

9/20/94

TOWN OF RIVERHEAD

Resolution # 646

ORDER CALLING PUBLIC HEARING IN ACCORDANCE WITH SECTION 202-B
OF THE TOWN LAW, RE: REHABILITATION AND PAINTING OF ROUTE 58
WATER TANK

Adopted _____

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

WHEREAS, this Town Board did cause an estimate of the cost relating to the increase and improvement of the facilities of the Riverhead Water District, specifically the rehabilitation and painting of the Route 58 Water Tank which estimate of cost was originally projected not to exceed \$308,000, and

WHEREAS, a public hearing was held on this matter on the 21st day of June, 1994, and

WHEREAS, all persons wishing to be heard were heard, and

WHEREAS, bids were received, opened and read aloud for this project wherein after review of the bids it has been determined that the total cost of this project is now projected at \$348,000, and

WHEREAS, it is now necessary to call another public hearing with regard to the increase and improvement of the facilities of the Riverhead Water District as described herein, in accordance with the provisions of Section 202-B of the Town Law,

NOW, THEREFORE, IT IS HEREBY

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

Section 1. A public hearing will be held at the Town Hall, 200 Howell Avenue, Riverhead, New York, in said Town, on the 4th day of October, 1994, at 7.15 o'clock p.m., prevailing time, on the question of the increase and improvement of the facilities of the Riverhead Water District in the Town of Riverhead, Suffolk County, New York, in the manner described in the preambles hereof, and to hear all persons interested in the subject thereof, concerning the same, and to take such action as is required or authorized by law.

9/20/94

TOWN OF RIVERHEAD

Resolution # 647

RESOLUTION MAKING CERTAIN DETERMINATIONS IN
RELATION TO AND APPROVING THE ESTABLISHMENT
OF THE PROPOSED EXTENSION NO. 46 OF THE
RIVERHEAD WATER DISTRICT PURSUANT TO
ARTICLE 12-A OF THE TOWN LAW

Adopted _____

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

WHEREAS, a petition has been filed by Miller Environmental
Group, Inc. owner of property located on the east side of Edwards
Avenue, Calverton, New York, bounded and described in Exhibit A
attached hereto, approximately 1275 feet south of the intersection
of Route 25 and Edwards Avenue, to provide water facilities to
their property, and

WHEREAS, a map and plan detailing the proposed construction of
water mains and appurtenances has been prepared by H2M, consulting
engineers to the Riverhead Water District, for an extension to the
Riverhead Water District to be known as Extension No. 46,
consisting of lands located on the east side of Edwards Avenue,
Calverton, New York, currently known as SCTM number 117-2-lots 2.5
and 2.6, encompassing approximately 6 acres, all as described in
Exhibit A attached hereto

WHEREAS, the maximum amount to be expended for the
installation of the mains is \$41,000 all to be borne by the owner,

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TOWN OF RIVERHEAD

Resolution # 647

RESOLUTION MAKING CERTAIN DETERMINATIONS IN
RELATION TO AND APPROVING THE ESTABLISHMENT
OF THE PROPOSED EXTENSION NO. 46 OF THE
RIVERHEAD WATER DISTRICT PURSUANT TO
ARTICLE 12-A OF THE TOWN LAW

Adopted _____

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

WHEREAS, a petition has been filed by Miller Environmental
Group, Inc. owner of property located on the east side of Edwards
Avenue, Calverton, New York, bounded and described in Exhibit A
attached hereto, approximately 1275 feet south of the intersection
of Route 25 and Edwards Avenue, to provide water facilities to
their property, and

WHEREAS, a map and plan detailing the proposed construction of
water mains and appurtenances has been prepared by H2M, consulting
engineers to the Riverhead Water District, for an extension to the
Riverhead Water District to be known as Extension No. 46,
consisting of lands located on the east side of Edwards Avenue,
Calverton, New York, currently known as SCTM number 117-2-lots 2.5
and 2.6, encompassing approximately 6 acres, all as described in
Exhibit A attached hereto

WHEREAS, the maximum amount to be expended for the
installation of the mains is \$41,000 all to be borne by the owner,

Miller Environmental Group, Inc.; said extension will not result in any additional cost to the District as a whole, and

WHEREAS, an order was duly adopted by said Town Board specifying September 6, 1994, prevailing time, at the Town Hall, 200 Howell Avenue, Riverhead, New York, as the time when and the place where said Town Board would meet for the purpose of holding a public hearing to hear all interested persons in the subject thereof concerning the same, and

WHEREAS, notice of the aforesaid public hearing was duly published and posted in the manner and within the time prescribed by Section 209-d of the Town Law, and proof of publication and posting has been duly presented to said Town Board, and

WHEREAS, said public hearing was duly held at the time and place in said order, as aforesaid, at which all persons desiring to be heard were heard, and

WHEREAS, said Town Board has duly considered said map and plan and report and the evidence given at said public hearing, and

NOW, THEREFORE, BE IT

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

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined as follows:

(a) The notice of hearing was published and posted as required by law and is otherwise sufficient;

(b) All the property and property owners within said proposed Extension are benefited thereby;

(c) All the property and property owners benefited

are included within the limits of said proposed Extension;

(d) The establishment of said proposed Extension is in the public interest.

Section 2. The establishment of Extension No. 46 of the Riverhead Water District in the Town of Riverhead, Suffolk County, New York, to be bounded and described as hereafter set forth in Exhibit A, and the improvements therein consisting of the installation of a 12-inch water main commencing from the intersection of NYS Route 25 and Edwards Avenue, and extend southerly within the Town right-of-way to a terminating point approximately 1275 feet south of NYS Route 25 to the southern most point of the Miller Environmental property. The water main shall terminate with a hydrant for fire protection. Necessary valves and tees will be installed and plugged at proposed service line locations to the Miller Environmental properties. The installation of the water main and appurtenances shall be at the sole cost of Miller Environmental, the owner, at a cost not to exceed \$41,000, and at no cost to the District as a whole is hereby approved.

Section 3. Said extension shall be bounded and described as follows: See Exhibit A attached hereto.

