of the immediate project requirements, we anticipate the following scope of work and associated fees through January 31, 1997

1. Revisions to Solid Waste Management Plan

Prepare written responses to New York State Department of Environmental Conservation letter dated July 1, 1996 containing comments to the Town's Solid Waste Management Plan dated November, 1995 and amend SWMP as necessary. .... \$ 6,000.00

2. Revisions to Reclamation Feasibility Study

Prepare written responses to New York State Department of Environmental Conservation letter dated October 21, 1996 containing comments to the Reclamation Feasibility Study dated May 13, 1996 and amend Reclamation Feasibility Study as necessary. .... \$ 5,000.00

Total Estimated Fee ..... \$11,000.00

November 27, 1996

Page 3

Billing for professional services shall be on an hourly rate basis with invoices rendered monthly, in accordance with the following schedule:

<u>Title</u>	<u>Rate</u>
3 - Person Field Crew	\$170.00/hr.
2 - Person Field Crew	\$120.00/hr.
Professional Engineer	\$100.00/hr.
Land Surveyor	\$100.00/hr.
Environmental Scientist	\$ 90.00/hr.
CAD Operator	\$ 80.00/hr.
Engineering Technician	\$ 70.00/hr.
Draftsperson	\$ 60.00/hr.
Technical Typist	\$ 60.00/hr.

Should this proposal be acceptable, please provide us with the appropriate authorization to proceed and/or purchase order(s).

Thanking you for the opportunity of providing these services to the Town,  
I am,

Very truly yours,

Thomas C. Wolpert, P.E.

TCW/dac

cc: Coastal Environmental Corporation  
ATTN: Mr. Jeffrey L. Seeman

12/31/97

# Adopted

## TOWN OF RIVERHEAD

RESCINDS PRIOR AWARD OF BID  
AND AWARDS BID TO DELTA WELL & PUMP  
REPLACEMENT OF WELL NO. 3, CONTRACT NO. 1  
RIVERHEAD WATER DISTRICT

**RES. #1083**

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

WHEREAS, by prior resolution this Town Board did award the bid for contract No. 1, Replacement of Well No. 3, to Hydro Group, and

WHEREAS, by letter of December 23, 1997, H2M, consulting engineers to the Riverhead Water District, did advise that Hydro Group was unable to obtain the necessary bonding for this project, and

WHEREAS, said letter did recommend that the bid now be awarded to Delta Well & Pump of Ronkonkoma, New York, for a base bid price of \$193,782,

NOW, THEREFORE, BE IT

RESOLVED, that the contract previously awarded to Hydro Group be and is hereby rescinded, and be it further

RESOLVED, that the bid for the above mentioned contract be and is hereby awarded to Delta Well & Pump of Ronkonkoma, New York, for the base bid price of \$193,782, and be it further

RESOLVED, that the Town Board, as governing body of the Riverhead Water District, hereby calls upon the bid bond of Hydro Group to make good the damages occasioned to the District up to the penal sum resulting from Hydro Group's failure to execute a contract and provide proper performance security within the statutory time, and be it further

RESOLVED, that the Town Clerk forward certified copies of this resolution to Hydro Group, Delta Well & Pump, Gary Pendzick, Pierre G. Lundberg, Esq., H2M.

# Adopted

12/31/97

## TOWN OF RIVERHEAD

Resolution # 1084**RELEASES PERFORMANCE BOND OF 865 YOUNGS AVENUE CORP. (ROSSANO)**

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

**COUNCILMAN LULL**

**WHEREAS**, 865 Youngs Avenue Corp. has posted a performance bond in the sum of \$8,000.00 representing the 5% site plan bond, for an addition to their building, pursuant to Section 108-133 I. of the Riverhead Town Code; and

**WHEREAS**, by memorandum dated December 30, 1997, from Sharon E. Klos, Building Permits Coordinator, said construction has been completed to the Building Department's satisfaction and Certificate of Occupancy #13891 has issued for said construction.

**NOW THEREFORE BE IT RESOLVED**, that the Town Board of the Town of Riverhead hereby authorizes the release of said performance bond of 865 Youngs Avenue Corp. in the sum of Eight Thousand (\$8,000.00) Dollars; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to 865 Youngs Avenue Corp., P.O. Box 974, Riverhead, New York, 11901; the Building Department; the Planning Department and the Accounting Department.

## THE VOTE

Wittmeier	<b>Aye</b>	Nay
Kwasna	<b>Aye</b>	<del>Nay</del> Absent
Lull	<b>Aye</b>	Nay
Prusinowski	<b>Aye</b>	Nay
Stark	<b>Aye</b>	Nay

Resolution was thereupon  
adopted.

December 31, 1997

# Adopted

TOWN OF RIVERHEAD

Resolution # 1085

**AUTHORIZES LEGAL ACTION**

**FOR THE RECOVERY OF CONTRACTUAL FEES DUE AND PAYABLE**

**COUNCILMAN LULL**

\_\_\_\_\_ offered the following resolution ,

which was seconded by **COUNCILMAN PRUSINOWSKI** \_\_\_\_\_

**WHEREAS**, the Town of Riverhead has heretofore sent to the Town of Southampton a bill for one-half the deficit in operational costs of the Scavenger Waste Plant for the fiscal year 1996, with interest, as provided for in the Agreement between the Towns; and

**WHEREAS**, the Town of Southampton has heretofore paid all prior year deficits but has, without cause, failed to pay their share of the 1996 deficit.

**NOW, THEREFORE, BE IT, RESOLVED**, the Town Board hereby authorizes the attorneys for the Scavenger Waste Improvement No. 1 to take all appropriate legal action to recover for Riverhead said 1996 deficit from the Town of Southampton and one-half of any 1997 deficit, together with interest as specified in the Agreement between the Town of March 16, 1982; and

**BE IT FURTHER RESOLVED**, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to the attorneys for the Scavenger Waste Improvement No. 1, the Town of Southampton and the Office of Accounting.