Section 4. The owner shall deposit good and certified funds in the amount of \$52,250 with the Town of Riverhead representing the estimated project cost of \$41,000 plus key money in the amount of \$11,250;

Section 5. This resolution is adopted subject to permissive referendum. The Town Clerk is directed to publish and post this resolution pursuant to Section 90 of the Town Law within

ten (10) days of its adoption and pursuant to Section 91 of the Town Law this resolution shall not take effect until 30 days after its adoption at which time the Town Clerk shall certify whether the required petition for referendum has been filed within said 30 days. If the Clerk shall certify that the requirements for a permissive referendum have not been met, then this Board will adopt a final Order extending the District.

and be it further

RESOLVED, that the Town Clerk forward a certified copy of the resolution to Pierre Lundberg, Esq., H2M, Superintendent Gary Pendzick, and Mr. James Miller, Sr., at Miller Environmental Group, Inc.

Thence generally north and east along an arc to a point on the north property line of Lot 2, Block 2, Section 117;
Thence easterly along the north property lines of Lots 2,3 and 2,6 to the northeast property corner of Lot 2,6;
Thence southerly and westerly along the east and south property lines of Lot 2,6;
Thence westerly along the north property line of Lot 2,3 and along the extension of said line across Edwards Avenue to a point in the westerly right of way line of Edwards Avenue;
Thence northerly along the westerly right of way line of Edwards Avenue to a point on a southerly boundary line of the Riverhead Water District Extension 175;
Thence easterly along the existing Riverhead Water District boundary line to the point of beginning.
This described area includes approximately 6 acres, or 0.01 square miles.

THE VOTE
Ayes No Absent No
Ayes No Presently No
Ayes No Absent
THE RESOLUTION WAS WAS NOT
OR UPON DULY DELIBERED ADOPTED

EXHIBIT ARIVERHEAD WATER DISTRICTPROPOSED EXTENSION NO. 46MILLER ENVIRONMENTAL GROUP

Beginning at a point being on the southeasterly boundary corner of Extension NO. 37R of the Riverhead Water District, said point also being south of the southwest property corner of Lot 27, Block 2, Section 099 of the Suffolk County Tax Maps;

Running thence southerly along the westerly lot line of Lot 2.5, Block 2, Section 117 to the southwest property corner of said lot;

Thence generally north and east along an arc to a point on the north property line of Lot 2.3, Block 2, Section 117;

Thence easterly along the north property lines of Lots 2.3 and 2.6 to the northeast property corner of Lot 2.6;

Thence southerly and westerly along the east and south property lines of Lot 2.6;

Thence westerly along the south property line of Lot 2.3 and along the extension thereof said line across Edwards Avenue to a point on the westerly right of way line of Edwards Avenue;

Thence northerly along the westerly right of way line of Edwards Avenue to a point on a southerly boundary line of the Riverhead Water District, Extension 37R;

Thence easterly along the existing Riverhead Water District boundary line to the point of *Beginning*.

This described area includes approximately 6 acres, or 0.01 square miles.

THE VOTE

Gilliam Yes ___ No ___ Creighton Yes ___ No ___
 Stark Yes ___ No ___ Prusnowski Yes ___ No ___
 Janoski ___ Yes ___ No *Absent*

THE RESOLUTION WAS WAS NOT ___
 THEREUPON DULY DECLARED ADOPTED

10/4/94

TOWN OF RIVERHEAD

Resolution # 648

AUTHORIZES THE NAMING OF A PRIVATE ROAD IN JAMESPORT, NEW YORK TO "WHITE BIRCH COURT"

COUNCILMAN CREIGHTON offered the following resolution, which was seconded by COUNCILWOMAN GILLIAM:

WHEREAS, in the course of the Town of Riverhead's House Numbering Project, it has been discovered that there is an unnamed private road located off of South Jamesport Avenue, Jamesport, New York (Section 68, Block 4); and

WHEREAS, in order to prevent confusion and to facilitate the initiation of the House Numbering Project, it has been recommended that said unnamed private road be named **White Birch Court**.

NOW THEREFORE BE IT RESOLVED, the Town Clerk be and is hereby authorized to publish the attached public notice to consider the naming of an unnamed private road off of South Jamesport Avenue, Jamesport, New York, once in the Suffolk County Life Newspaper, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of this resolution to be posted on the sign board of the Town, and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward this resolution to the Highway Department, the Tax Receiver's Office and the Planning Department.

THE VOTE

Gilliam Yes No Creighton Yes No
Stark Yes No Prusinowski Yes No
Janoski Yes No *absent*

THE RESOLUTION WAS WAS NOT

THEREUPON DULY DECLARED ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING
NAMING OF A PRIVATE ROAD IN JAMESPORT, NEW YORK
TO WHITE BIRCH COURT**

WHEREAS, in the course of the Town of Riverhead's House Numbering Project, it has been discovered that there is an unnamed private road located off of South Jamesport Avenue, Jamesport, New York and

WHEREAS, in order to prevent confusion and to facilitate the initiation of the House Numbering Project, it has been recommended that said private road be named **White Birch Court**.

NOW THEREFORE NOTICE IS HEREBY GIVEN, that a public hearing will be held on the 18th day of October, 1994, at 7:05 o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons to consider the naming of an unnamed private road located off of South Jamesport Avenue, Jamesport, New York to **White Birch Court**.

A copy of the entire text of this resolution shall be posted on the sign board and available for review in the Office of the Town Clerk.

Dated: Riverhead, New York
October 4, 1994

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

BARBARA GRATTAN, Town Clerk

THE VOTE

That Yes No Abstain Withdrawn
The Resolution was **ADOPTED**
BY THE TOWN BOARD ON THIS 4th DAY OF OCTOBER 1994

TOWN OF RIVERHEAD

RESOLUTION# 649
ADOPTED SEPTEMBER 20, 1994

AUTHORIZATION TO PUBLISH BID

COUNCILWOMAN GILLIAM OFFERED THE FOLLOWING RESOLUTION WHICH WAS
SECONDED BY COUNCILMAN CREIGHTON

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

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

THE VOTE

Gilliam Yes No Creighton Yes No
Stark Yes No Prusinowski Yes No
Janoski Yes No *Absent*

THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of FOOD for use by the TOWN OF RIVERHEAD NUTRITION CENTER will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead New York 11901, until 11:00 a.m. on OCTOBER 3, 1994.

Bid packets , including specifications, may be obtained at the Town Clerk's office at Town Hall Monday through Friday between the hours of 8:30 a.m. and 4:30 p.m.

All bids must be submitted on the bid form provided. Any and all exceptions to the specifications must be listed on a separate sheet of paper, bearing the designation "EXCEPTIONS TO THE SPECIFICATIONS" and be attached to the bid form.

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

All bids are to be submitted in a sealed envelope bearing the designation BIDS FOR FOOD.

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

Barbara Grattan, Town Clerk

9/20/94

TOWN OF RIVERHEAD

Resolution # 650

APPROVES APPLICATION OF ROBERT O'ROURKE FOR ANNUAL AUTO PARTS SWAP MEET AND CAR SHOW

COUNCILMAN PRUSINOWSKI offered the following resolution, which was seconded by COUNCILMAN STARK:

WHEREAS, Robert O'Rourke submitted an application for the purpose of conducting an auto parts swap meet and car show to be held at Riverhead Raceway, Route 58, Riverhead, New York, on October 9, 1994 (rain date October 10, 1994) from 9:00 a.m. to 5:00 p.m.; and

WHEREAS, a certificate of insurance pursuant to Section 90-13 of the **Code of the Town of Riverhead** has been received naming the Town of Riverhead as Additional Insured; and

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

NOW, THEREFORE, BE IT RESOLVED, that the application of Robert O'Rourke for the purpose of conducting an auto parts swap meet and car show at Riverhead Raceway, Route 58, Riverhead, New York, on October 9, 1994 (rain date October 10, 1994) from 9:00 a.m. to 5:00 p.m. be and is hereby approved; and

WHEREAS, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Robert O'Rourke and the Riverhead Police Department.

THE VOTE

Gilliam	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Creighton	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
Stark	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Prusinowski	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
					Janoski	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No Absent

THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

9/20/94

TOWN OF RIVERHEAD

Resolution #651

Adopted September 20, 1994

AGREES TO SERVE AS SPONSOR FOR SUBMISSION OF AN APPLICATION TO
THE NEW YORK STATE DEPT. OF TRANSPORTATION ISTEAL PROGRAMCOUNCILMAN STARK

offered the following

resolution which was seconded by COUNCILMAN PRUSINOWSKI.

WHEREAS, Hallockville, Inc. a living Museum Farm and Folklife Center located on the Sound Avenue State Historic and Scenic Corridor in the Town of Riverhead and listed on the National Register of Historic Places, has requested that the Town of Riverhead sponsor an application to the New York State Department of Transportation for funding under the Intermodal Surface Transportation Enhancement Act; and

WHEREAS, the Town of Riverhead supports the programs and facilities provided by the Hallockville Museum Farm and recognizes the positive impact which is realized by the Town and community as a result of the preservation and presentation of the unique Homestead and the programming of its resources; and

WHEREAS, the Town of Riverhead, through its Community Development Program, has supported the ongoing historic restoration activities undertaken by Hallockville to preserve a number of buildings on the site; and

WHEREAS, the continued preservation and restoration of the structures and collections is critical to the role of the facility as an historic, educational center and as an integral part of the tourist economy of the Town, consistent with the expansion of tourism as an industry on the East End.

THEREFORE, BE IT RESOLVED, that the Town of Riverhead, in recognition of the asset provided by the Hallockville Museum Farm and Folklife Center, agrees to serve as sponsor for the submission of an application in the amount of \$98,600, with matching funds in the amount of \$25,600 to be provided by Hallockville as Recipient of the funds, to the New York State Department of Transportation for funding under the ISTEAL program on or before September 30, 1994.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to Henry Amick, Director, Hallockville, Inc. and to Andrea Lohneiss, Community Development Director, Town of Riverhead.

RESOLUTION NO. 117
APPROVES SITE PLAN OF FRANK DEAULIERU - CALVERTON PARK AND RIDE FACILITY

COUNCILWOMAN GREIGHTON offered the following

resolution, which was seconded by COUNCILWOMAN GILLIAM

WHEREAS, a site plan and elevations were submitted by Frank Deaulieru for the construction of a park and ride facility, including a 7200 square foot garage and related site improvements, located at the west side of Edwards Avenue, 2612 West 10th of New York State Route 29, Calverton, New York, Town of Riverhead, Suffolk County Tax Map Number 0100-117-1-B-34 and designated as Suffolk County Tax Map Number 0100-117-1-B-34 and

WHEREAS, the Planning Department has reviewed the site plan dated last August 12, 1996, as prepared by Joseph A. ... L.L., P.O. Box 1911, Riverhead, New York 11901, and

THE VOTE

Gilliam Yes No Creighton Yes No
Stark Yes No Prusinowski Yes No
Janoski Yes No *absent*

THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

WHEREAS, based upon the Environmental Assessment Form and the Board determines that the site plan applied for will be a (a) Type 7 Action without a significant impact upon the environment pursuant to the State Environmental Conservation Law and 6 NYCRR Part 617; and

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

WHEREAS, the site plan review fee, as required by Section 105-111(3)(i) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 24916 in the Office of the Supervisor of the Town of Riverhead; and

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

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Frank Deaulieru, for the construction of a park and ride

9/20/94

TOWN OF RIVERHEAD

Resolution # 652

APPROVES SITE PLAN OF FRANK BEAULIEU - CALVERTON PARK AND RIDE FACILITY

COUNCILMAN CREIGHTON

offered the following

resolution, which was seconded by COUNCILWOMAN GILLIAM :