### THE VOTE

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

The Resolution was thereupon duly adopted.

# Adopted

12/31/97

## TOWN OF RIVERHEAD

Resolution # 1086

**AUTHORIZES SETTLEMENT OF LITIGATION WITH NORMAN KURRASS  
CONTRACTOR, INC.**

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

**COUNCILMAN PRUSINOWSKI**

**WHEREAS**, by Resolution #822 of 1996, the Town Board of the Town of Riverhead awarded Norman Kurrass Contractor, Inc. ("Kurrass") the bid for the Hulse Landing Road, Drainage and Beach Stabilization Project; and

**WHEREAS**, pursuant to Resolution #822 of 1996, a contract providing for payment in the sum of \$288,215.40 was entered into between the Town of Riverhead and Kurrass; and

**WHEREAS**, subsequent to the contract, the parties discovered that the location of the water main was inaccurate; and

**WHEREAS**, due to the inaccuracy, Kurrass was required to perform additional work, labor and provided additional materials; and

**WHEREAS**, Kurrass has commenced litigation seeking payment in the sum of \$51,033.29, which sum includes retainage and the sum of \$42,546.96 for the additional labor, work and materials; and

**WHEREAS**, as the result of settlement discussions, the parties have agreed to settle for the sum of \$48,000.00.

**NOW THEREFORE BE IT RESOLVED**, that the Town Board of the Town of Riverhead be and hereby authorizes settlement of the litigation with Kurrass for the sum of \$48,000.00, which settlement includes settlement of all claims to date except those claims made by Heinz K. Hoffman and Frances Hoffman; and be it further

**RESOLVED**, that given the time that has elapsed since Kurrass' completion of the work, the Town Board hereby determines that a one (1) year maintenance bond is unnecessary; and be it further

**RESOLVED**, that the Town Supervisor be and is hereby authorized to execute any and

all documents that shall be required; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to James Speiss, Esq., Attorney for Kurrass, 633 East Main Street, P.O. Box 757, Riverhead, New York, 11901; John J. Hansen, Financial Administrator; Kenneth Testa, P.E.; Young & Young, 400 Ostrander Avenue, Riverhead, New York and the Office of the Town Attorney.

### THE VOTE

Wittmeier	<b>Aye</b>	Nay
Kwasna	<b>Aye</b>	<del>Nay</del> Absent
Lull	<b>Aye</b>	Nay
Prusinowski	<b>Aye</b>	Nay
Stark	<b>Aye</b>	Nay

The Resolution was thereupon duly adopted.

RESOLUTION AND CONSENT APPROVING THE DEDICATION OF HIGHWAYS KNOWN AS RABBIT RUN, ELLEN STREET, MOET DRIVE, AND (2) RECHARGE BASINS (TALL OAKS ESTATES)

RES. #1087

COUNCILMAN LULL

offered the following resolution, was seconded

by ~~COUNCILMAN PRUSINOWSKI~~

At a regular meeting of the Town Board of the Town of Riverhead, in the County of Suffolk, State of New York, held at 200 Howell Avenue, Riverhead, New York on the 31st day of December, 1997.

P R E S E N T :

- Hon. James R. Stark, Supervisor
- Mark Kwasna, Councilman
- James Lull, Councilman
- Victor Prusinowski, Councilman
- Otto Wittmeier, Councilman

X

In the Matter of the Dedication of Certain Highways in the Town of Riverhead, County of Suffolk and State of New York, Known as

**RESOLUTION AND CONSENT**

**RABBIT RUN, ELLEN STREET, MOET DRIVE, KATHY LANE, SUE LANE, GINA LANE and (2) RECHARGE BASINS**

X

WHEREAS, a certain subdivision map was filed in the Office of the Clerk of the county of Suffolk, known as "Map of Tall Oaks Estates", Town of Riverhead, County of Suffolk, State of New York; and

WHEREAS, plans for the construction of various improvements to said roads known and designated as RABBIT RUN, ELLEN STREET, MOET DRIVE, KATHY LANE, SUE LANE, GINA LANE and (2) RECHARGE BASINS were submitted to the Planning Board of the Town of Riverhead; and

**WHEREAS**, the Town Board of the Town of Riverhead did approve a performance bond as to form, sufficiency, manner of execution and surety; and

**WHEREAS**, said roads, drainage systems, sumps and other improvements have been completed in accordance with the plans and specifications of the Town of Riverhead Planning Board; and

**WHEREAS**, the construction of the said roads, drainage systems, sumps and other improvements have met with the approval of the Superintendent of Highways of the Town of Riverhead; and

**WHEREAS**, a copy of the letter from the Superintendent of Highways indicating his consent is annexed hereto and made a part hereof; and

**WHEREAS**, a special search street dedication from Lawyers Title Insurance Corporation under Title No. SBA 996, has been filed with the Clerk of the Town of Riverhead, together with a deed of dedication and release affecting said roads, drainage systems, sumps and/or other improvements.

**NOW THEREFORE BE IT RESOLVED**, that in accordance with the provisions of Section 171 of the **Highway Law** of the State of New York, consent be and the same is hereby given that the Superintendent of Highways of the Town of Riverhead, make an order laying out certain roads known as **RABBIT RUN, ELLEN STREET, MOET DRIVE, KATHY LANE, SUE LANE, GINA LANE** and (2) **RECHARGE BASINS** the said Town roads to consist of the land described in the deed of dedication dated the 11th day of December, 1997 and to extend same as delineated therein; and be it further

**RESOLVED**, that the Town Clerk of the Town of Riverhead be and is hereby directed to forthwith cause such deed of dedication to be recorded in the Office of the Clerk of the County of Suffolk, and upon its return, to attach it hereto; and be it further

**RESOLVED**, the Town Clerk is hereby directed to release the performance bond upon adoption of this resolution by the Town Board; and be it further

**RESOLVED**, that this resolution shall take effect immediately; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Charles R. Cuddy, Esq. as agent for Tall Oaks, 445 Griffing Avenue, P.O. Box 1547, Riverhead, New York, 11901; the Riverhead Superintendent of Highways; the Riverhead Planning Board; the Planning Department; the Assessors Office and the Town Attorney's Office.