WHEREAS, a site plan and elevations were submitted by Frank Beaulieu for the construction of a park and ride facility, including a 7200 square foot bus garage and related site improvements, located at the west side of Edwards Avenue, 3612 feet south of New York State Route 25, Calverton, New York, known and designated as Suffolk County Tax Map Number 0600-117-1-8.3; and

WHEREAS, the Planning Department has reviewed the site plan dated last August 12, 1994, as prepared by Joseph A. Ingegno, L.S., P.O. Box 1931, Riverhead NY 11901, and elevations undated and dated in house September 14, 1994, as prepared by Equall, Inc., Main Road, Jamesport NY 11947, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

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

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

WHEREAS, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 24910 of the Office of the Supervisor of the Town of Riverhead; and

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

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Frank Beaulieu, for the construction of a park and ride

facility, including a 7200 square foot bus garage and related site improvements, located at the west side of Edwards Avenue, 3612 feet south of New York State Route 25, Calverton, New York, site plan dated last August 12, 1994, as prepared by Joseph A. Ingegno, L.S., P.O. Box 1931, Riverhead NY 11901, and elevations undated and dated in house September 14, 1994, as prepared by Equall, Inc., Main Road, Jamesport NY 11947, be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;

2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;

3. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;

4. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

5. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;

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

7. Parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;

8. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;

9. That adequate parking for the handicapped, pursuant to State and Federal law, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only", and the universal symbol affixed thereto. Further, by execution and filing of this document, Frank Beaulieu hereby authorizes and consents to the Town of Riverhead to enter premises at the west side of Edwards Avenue, 3612 feet south of New York State Route 25, Calverton, New York, to enforce said handicapped parking regulations;

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

11. That all utilities shall be constructed underground;

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

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

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

15. That the White Pine along the north and south property lines shall be a minimum 6 - 8 feet in height upon planting, and shall continue the length of the fence;

16. That the Hicks yews shall be a minimum 2 gallon size upon planting;

17. That the dumpster enclosure shall be buffered with plantings;

18. That all street trees shall be a minimum 3 - 3 1/2" caliper upon planting;

19. That, in consideration of site plan approval, the owner, his successors or assigns, hereby makes an irrevocable, continuing offer of dedication along the road frontage of the subject parcel for the purpose of future road widening;

20. That this approval shall be subject to the approval of the Central Pine Barrens Joint Planning and Policy Commission, as well as the Zoning Board of Appeals;

21. That this approval shall be subject to the approval by the Architectural Review Board of revised elevations relative to the front canopy, prior to the issuance of a building permit;

22. That there shall be no disturbance of land beyond the "limits of proposed clearing" indicated on the site plan approved herein prior to the approval of a future special permit and site plan by the Riverhead Town Board; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Frank Beaulieu, the Riverhead Planning Department, Riverhead Building Department and the Town Engineer.

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 1994 made by Frank Beaulieu, residing at Peconic Bay Boulevard, Aquebogue NY 11931, Declarant,

W I T N E S S E T H:

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

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

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

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

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

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;

2. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;

3. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

4. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;

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

6. Parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;

7. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;

8. That adequate parking for the handicapped, pursuant to State and Federal law, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "**No Parking, Handicap Only**", and the universal symbol affixed thereto;

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

10. That all utilities shall be constructed underground;

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

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

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

14. That, in consideration of site plan approval, the owner, his successors or assigns, hereby makes an irrevocable, continuing offer of dedication along the road frontage of the subject parcel for the purpose of future road widening.

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

Frank Beaulieu

STATE OF NEW YORK)

) ss.:

COUNTY OF SUFFOLK)

On the _____ day of _____, 1994 before me personally came Frank Beaulieu, to me known and known to be the individual who executed the foregoing instrument; that (s)he is the owner of certain real property located at the west side of Edwards Avenue, 3612 feet south of New York State Route 25, Calverton, New York, the subject property of this Declaration and Covenant, and understands the content thereof; and that (s)he did swear to me that (s)he executed the same.

NOTARY PUBLIC

THE VOTE

Gilliar	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Creighton	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Stark	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Prusinowski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Janoski	<input checked="" type="checkbox"/> Absent	

THE RESOLUTION WAS WAS NOT

THEREUPON DULY DECLARED ADOPTED

9/20/94

TOWN OF RIVERHEAD

Resolution # 653

DECLARES LEAD AGENCY & DETERMINES ENVIRONMENTAL SIGNIFICANCE OF SPECIAL PERMIT APPLICATION OF EAST END RECYCLING AND COMPOSTING COMPANY

COUNCILWOMAN GILLIAM offered the following resolution, which was seconded by **COUNCILMAN CREIGHTON** :

WHEREAS, by Resolution #295 of 1991 the Riverhead Town Board did approve the special permit petition of East End Recycling and Composting Company for the development of a facility for the recycling and composting of municipal solid waste on real property located on Route 25, Calverton, New York, and

WHEREAS, the special permit approval specifically excluded the treatment of liquid waste, such as septage, sludge or leachate; such exclusion based upon a lack of data relative to the effects of liquid waste upon the marketability and use of compost material, and

WHEREAS, East End Recycling and Composting Company has participated in an on-site demonstration project designed to measure the impacts of the use of compost on soils and groundwater, and

WHEREAS, such demonstration project has provided the data necessary for an environmental review and special permit consideration of the use of liquid wastes in the compost process, and

WHEREAS, as a result of new data, the East End Recycling and Composting has made a special permit petition to the Riverhead Town Board to amend the existing special permit to provide for the treatment of liquid waste at the approved facility, and

WHEREAS, East End Recycling and Composting is contractually responsible for managing the biosolids currently generated at the Town of Riverhead-Southampton Scavenger Waste Treatment Plant; such biosolids to be transported to the Suffolk County Bergen Point Water Pollution Control Plant for disposal, and

WHEREAS, the Town Board has carefully considered the special permit application, its supporting information, the attending EAF, and the report of the Planning Department, now

THEREFORE, BE IT **TOWN OF RIVERHEAD
PUBLIC HEARING**

RESOLVED, that in the matter of the special permit petition of East End Recycling and Composting Company the Riverhead Town Board determines itself to be the Lead Agency, and

BE IT FURTHER

RESOLVED, that the action be determined to be Unlisted pursuant to Article 8 of the Environmental Conservation Law and that an Environmental Impact Statement need not be prepared, and

BE IT FURTHER

RESOLVED, that the Planning Director be authorized to publish and post those notices of non-significance as required, and

BE IT FURTHER

RESOLVED, that the Town Clerk refer the special permit petition to the Riverhead Planning Board for its report and recommendation, and

BE IT FURTHER

RESOLVED, that the Town Clerk be authorized to publish in the official newspaper of the Town of Riverhead the attached notice of public hearing:

THE VOTE
 [Faint signature and text]
 THE RESOLUTION WAS WAS NOT
 [Faint text]

TOWN OF RIVERHEAD
PUBLIC HEARING

PLEASE TAKE NOTICE, that a public hearing will be held on the 4th day of October, 1994 at 7:10 o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons in the consideration of the following action: the special permit petition of East End Recycling and Composting Company to amend a previous special permit in order to allow for the composting of liquid wastes at an approved compost facility, on real property located on Route 25, Calverton, Such real property more particularly described as Suffolk County Tax Map Parcel No. 0600-116-1-1.

DATED: Riverhead, New York
September 20, 1994

By Order of the Town Board of the
Town of Riverhead

Barbara Grattan, Town Clerk

THE VOTE

Gilhan	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Creighton	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
Stark	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Prusinowski	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
					Janoski	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No Absent

THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

9/20/94

TOWN OF RIVERHEAD

Resolution # 654

AMENDS RESTORATION PLAN OF BELINDA BENDER - LITTLE BAY SHOPPING CENTER (RETAIL GARDEN CENTER)

COUNCILMAN PRUSINOWSKI offered the following

resolution, which was seconded by COUNCILMAN STARK :

WHEREAS, by Resolution # 502, dated July 20, 1993, the Riverhead Town Board did approve the restoration plan of Belinda Bender for the establishment of a retail garden center on the westerly portion of the site, and additional parking located at the Little Bay Shopping Center, northwest corner of New York State Route 25A and Wading River Manor Road, Wading River, New York, known and designated as Suffolk County Tax Map Number 0600-74-1-65.1, and

WHEREAS, Belinda Bender has requested that a modification of said restoration plan approval in regard to the inclusion of CCA curbing at the edge of the new asphalt and the replacement of the spreading junipers in front of the garden center be approved by the Riverhead Town Board, and

WHEREAS, the Planning Department has reviewed such modification and has recommended that the Town Board accept such modification, and

WHEREAS, this Town Board has reviewed the modification aforementioned, and

WHEREAS, the site plan amendment fee, as required by Section 108-B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 26203 of the Office of the Supervisor of the Town of Riverhead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead does amend the restoration plan of Belinda Bender to provide for the following:

the inclusion of CCA curbing at the edge of the new asphalt and the replacement of the spreading junipers in front of the garden center, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Belinda Bender, the Riverhead Planning Department, Building Department, Town Engineer, and Office of the Town Attorney.

THE VOTE

Gilliam ✓ Yes ___ No Creighton ✓ Yes ___ No
Stark ✓ Yes ___ No Prusinowski ✓ Yes ___ No
Janoski ___ Yes ___ No Absent

THE RESOLUTION WAS X WAS NOT
THEREUPON DEEMED ADOPTED

9/20/94

TOWN OF RIVERHEAD

Resolution # 655

APPOINTS RECREATION AIDE TO THE RIVERHEAD

RECREATION DEPARTMENT

COUNCILMAN STARK

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

RESOLVED, That Jessica Bucholz is hereby appointed to serve as a Recreation Aide (for the purpose of being a Youth Program Instructor) effective October 1, 1994, to be paid biweekly at the rate of \$7.17 per hour and to serve at the pleasure of the Town Board.

THE VOTE

Gilliam	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Creighton	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
Stark	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Prusinowski	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
					Janoski	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
					Albert	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No

THE RESOLUTION WAS WAS NOT

THE RESOLUTION WAS TO ADOPTED

9/20/94

TOWN OF RIVERHEAD

Resolution # 656

APPOINTS RECREATION AIDE TO THE RIVERHEAD

RECREATION DEPARTMENT

COUNCILMAN GREIGHTON

offered the following

resolution, which was seconded by COUNCILWOMAN GILLIAM :

RESOLVED, That Danielle Doll is hereby appointed to serve as a Recreation Aide to the Youth Program Instructor effective October 1, 1994, to be paid biweekly at the rate of \$5.00 per hour and to serve at the pleasure of the Town Board.

THE VOTE

Gilliam	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Creighton	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Stark	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Prusinowski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Janoski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No Absent

THE RESOLUTION WAS WAS NOT
THE RESOLUTION DULY DECLARED ADOPTED

SEPTEMBER 20, 1994

TOWN OF RIVERHEAD

RESOLUTION # 657

AUTHORIZATION FOR ATTENDANCE OF ACCOUNTING DEPARTMENT PERSONNEL
AT CONFERENCE.

COUNCILWOMAN GILLIAM OFFERED THE FOLLOWING RESOLUTION,
WHICH WAS SECONDED BY COUNCILMAN CREIGHTON.

WHEREAS, SCT is conducting a Public Sector's National Users Group Conference October 30 to November 4, 1994 ; and

WHEREAS, the Financial Administrator has requested authorization for two members of the Accounting Department to attend said conference,

NOW, THEREFORE, BE IT RESOLVED, that John Hansen, Financial Administrator and Lori Pipczynski, Computer Operator II are hereby authorized to attend said conference and that all expenses will be fully accountable upon their return.

BE IT FURTHER RESOLVED, that the Town Clerk be and hereby is authorized to forward a certified copy of this Resolution to the Accounting.