Dated: Riverhead, New York  
December 31, 1997

TOWN BOARD OF THE  
TOWN OF RIVERHEAD

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

\_\_\_\_\_  
MARK KWASNA

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

\_\_\_\_\_  
OTTO WITTMEIER

### THE VOTE

Wittmeier	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay
Kwasna	<input checked="" type="radio"/> Aye	<input type="radio"/> Nay <i>Absent</i>
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.

X

In the Matter of the Laying Out of Certain  
Highways in the Town of Riverhead,  
County of Suffolk and State of New York,  
known as

**ORDER LAYING OUT  
ROAD UPON CONSENT  
OF OWNER(S)**

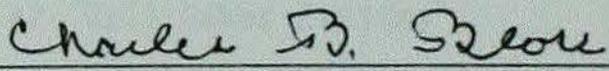
**RABBIT RUN, ELLEN STREET,  
MOET DRIVE, KATHY LANE, SUE LANE,  
GINA LANE and (2) RECHARGE BASINS**

X

WHEREAS, application having been duly made for the laying out of certain Town highways in the Town of Riverhead, County of Suffolk, State of New York, known as **Rabbit Run, Ellen Street, Moet Drive, Kathy Lane, Sue Lane, Gina Lane and (2) Recharge Basins**, and a dedication and release from the owner(s) of and other persons interested in the lands through which the highways are proposed to be opened, having been given and the Town Board of the Town of Riverhead having given its consent.

**NOW THEREFORE**, I, the Superintendent of Highways of the Town of Riverhead, County of Suffolk, State of New York, do hereby determine and order that Town highways shall be and the same are hereby laid out in said Town as more particularly described on SCHEDULE "A" annexed hereto.

Dated: Riverhead, New York  
December 31, 1997

  
\_\_\_\_\_  
CHARLES B. BLOSS, Superintendent  
Town of Riverhead Highway Department

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situated 1969

lying and being in the Town of Riverhead, County of Suffolk and State of New York, known as Rabbit Run; Ellen Street; Moet Drive; Kathy Lane; Sue Lane and Gina Lane, together with two recharge basins all lying within the "Map of Tall Oakes Estates" filed in the Office of the Clerk of the County of Suffolk on July 17, 1990 as Map No. 8977, said recharge basins being more particularly bounded and described as follows:

Recharge Basin "A"

BEGINNING at a point on the southerly side of Ellen Street said point also being the northerly terminus of a curve connecting the southerly side of Ellen Street with the easterly side of Rabbit Run;

Running thence along the southerly side of Ellen Street the following two (2) courses and distances:

- (1) North 53 degrees 24 minutes 12 seconds East 100.39 feet;
- (2) along the arc of a curve to the left having a radius of 271.02 feet a distance of 94.61 feet to Lot 63 "Tall Oakes Estates";

Running thence along Lot 63 and along Lot 64 "Tall Oakes Estates" the following three (3) courses and distances:

- (1) South 56 degrees 35 minutes 48 seconds East 130.00 feet;
- (2) North 77 degrees 17 minutes 41 seconds East 84.85 feet;
- (3) North 11 degrees 53 minutes 55 seconds East 250.00 feet to Lot 65 "Tall Oakes Estates";

Running thence North 84 degrees 49 minutes 16 seconds East along Lot 65, "Tall Oakes Estates" 55.43 feet to land now or formerly of the Town of Riverhead;

Running thence South 34 degrees 11 minutes 22 seconds East along land now or formerly of Town of Riverhead and along Lot 17, Lot 19, Lot 21, and partially along Lot 23, Subdivision "Northville Homes" filed in the Office of the Clerk of the County of Suffolk as File No. 2795 a distance of 440.19 feet to land now or formerly of Ann H. Holsen;

Running thence South 54 degrees 31 minutes 49 seconds West along land now or formerly of Ann H. Olsen 279.67 feet to Lot 42 "Tall Oakes Estates";

Running thence along Lot 42 and Lot 45 "Tall Oakes Estates", the following two (2) courses and distances:

- (1) North 35 degrees 28 minutes 01 seconds West 180.27 feet,
- (2) South 75 degrees 45 minutes 50 seconds West 326.83 feet to the easterly side of Rabbit Run;

Running thence along the easterly side of Rabbit Run the following two (2) courses a distances:

- (1) North 31 degrees 06 minutes 53 seconds West 20.00 feet;
- (2) along the arc of a curve to the left having a radius of 1473.10 feet a distance of 75.21 feet to the southerly terminus fo a curve connecting the easterly side of Rabbit Run with the southerly side of Ellen Street;

Running thence along the arc of a curve to the right having a radius of 40.00 feet a distance of 61.05 feet to the point or place of BEGINNING.

Containing an area of 162836 square feet.

TOGETHER with a right of way for ingress and egress over the southerly 20 feet of Lot 42, as indicated on Subdivision Map of Tall Oakes Estates filed in the Office of the County of Suffolk on July 17, 1990 as File No. 8977.