THE VOTE

Gilliam	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Creighton	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
Stark	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Prusinowski	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
					Janoski	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No Absent

THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

9/20/94

TOWN OF RIVERHEAD

Resolution # 659

APPROVES GRADING PLAN OF CHERRY CREEK GOLF LINKS

COUNCILMAN STARK

offered the following

resolution, which was seconded by **COUNCILMAN PRUSINOWSKI** :

WHEREAS, a grading plan was submitted by Charles Jurgens as agent for Cherry Creek, Inc., for the grading of the subject parcel in anticipation of the construction of an 18 hole golf course and related amenities located at the north side of Reeves Avenue, approximately 3500 feet east of Roanoke Avenue, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-18-2-1.3; and

WHEREAS, the Planning Department has reviewed the grading plan dated last June 30, 1994, as prepared by Young & Young, 400 Ostrander Avenue, Riverhead NY 11901, and has recommended to the Town Board of the Town of Riverhead that said grading plan be approved; and

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

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

WHEREAS, this Town Board has reviewed the grading plan aforementioned.

NOW, THEREFORE, BE IT

RESOLVED, that the grading plan submitted by Charles Jurgens as agent for Cherry Creek, Inc., for the grading of the subject parcel in anticipation of the construction of an 18 hole golf course and related amenities, located at the north side of Reeves Avenue, approximately 3500 feet east of Roanoke Avenue, Riverhead, New York, grading plan dated last June 30, 1994, as prepared by Young & Young, 400 Ostrander Avenue, Riverhead NY 11901, be and is hereby approved by the Town Board of the Town of Riverhead, subject to the following:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this grading plan;

2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;

3. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;

4. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

5. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;

6. That this approval shall not be construed to be a site plan approval, and that no building permit shall issued prior to the approval of a site plan pursuant to Article XXVI of Chapter 108 of the Code of the Town of Riverhead; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Charles Jurgens as agent for Cherry Creek, Inc., the Riverhead Planning Department, Riverhead Building Department and the Town Engineer.

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 1994 made by Cherry Creek, Inc., residing at 14 Mariners Lane, Northport NY 11768, Declarant.

W I T N E S S E T H:

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

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

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

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

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

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;

2. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;

3. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

9/20/94

TOWN OF RIVERHEAD

Resolution #660

APPROVES SITE PLAN OF FOX HILL GOLF & COUNTRY CLUB - ADDITION TO CLUBHOUSE

COUNCILMAN CREIGHTON

offered the following

resolution, which was seconded by COUNCILWOMAN GILLIAM :

WHEREAS, a site plan and elevations were submitted by Neil Rego as agent for the Fox Hill Golf & Country Club for the construction of a 4,000 square foot building addition to the clubhouse located at the Fox Hill Golf & Country Club, Fox Hill Drive, Baiting Hollow, New York, known and designated as Suffolk County Tax Map Number 0600-40-2-6.3; and

WHEREAS, the Planning Department has reviewed the site plan dated last September 6, 1994, as prepared by The Baldassano Architectural Group, 200 Parkway Drive South, Hauppauge NY 11788, and elevations dated last September 6, 1994, as prepared by The Baldassano Architectural Group, 200 Parkway Drive South, Hauppauge NY 11788, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

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

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

WHEREAS, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 25802 of the Office of the Supervisor of the Town of Riverhead; and

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

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Neil Rego as agent for the Fox Hill Golf & Country Club, for the construction of a 4,000 square foot building addition to the clubhouse located at the Fox Hill Golf & Country Club, Fox Hill Drive, Baiting Hollow, New York, site plan dated last September 6, 1994, as prepared by The Baldassano Architectural Group, 200 Parkway Drive South, Hauppauge NY 11788, and elevations dated last September 6, 1994, as prepared by The Baldassano Architectural Group, 200 Parkway Drive South, Hauppauge NY 11788, be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;

2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;

3. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;

4. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

5. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;

6. Parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;

7. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;

8. That adequate parking for the handicapped, pursuant to State and Federal law, shall be provided and that each handicap stall shall be designated by an individual sign erected

on a stanchion stating, "No Parking, Handicap Only", and the universal symbol affixed thereto. Further, by execution and filing of this document, Fox Hill Golf & Country Club hereby authorizes and consents to the Town of Riverhead to enter premises at the Fox Hill Golf & Country Club, Fox Hill Drive, Baiting Hollow, New York, to enforce said handicapped parking regulations;

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

10. That all utilities shall be constructed underground;

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

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

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

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Neil Rego as agent for the Fox Hill Golf & Country Club, the Riverhead Planning Department, Riverhead Building Department and the Town Engineer.

3. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways.

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 1994 made by Fox Hill Golf & Country Club, residing at Fox Hill Drive, Baiting Hollow NY 11933, Declarant.

W I T N E S S E T H:

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

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

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

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

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

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;

2. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;

3. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

4. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;

5. Parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;

6. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;

7. That adequate parking for the handicapped, pursuant to State and Federal law, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "**No Parking, Handicap Only**", and the universal symbol affixed thereto;

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

9. That all utilities shall be constructed underground;

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

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

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

9/20/94

TOWN OF RIVERHEAD

Resolution # 661

AUTHORIZATION FOR ATTENDANCE OF THE DIRECTOR OF THE COMMUNITY DEVELOPMENT AGENCY AT MEETING

COUNCILWOMAN GILLIAM offered the following resolution, which was seconded by COUNCILMAN CREIGHTON:

WHEREAS, a meeting is to be conducted for the benefit of prospective investors of the CDA bonds to be issued for the construction of the Okeanos facility, which meeting is to be held on September 21, 1994, in Boston, Massachusetts; and

WHEREAS, the project underwriter, PaineWebber, has requested that the Director of the Community Development Agency attend said meeting.

NOW THEREFORE BE IT RESOLVED, that Andrea Lohneiss, Director, Community Development Agency is hereby authorized to attend said meeting and that all expenses will be fully accountable upon her return; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Andrea Lohneiss and the Accounting Department.

THE VOTE

Gilliam	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Creighton	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Stark	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Prusinowski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Janoski	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> Absent

THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

9/20/94

TOWN OF RIVERHEAD

Resolution # 662

_____ RELEASES RIVERHEAD SAVINGS BANK, C/O THE BANK OF NEW YORK'S CONSTRUCTION BOND OF SEABOARD SURETY COMPANY

COUNCILMAN PRUSINOWSKI offered the following resolution, which was seconded by COUNCILMAN STARK:

WHEREAS, Riverhead Savings Bank c/o The Bank of New York has posted a construction bond in the sum of Fifteen Thousand (\$15,000.00) Dollars representing the reconstruction of a handicap ramp and the addition of a night deposit box at 7 West Main Street, Riverhead, New York, further described as Suffolk County Tax Map #0600-128.-3-67.1; and

WHEREAS, by memorandum dated September 15, 1994 from the Building Department, said work has been completed and a certificate of occupancy has been issued.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of said construction bond in the sum of Fifteen Thousand (\$15,000.00) Dollars; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Riverhead Savings Bank, c/o The Bank of New York, 101 Barclay Street, New York, New York, 10286; the Building Department and the Accounting Department.

THE VOTE

Gilbrat	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Creighton	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Stark	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Prusinowski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Janoski	<input type="checkbox"/> Yes	<input type="checkbox"/> No <i>absent</i>

THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

9/20/94

TOWN OF RIVERHEAD

Resolution # 663

APPOINTS PART-TIME POLICE OFFICERS

COUNCILMAN PRUSINOWSKI offered the following resolution, which was seconded by COUNCILWOMAN GILLIAM

WHEREAS, there is a need to place individuals in the position of Part-time Police Officer with the Town of Riverhead Police Department; and

WHEREAS, the Town of Riverhead did advertise the acceptance of applications for said position; and

WHEREAS, the Suffolk County Police Academy will begin its new session of certification on October 4, 1994.

NOW THEREFORE BE IT RESOLVED, that the following individuals be and are hereby appointed to the position of Part-Time Police Officers effective October 4, 1994:

- | | |
|-------------------|------------------|
| Robert Bork | Brian Fleischman |
| Deon Henderson | Sarah Herron |
| Dennis Krupski | Mary McPherson |
| Sophonia Reeder | Tracy Stark |
| David Williamston | Timothy Wilson |

and; be it further

RESOLVED, that the above named individuals shall be placed on a leave of absence until such time as their completion of the part-time Suffolk County Police Academy and their successful completion of required physical examination, agility testing, psychological testing, and polygraph testing; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the above named individuals and Chief of Police, Joseph Grattan.

THE VOTE

Gilliam	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Creighton	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Stark	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Prusinowski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
<i>Abstein</i>			Janoski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

9/20/94

TOWN OF RIVERHEAD

Resolution # 664

AUTHORIZES THE EXECUTION OF A STIPULATION OF SETTLEMENT
BETWEEN RIVERHEAD TOWN EMPLOYEE AND THE TOWN OF RIVERHEAD

COUNCILMAN CREIGHTON offered the following resolution, which was seconded by

COUNCILWOMAN GILLIAM.

WHEREAS, the Town Board and Riverhead Town Employee have agreed upon terms settling disciplinary charges.

NOW THEREFORE BE IT RESOLVED, that the Town Board authorizes execution of the Stipulation of Settlement with Riverhead Town Employee; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Gary Pendzick and the Accounting Department.

THE VOTE

Gilliam	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Creighton	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
Stark	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Prusinowski	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
					Janoski	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No Absent

THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

9/20/94

TOWN OF RIVERHEAD

Resolution # 665

AUTHORIZES PAYMENT OF TERMINATION CHARGES TO AT&T

COUNCILWOMAN GILLIAM offered the following resolution, which was seconded by **COUNCILMAN CREIGHTON**:

WHEREAS, maintenance has been nullified on Account #00000588426 and credited to January, 1994 and rental equipment was credited to April, 1994; and

WHEREAS, upon such nullification, maintenance charges have been incurred in the sum of Six Thousand Three Hundred Thirteen and 63/100 (\$6,313.63) Dollars.

BE IT HEREBY RESOLVED, that the Town Board be and hereby authorizes the payment of Six Thousand Three Hundred Thirteen and 63/100 (\$6,313.63) representing termination charges upon the nullification of Account #00000588426; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to AT&T, Angela Joss-Cook, Business Inquiry Representative, 250 South Clinton Street, Syracuse, New York, 13202; the Engineering Department and the Accounting Department.

THE VOTE

Gilliam	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Creighton	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Stark	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Prusinowski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Janoski	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No Absent

THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

9/20/94

TOWN OF RIVERHEAD

Resolution #666

DECLARES LEAD AGENCY & DETERMINES ENVIRONMENTAL SIGNIFICANCE OF
ACQUISITION AND IMPROVEMENT OF REAL PROPERTY LOCATED AT COURT
STREET AND OSBORN AVENUE

COUNCILMAN PRUSINOWSKI

offered the following

resolution, which was seconded by

COUNCILMAN STARK

:

WHEREAS, the Riverhead Town Board by Resolution #205 of 1994 has requested that the County of Suffolk institute a proceeding pursuant to Section 72H of General Municipal Law in order that the title to real properties located on Court Street and Osborn Avenue be conveyed to the Town of Riverhead, also known as SCTM No. 0600-128-3-7 & 8, and

WHEREAS, the Town Board has identified the vicinity of Railroad Avenue and its environs as an urban renewal area pursuant to the General Municipal Law, and

WHEREAS, such 72H proceeding has been completed and the Town of Riverhead is in a position to take title to the property, and

WHEREAS, the Planning Department has submitted a report to the Town Board identifying the environmental impacts of the proposed acquisition and conveyance, and

WHEREAS, the Riverhead Town Board has carefully considered the merits of the title conveyance, the report of the Planning Department and the attending environmental assessment form, now

THEREFORE, BE IT

RESOLVED, that the Town Board hereby declares itself to be the Lead Agency in the acquisition and improvement of the subject real property, and

BE IT FURTHER

RESOLVED, that the Town Board hereby determines the action to be Unlisted and that an Environmental Impact Statement need not be prepared, and