#### Recharge Basin "B"

BEGINNING at a point on the easterly side of Rabbit Run said point being situate th following two (2) courses an distances as measured along the easterly side of Rabbit Run from the northerly terminus of a curve connecting the southerly side of Kathy La and the easterly side of Rabbit Run:

- (1) along the arc of a curve to the left having a radius of 40.00 feet a distance of 62.83 feet, said curve being tangent to the following bearing,
- (2) South 34 degrees 39 minutes 57 seconds East 309.06 feet;

Running thence from said point of beginning North 55 degrees 20 minutes 03 seconds East along Lot 24 "Tall Oakes Estates" 174.03 feet to land now or formerly of Ann H. Olsen;

Running thence South 34 degrees 21 minutes 42 seconds East along land now or former of Ann H. Olsen 174.41 feet to land now or formerly of First Baptist Church of Riverhead 45.31 feet to Lot 21 "Tall Oakes Estates";

Running thence South 55 degrees 20 minutes 03 seconds West along Lot 21 "Tall Oakes Estates" 172.77 feet to the easterly side of Rabbit Run;

Running thence North 34 degrees 39 minutes 57 seconds West along the easterly side Rabbit Run 219.72 feet to Lot 24 "Tall Oakes Estates" and the point or place of BEGINNING.

Containing an area of 38107 square feet.

December 31, 1997

# Adopted

TOWN OF RIVERHEAD

Resolution # 1088

**APPOINTS AUTOMOTIVE EQUIPMENT OPERATOR**  
**IN THE HIGHWAY DEPARTMENT**

**COUNCILMAN PRUSINOWSKI**

\_\_\_\_\_ offered the following resolution ,

which was seconded by **COUNCILMAN LULL** \_\_\_\_\_

**WHEREAS**, the transfer of Alexander Anasky has created a vacancy in the Town of Riverhead Highway Department; and

**WHEREAS**, the position of Automotive Equipment Operator was duly advertised and applicants were thereafter interviewed on December 23, 1997.

**NOW, THEREFORE, BE IT RESOLVED**, effective January 12, 1998 the Town Board hereby appoints Fred Ligon to the position of Automotive Equipment Operator on Step P, Group 6 of the Operational and Technical Salary Structure of the CSEA Contract; and

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

### THE VOTE

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

The Resolution was thereupon duly adopted.

# Adopted

December 31, 1997

## TOWN OF RIVERHEAD

Resolution # 1089

### GENERAL FUND BUDGET ADJUSTMENT

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

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

		FROM:
001.000000.390599	APPROPRIATED FUND BALANCE	\$740,725.
		TO:
001.010100.542607	TOWN BOARD, ORDINANCE CODIFICATION	\$ 3,000.
001.010100.543301	TOWN BOARD, LITIGATION	30,000.
001.011100.511500	TOWN JUSTICE, PERSONNEL SERVICES	6,500.
001.012200.549000	TOWN SUPERVISOR, MISC EXP	500.
001.013100.511500	FINANCE, PERSONNEL SERVICES	6,750.
001.013100.524000	FINANCE, EQUIPMENT	25,000.
001.013100.542700	FINANCE, COMPUTER SUPPLIES	7,700.
001.013100.543400	FINANCE, EDUCATION	25.
001.013100.549000	FINANCE, MISC EXP	500.
001.013550.524000	ASSESSORS, EQUIPMENT	600.
001.014100.524000	TOWN CLERK, EQUIPMENT	400.
001.014200.511500	TOWN ATTORNEY, PERSONNEL SERVICES	5,000.
001.014200.541500	TOWN ATTORNEY, VEHICLE MAINT	125.
001.014200.542100	TOWN ATTORNEY, OFFICE SUPPLIES	135.
001.014400.511500	TOWN ENGINEER, PERSONNEL SERVICES	6,200.
001.014400.542100	TOWN ENGINEER, OFFICE EXP	325.
001.016230.546000	POLICE/COURT COMPLEX; LIGHTS, HEAT WATER	5,000.
001.016250.511500	BUILDINGS & GROUNDS, PERSONNEL SERVICES	35,500.
001.016250.541204	BUILDINGS & GROUNDS, REC REPAIR & MAINT	225.
001.016250.547504	BUILDINGS & GROUNDS, SANITATION EXP	625.
001.019400.521000	PURCHASE OF LAND	9,300.
001.031200.511100	POLICE, PERSONNEL SERVICES	96,000.
001.031200.511500	POLICE, NON-UNIFORM BASE	3,000.
001.031200.516100	POLICE, NIGHT DIFF	1,500.
001.031200.524214	POLICE, RADIOS	410.
001.031200.541404	POLICE, SOUND LEVEL EQUIP	200.
001.031200.542405	POLICE, UNIFORM REPLACEMENT	135.
001.031200.542600	POLICE, PRINTING EXP	100.
001.031200.545260	POLICE, CELL PHONE EXP	210.
001.031210.511100	BINGO, PERSONNEL SERVICES	475.

001.013220.541530	BAY CONSTABLE, AUTO REPAIRS	690.
001.031220.542400	BAY CONSTABLE, UNIFORMS	200.
001.031220.546303	BAY CONSTABLE, FUEL EXP	10.
001.031250.512100	JAB, OVERTIME	400.
001.031250.541500	JAB, CAR MAINT	3,200.
001.035100.541500	DOG CONTROL, AUTO REPAIRS	100.
001.035100.549000	DOG CONTROL, MISC EXP	250.
001.036200.511500	SAFETY INSPECTION, PERSONNEL SERVICES	20,000.
001.036200.541500	SAFETY INSPECTION, CAR EXP	4,020.
001.040200.515502	REGISTRAR, PERSONNEL SERVICES	1,800.
001.045400.546201	AMBULANCE, RIVERHEAD UTILITIES	525.
001.045400.546303	AMBULANCE, GAS EXP	175.
001.050100.511500	HIGHWAY ADMIN, PERSONNEL SERVICES	5,050.
001.050100.541150	HIGHWAY ADMIN, BUILDING MAINT	900.
001.050100.542100	HIGHWAY ADMIN, OFFICE EXP	200.
001.067720.511510	NUTRITION, PERSONNEL SERVICES	7,300.
001.067720.524000	NUTRITION, EQUIPMENT	550.
001.067720.541500	NUTRITION, BUS OPERATION EXP	100.
001.067720.541530	NUTRITION, AUTO REPAIR	210.
001.067720.542222	NUTRITION, SNAP EXP	2,000.
001.067720.543405	NUTRITION, TRAVEL EXP	175.
001.070200.542104	REC ADMIN, SUPPLIES	25.
001.071100.542000	PARKS, SUPPLIES	600.
001.071400.515605	REC CENTERS, SECURITY GUARDS	1,000.
001.073100.524000	YOUTH PROGRAMS, EQUIPMENT	7,200.
001.075200.540000	HISTORICAL PROPERTY, CONTRACTUAL EXP	2,300.
001.079890.524000	TEEN CENTER, EQUIPMENT	1,400.
001.080200.511500	PLANNING DEPT, PLANNING STAFF	13,700.
001.080200.513500	PLANNING DEPT, LONGEVITY	30.
001.080200.543310	PLANNING DEPT, LEGAL CONSULTANT	225.
001.080200.542100	PLANNING DEPT, OFFICE & TRAVEL	350.
001.086860.511500	DOMMUNITY DEVELOP, PERSONNEL SERVICES	7,600.
001.090300.582500	SOCIAL SECURITY, NON-UNIFORMED PERSONNEL	25,000.
001.090400.583100	WORKERS' COMP, POLICE PERSONNEL	250,000.
001.090400.583500	WORKERS' COMP, NON-UNIFORM	100,000.
001.090600.584100	HOSPITALIZATION, POLICE DENTAL & HOSPITAL	38,000.

## THE VOTE

Wittmeier	<u>Aye</u>	Nay
Kwasna	<del>Aye</del>	Nay <i>Absent</i>
Lull	<u>Aye</u>	Nay
Prusinowski	<u>Aye</u>	Nay
Stark	<u>Aye</u>	Nay

Resolution was thereupon  
unanimously adopted.

# Adopted

December 31, 1997

TOWN OF RIVERHEAD

Resolution # 1090

MISCELLANEOUS FUNDS  
BUDGET ADJUSTMENTS

**COUNCILMAN WITTMEIER**

offered the following resolution,

which was seconded by COUNCILMAN PRUSINOWSKI

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

RECREATION PROGRAM FUND

006.000000.390599	APPROPRIATED FUND BALANCE	FROM:	\$200.	
				TO:
006.090300.582500	SOCIAL SECURITY			\$200.

DARE PROGRAM FUND

008.000000.390599	APPROPRIATED FUND BALANCE	FROM:	\$10.	
				TO:
008.031250.540000	CONTRACTUAL EXP			\$10.

HIGHWAY FUND

111.000000.390599	APPROPRIATED FUND BALANCE	FROM:	\$28,100.	
				TO:
111.051300.511500	MACHINERY SALARIES			\$ 3,100.
111.090400.583500	WORKERS' COMP			25,000.

WATER DISTRICT FUND

112.000000.390599	APPROPRIATED FUND BALANCE	FROM:	\$142,115.	
				TO:
112.083100.513500	WATER ADMINISTRATION, LONGEVITY			\$ 175.
112.083200.524101	SOURCE OF SUPPLY, AUTOMOBILES			111,000.
112.083200.541500	SOURCE OF SUPPLY, AUTO EXPENSE			1,500.
112.083200.546000	SOURCE OF SUPPLY, LIGHT & HEAT			365.
112.083200.546100	SOURCE OF SUPPLY, TELEPHONE EXP			75.
112.090400.583500	WORKERS' COMPENSATION			29,000.

SEWER DISTRICT FUND

114.000000.390599	APPROPRIATED FUND BALANCE	FROM:	\$13,200.	
				TO:
114.081300.541412	ALARM SYSTEM			\$ 250.
114.081300.541500	TRUCK REPAIR			200.
114.081300.547506	LAB ANALYSIS			750.
114.090400.583500	WORKERS' COMPENSATION			12,000.

REFUSE & GARBAGE DISTRICT FUND

115.000000.390599	APPROPRIATED FUND BALANCE	FROM:	\$154,415.	
				TO:
115.081600.511500	PERSONAL SERVICES			\$ 2,000.
115.081600.512500	OVERTIME			150.
115.081600.541530	AUTO REPAIRS			175.
115.081600.543400	EDUCATION			120.
115.081600.547504	SANITATION EXP			70,500.
115.081600.549000	MISCELLANEOUS EXP			70.
115.090400.583500	WORKERS' COMP			1,500.
115.090600.584500	HOSPITALIZATION			650.
115.099010.595001	TRANSFER TO GENERAL FUND			79,250.

STREET LIGHTING DISTRICT FUND

116.000000.390599	APPROPRIATED FUND BALANCE	FROM:	\$34,700.	
				TO:
116.051820.511500	PERSONAL SERVICES			\$ 2,500.
116.051820.546520	LICENSE AGREEMENT EXP			200.
116.090400.583500	WORKERS' COMP			32,000.

PUBLIC PARKING DISTRICT FUND

117.000000.390599	APPROPRIATED FUND BALANCE	FROM:	\$2,000.	
				TO:
.117.090400.583500	WORKERS' COMP			\$2,000.

WORKERS' COMPENSATION FUND

173.000000.390599	APPROPRIATED FUND BALANCE	FROM:	\$4,700.	
				TO:
173.017100.548210	GENERAL FUND ADMINISTRATION EXPENSE			\$ 4,700.

RISK RETENTION FUND

175.000000.390599	APPROPRIATED FUND BALANCE	FROM:	\$43,500.	
				TO:
175.017100.548210	GENERAL FUND ADMINISTRATION EXP			\$23,500.
175.019300.548210	JUDGEMENTS & CLAIMS, GENERAL FUND			20,000.

**SEWER DISTRICT DEBT SERVICE FUND**

382.000000.350599.02050	APPROPRIATED FUND BALANCE	FROM:	\$2,500.
		TO:	
382.097100.570000.02050	SEWER SETTLING TANK INTEREST		\$2,500.

**WATER DISTRICT DEBT SERVICE FUND**

383.000000.350599	APPROPRIATED FUND BALANCE	FROM:	\$97,000.
		TO:	
383.097100.570000.03034	INTEREST-EXTENSION #33		3,900.
383.097100.570000.03094	INTEREST-EXTENSION #44		18,600.
383.097100.570000.03095	INTEREST-EXTENSION #45		47,300.
383.097100.570000.03096	INTEREST ON INCR. & IMPRVMT. /FACILITIES		21,000.
383.097100.570000.03097	INTEREST ON INCR. & IMPRVMT		6,200.

**GENERAL TOWN DEBT SERVICE FUND**

384.000000.350599	APPROPRIATED FUND BALANCE	FROM:	\$67,625.
		TO:	
384.097100.560000.04024	AMBULANCE PRINCIPLE		\$ 2,300.
384.097100.560000.04026	CHURCH LANE DRAINAGE PRINCIPLE		7,700.
384.097100.560000.04051	HANDICAPPED IMPROVEMENTS PRINCIPLE		1,600.
384.097100.560000.04091	LANDFILL SCALE PRINCIPLE		410.
384.097100.560000.04096	DRAINAGE IX PRINCIPLE		900.
384.097100.570000.04006	LOBOZZO PROPERTY INTEREST		1,020.
384.097100.570000.04009	HIGHWAY BARN INTEREST		8,700.
384.097100.570000.04013	DRAINAGE '93 INTEREST		2,200.
384.097100.570000.04061	THEATER II INTEREST		10,500.
384.097100.570000.04062	CORWIN BENJAMIN INTEREST		2,520.
384.097100.570000.04063	HOWELL AVE PROPERTY INTEREST		1,025.
384.097100.570000.04065	DRAINAGE '96 INTEREST		16,300.
384.097100.570000.04066	BULKHEADING INTEREST		12,450.

**MUNICIPAL FUEL FUND**

625.000000.390599	APPROPRIATED FUND BALANCE	FROM:	\$10,000.
		TO:	
625.019940.549100	DEPRECIATION EXP		\$10,000.

**MUNICIPAL GARAGE FUND**

626.000000.390599	APPROPRIATED FUND BALANCE	FROM:	\$14,700.
		TO:	
626.016900.511500	PERSONNEL SERVICES		\$ 2,500.
626.019940.549500	DEPRECIATION EXP		10,000.
626.090300.582500	SOCIAL SECURITY EXP		700.
626.090400.583500	WORKERS' COMP EXP		1,500.

SPECIAL TRUST FUND

736.000000.390599 APPROPRIATED FUND BALANCE  
 736.099500.597000.70039 TRANSFER TO '97 RECREATION

FROM: \$112,300.  
 TO: \$112,300.

COMMUNITY DEVELOPMENT AGENCY FUND

915.000000.390599 APPROPRIATED FUND BALANCE  
 915.086860.547500 PROPERTY TAX EXP  
 915.097100.570000.90095 INTEREST ON BOND

FROM: \$93,185.  
 TO: \$ 1,310.  
 91,875.

JOINT SCAVENGER WASTE DISTRICT FUND

918.000000.390599 APPROPRIATED FUND BALANCE  
 918.081890.511500 PERSONNEL SERVICES  
 918.081890.512500 OVERTIME  
 918.081890.541500 VEHICLE REPAIR  
 918.090300.582500 SOCIAL SECURITY  
 918.090600.584500 HOSPITALIZATION

FROM: \$8,860.  
 TO: \$ 5,000.  
 550.  
 3,010.  
 100.  
 200.

THE VOTE

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

The Resolution was thereupon duly adopted.

December 31, 1997

# Adopted

## TOWN OF RIVERHEAD

Resolution # 1091

### HULSE LANDING ROAD DRAINAGE

### CAPITAL PROJECT

### BUDGET ADJUSTMENT

COUNCILMAN LULL

offered the following resolution,

which was seconded by COUNCILMAN PRUSINOWSKI

**RESOLVED**, that the Town Board hereby authorizes the following budget adjustment:

406.071800.547900.70020	CONTINGENCY ACCOUNT	<b>FROM:</b>
406.095710.494200.70020	SERIAL BONDS PROCEEDS	\$23,000.
		16,500.
406.071800.523015.70020	DRAINAGE EXPENSE	<b>TO:</b>
		\$39,500.

## THE VOTE

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

Resolution was thereupon adopted.

# Adopted

December 31, 1997

## TOWN OF RIVERHEAD

Resolution # 1092

### '97 RECREATION CAPITAL IMPROVEMENT PROJECT

### BUDGET ADJUSTMENT

**COUNCILMAN PRUSINOWSKI**

\_\_\_\_\_ offered the following resolution,

which was seconded by **COUNCILMAN LULL**

**RESOLVED**, that the Town Board hereby authorizes the following budget adjustment:

406.095031.481900.70039	SPECIAL TRUST TRANSFERS	<b>FROM:</b> \$112,300.	
			<b>TO:</b>
406.071100.523029.70039	WR PARK BASKETBALL/HANDBALL COURT		\$ 7,500.
406.071100.523020.70039	FENCE INSTALLATION IMPROVEMENTS		15,000.
406.071100.523017.70039	WR PARK IRRIGATION IMPROVEMENTS		4,000.
406.071100.523028.70039	WR PARK TENNIS COURT IMPROVEMENTS		2,000.
406.071100.523007.70039	WR PARK PARKING LOT IMPROVEMENTS		11,000.
406.071400.523025.70039	GEORGE YOUNG COMM CTR ROOF IMPRV		55,000.
406.071400.523029.70039	G.Y. COMM CTR BASKETBALL COURT IMPRV		7,000.
406.071400.524407.70039	GEORGE YOUNG COMMUNITY CENTER SIGNAGE		1,800.
406.071800.523029.70039	JAMESPORT BEACH BASKETBALL COURT IMPRV		9,000.

### THE VOTE

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

Resolution was thereupon duly adopted.

Adopted

RESOLUTION # 1093 ABSTRACT #56-97 DECEMBER 24, 1997 (TBM 12/31/97)				
COUNCILMAN LULL		offered the following Resolution which was seconded by		
COUNCILMAN PRUSINOWSKI				
FUND NAME		CD-NONE	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$ -	\$ 170,206.10	\$ 170,206.10
PARKING METER	002	\$ -	\$ -	\$ -
AMBULANCE	003	\$ -	\$ -	\$ -
POLICE ATHLETIC LEAGUE	004	\$ -	\$ 346.00	\$ 346.00
TEEN CENTER	006	\$ -	\$ -	\$ -
RECREATION PROGRAM	006	\$ -	\$ 1,313.29	\$ 1,313.29
SR NUTRITION SITE COUNCIL	007	\$ -	\$ -	\$ -
D.A.R.E. PROGRAM FUND	008	\$ -	\$ 37.34	\$ 37.34
CHILD CARE CENTER BUILDING FUND	009	\$ -	\$ -	\$ -
SRS DAYCARE BUILDING FUND	027	\$ -	\$ -	\$ -
HIGHWAY	111	\$ -	\$ 29,514.25	\$ 29,514.25
WATER	112	\$ -	\$ 19,988.94	\$ 19,988.94
REPAIR & MAINTENANCE	113	\$ -	\$ -	\$ -
SEWER	114	\$ -	\$ 9,438.36	\$ 9,438.36
REFUSE & GARBAGE COLLECTION	116	\$ -	\$ 136,619.67	\$ 136,619.67
STREET LIGHTING	116	\$ -	\$ 27,910.38	\$ 27,910.38
PUBLIC PARKING	117	\$ -	\$ 2,824.31	\$ 2,824.31
BUSINESS IMPROVEMENT DISTRICT	118	\$ -	\$ 2,171.87	\$ 2,171.87
TOR URBAN DEV CORP TRUST ACCT	119	\$ -	\$ -	\$ -
WORKER'S COMPENSATION FUND	173	\$ -	\$ 9,836.08	\$ 9,836.08
HOSPITALIZATION SELF INSURANCE	174	\$ -	\$ -	\$ -
RISK RETENTION FUND	176	\$ -	\$ 43,922.70	\$ 43,922.70
UNEMPLOYMENT INSURANCE FUND	176	\$ -	\$ -	\$ -
MAIN STREET REHAB PROGRAM	177	\$ -	\$ -	\$ -
REVOLVING LOAN PROGRAM	178	\$ -	\$ -	\$ -
RESIDENTIAL REHAB	179	\$ -	\$ -	\$ -
DISCRETIONARY/SMALL CITIES	180	\$ -	\$ -	\$ -
CDBG CONSORTIUM ACCOUNT	181	\$ -	\$ 392.06	\$ 392.06
URBAN DEVEL CORP WORKING	182	\$ -	\$ -	\$ -
RESTORE	184	\$ -	\$ -	\$ -
PUBLIC PARKING DEBT	381	\$ -	\$ -	\$ -
SEWER DISTRICT DEBT	382	\$ -	\$ -	\$ -
WATER DEBT	383	\$ -	\$ -	\$ -
GENERAL FUND DEBT SERVICE	384	\$ -	\$ -	\$ -
SCAVENGER WASTE DEBT	385	\$ -	\$ -	\$ -
COMM DEVEL AGENCY CAP PROJECT	405	\$ -	\$ -	\$ -
TOWN HALL CAPITAL PROJECTS	406	\$ -	\$ 52,387.20	\$ 52,387.20
EIGHT HUNDRED SERIES	408	\$ -	\$ -	\$ -
WATER IMPROVEMENT CAP PROJ	409	\$ -	\$ -	\$ -
NUTRITION CAPITAL IMPS	441	\$ -	\$ -	\$ -
CHIPS	451	\$ -	\$ -	\$ -
YOUTH SERVICES	452	\$ -	\$ -	\$ -
SENIORS HELPING SENIORS	463	\$ -	\$ 40.53	\$ 40.53
EISEP	464	\$ -	\$ 5,000.00	\$ 5,000.00
SCAVENGER WASTE CAP PROJ	470	\$ -	\$ -	\$ -
MUNICIPAL FUEL FUND	625	\$ -	\$ 3,477.14	\$ 3,477.14
MUNICIPAL GARAGE	626	\$ -	\$ 5,336.43	\$ 5,336.43
TRUST & AGENCY	736	\$ -	\$ 166,686.36	\$ 166,686.36
SPECIAL TRUST	736	\$ -	\$ -	\$ -
COMMUNITY DEVELOPMENT AGENCY	916	\$ -	\$ 72,000.00	\$ 72,000.00
JOINT SCAVENGER WASTE	918	\$ -	\$ 13,234.11	\$ 13,234.11
CENTRAL CLEARING ACCOUNT	999	\$ -	\$ -	\$ -
TOTALS		\$ -	\$ 761,578.99	\$ 761,578.99

RESOLUTION # 1093 ABSTRACT #57-97 DECEMBER 29, 1997 (TBM 12/31/97)				
COUNCILMAN LULL		offered the following Resolution which was seconded by		
COUNCILMAN PRUSINOWSKI				
FUND NAME		CD-NONE	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$ -	\$ 153,502.25	\$ 153,502.25
PARKING METER	002	\$ -	\$ -	\$ -
AMBULANCE	003	\$ -	\$ -	\$ -
POLICE ATHLETIC LEAGUE	004	\$ -	\$ 75.00	\$ 75.00
TEEN CENTER	005	\$ -	\$ 100.00	\$ 100.00
RECREATION PROGRAM	006	\$ -	\$ 4,279.79	\$ 4,279.79
SR NUTRITION SITE COUNCIL	007	\$ -	\$ -	\$ -
D.A.R.E. PROGRAM FUND	008	\$ -	\$ 59.95	\$ 59.95
CHILD CARE CENTER BUILDING FUND	009	\$ -	\$ -	\$ -
SRS DAYCARE BUILDING FUND	027	\$ -	\$ 2,125.85	\$ 2,125.85
HIGHWAY	111	\$ -	\$ 4,268.48	\$ 4,268.48
WATER	112	\$ -	\$ 9,437.72	\$ 9,437.72
REPAIR & MAINTENANCE	113	\$ -	\$ -	\$ -
SEWER	114	\$ -	\$ 4,118.87	\$ 4,118.87
REFUSE & GARBAGE COLLECTION	115	\$ -	\$ 1,409.39	\$ 1,409.39
STREET LIGHTING	116	\$ -	\$ 982.85	\$ 982.85
PUBLIC PARKING	117	\$ -	\$ 96.95	\$ 96.95
BUSINESS IMPROVEMENT DISTRICT	118	\$ -	\$ 694.95	\$ 694.95
TOR URBAN DEV CORP TRUST ACCT	119	\$ -	\$ -	\$ -
WORKER'S COMPENSATION FUND	173	\$ -	\$ 3,551.00	\$ 3,551.00
HOSPITALIZATION SELF INSURANCE	174	\$ -	\$ -	\$ -
RISK RETENTION FUND	175	\$ -	\$ 7,085.50	\$ 7,085.50
UNEMPLOYMENT INSURANCE FUND	176	\$ -	\$ -	\$ -
MAIN STREET REHAB PROGRAM	177	\$ -	\$ -	\$ -
REVOLVING LOAN PROGRAM	178	\$ -	\$ -	\$ -
RESIDENTIAL REHAB	179	\$ -	\$ -	\$ -
DISCRETIONARY/SMALL CITIES	180	\$ -	\$ -	\$ -
CDBG CONSORTIUM ACCOUNT	181	\$ -	\$ 1,510.38	\$ 1,510.38
URBAN DEVEL CORP WORKING	182	\$ -	\$ -	\$ -
RESTORE	184	\$ -	\$ -	\$ -
PUBLIC PARKING DEBT	381	\$ -	\$ -	\$ -
SEWER DISTRICT DEBT	382	\$ -	\$ -	\$ -
WATER DEBT	383	\$ -	\$ -	\$ -
GENERAL FUND DEBT SERVICE	384	\$ -	\$ -	\$ -
SCAVENGER WASTE DEBT	385	\$ -	\$ -	\$ -
COMM DEVEL AGENCY CAP PROJECT	405	\$ -	\$ -	\$ -
TOWN HALL CAPITAL PROJECTS	406	\$ -	\$ 78,569.79	\$ 78,569.79
EIGHT HUNDRED SERIES	408	\$ -	\$ -	\$ -
WATER IMPROVEMENT CAP PROJ	409	\$ -	\$ -	\$ -
NUTRITION CAPITAL IMPS	441	\$ -	\$ -	\$ -
CHIPS	451	\$ -	\$ -	\$ -
YOUTH SERVICES	452	\$ -	\$ 71.91	\$ 71.91
SENIORS HELPING SENIORS	453	\$ -	\$ 2,258.67	\$ 2,258.67
EISEP	454	\$ -	\$ 1,292.10	\$ 1,292.10
SCAVENGER WASTE CAP PROJ	470	\$ -	\$ -	\$ -
MUNICIPAL FUEL FUND	625	\$ -	\$ 103.00	\$ 103.00
MUNICIPAL GARAGE	626	\$ -	\$ 18,739.30	\$ 18,739.30
TRUST & AGENCY	735	\$ -	\$ 117,334.70	\$ 117,334.70
SPECIAL TRUST	736	\$ -	\$ -	\$ -
COMMUNITY DEVELOPMENT AGENCY	915	\$ -	\$ 2,365.50	\$ 2,365.50
JOINT SCAVENGER WASTE	918	\$ -	\$ 3,883.51	\$ 3,883.51
CENTRAL CLEARING ACCOUNT	999	\$ -	\$ -	\$ -
TOTALS		\$ -	\$ 417,893.39	\$ 417,893.39

# Adopted

December 31, 1997

TOWN OF RIVERHEAD

Resolution # 1094

PROMOTES POLICE SERGEANT ROBERT PEEKER

TO THE RANK OF POLICE LIEUTENANT

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

**BE IT, RESOLVED**, pursuant to Suffolk County Department of Civil Service Police Lieutenant List, Police Sergeant Robert Peeker is hereby promoted to the rank of Police Lieutenant, effective December 31, 1997, at the contractual rate of pay as set forth in the current SOA contract; and

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

### THE VOTE

Wittmeier	(Aye)	Nay
Kwasna	<del>Aye</del>	Nay <i>Absent</i>
Lull	(Aye)	Nay
Prusinowski	(Aye)	Nay
Stark	(Aye)	Nay

The Resolution was thereupon duly adopted.