BE IT FURTHER

RESOLVED, that the Planning Director be directed to publish and post those notices of non-significance as required by Article 8 of the Environmental Conservation Law.

whereas, Suffolk County, New York, is a party to the Environmental Conservation Law

and whereas, the Planning Director of the Town of Riverhead, New York, is authorized by the Board of Supervisors of the Town of Riverhead

to publish and post notices of non-significance as required by Article 8 of the Environmental Conservation Law

The meeting was held on the 15th day of June, 1994, at the Town Office, Riverhead, New York, and a roll being called the following persons were present:

PRESENT

The following persons were present at the meeting:

Gilman	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Creighton	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
Stark	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Prusinowski	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
					Janoski	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No absent

THE RESOLUTION WAS WAS NOT
UNANIMOUSLY DECLARED ADOPTED

Resolution # 667

47190872

AUTHORIZES ISSUANCE OF SERIAL BONDS TO PAY THE COST OF DEMOLITION OF BUILDINGS & THE RESTORATION OF CERTAIN PROPERTY IN AND FOR SAID TOWN

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, 200 Howell Avenue, in Riverhead, New York, in said Town, on September 20, 1994, at 7:00 o'clock P.M., Prevailing Time.

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

PRESENT:

- Deputy Supervisor James R. Stark
- Councilman Victor J. Prusinowski
- Councilman Frank Creighton
- Councilwoman Harriet A. Gilliam

ABSENT:

- Supervisor Joseph F. Janoski

The following resolution was offered by COUNCILMAN STARK, who moved its adoption, seconded by COUNCILMAN PRUSINOWSKI wit:

THE VOTE

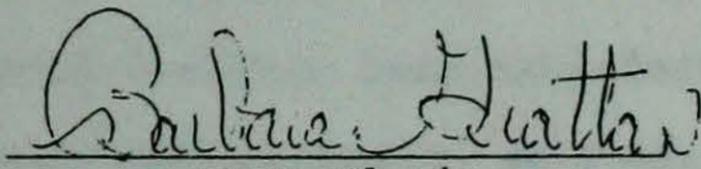
Gilliam Yes No Creighton Yes No
 Stark Yes No Prusinowski Yes No
 Janoski Yes No *Absent*

THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that the resolution published herewith has been adopted by the Town Board of the Town of Riverhead, Suffolk County, New York, on the 20th day of September, 1994, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which said Town is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

Dated: Riverhead, New York
September 20, 1994


Town Clerk

BOND RESOLUTION DATED SEPTEMBER 20, 1994.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$365,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE SATISFACTION OF CERTAIN LIENS, DEMOLITION OF CERTAIN BUILDINGS AND THE RESTORATION OF CERTAIN PROPERTY IN AND FOR SAID TOWN.

WHEREAS, all conditions precedent to the financing of the capital projects hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital projects; NOW, THEREFORE, BE IT

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

Section 1. For the specific objects or purposes of paying the costs of the satisfaction of certain existing mortgage liens on parcels of real property commonly known as Judge Belford's Inn and the Cortland House, such mortgage lien satisfaction being required to acquire title to such real property, at a maximum estimated cost of \$115,000, of paying the cost of the demolition of existing buildings on the real property herein above-described, at a maximum estimated cost of \$50,000, and of paying the cost of the restoration of the real property herein above-described, including curbing, drainage and other incidental and necessary improvements in connection therewith, at a maximum estimated cost of \$200,000, in and for the Town of Riverhead, Suffolk County, New York, there are hereby authorized to be issued \$365,000 serial bonds of said Town pursuant to the provisions of the Local Finance Law,

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apportioned among such specific objects or purposes in accordance with the maximum estimated cost of each as set forth herein.

Section 2. The aggregate maximum estimated cost of the aforesaid specific objects or purposes is \$365,000, and the plan for the financing thereof is by the issuance of the serial bonds authorized by Section 1 hereof.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid satisfaction of existing mortgage liens, demolition of existing buildings, and restoration of such real property is five years, pursuant to subdivisions 21(a), 12-a and 35 of paragraph a of Section 11.00 of the Local Finance Law, and that the maximum maturity of the serial bonds herein authorized for said purpose will not exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Town of Riverhead, Suffolk County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall

-3-

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

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

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

Section 8. All other matters, except as provided herein relating to such bonds, including prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the

-4-

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

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

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Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. This resolution, which takes effect immediately, shall be published in full in SUFFOLK COUNTY LIFE, the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

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

<u>Joseph F. Janoski</u>	VOTING	<u>Absent</u>
<u>James R. Stark</u>	VOTING	<u> </u>
<u>Victor J. Prusinowski</u>	VOTING	<u> </u>
<u>Frank Creighton</u>	VOTING	<u> </u>
<u>Harriet A. Gilliam</u>	VOTING	<u> </u>

The resolution was thereupon declared duly adopted.

* * * * *

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

I, the undersigned Clerk of the Town of Riverhead, Suffolk County, New York, DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board of said Town, including the resolution contained therein, held on the 20th day of September, 1994, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public notice of the time and place of said meeting to be given to the following newspapers and/or other news media as follows:

Newspaper and/or other news media Date given

The Suffolk County Life

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

<u>Designated Location(s) of posted notice</u>	<u>Date of Posting</u>
--	------------------------

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town, this _____ day of September, 1994.

Town Clerk

(CORPORATE
SEAL)

TOWN OF RIVERHEAD

Resolution #668

RESOLUTION CLARIFYING POSITION REGARDING
ESTABLISHMENT OF A COMMUNITY RESIDENCECOUNCILMAN CREIGHTON

resolution, which was seconded by COUNCILWOMAN GILLIAM, offered the following:

WHEREAS, that the Town Board, by Resolution #600 of 1994, and Resolution #637 of 1994, made certain statements regarding the establishment of a community residence at 40 Cross River Drive, Aquebogue by the Aid to the Developmentally Disabled, Inc. (ADD); and

WHEREAS, comment has been received which raise question as to the intent of the Resolutions mentioned herein; and

WHEREAS, the Town Board desires to restate, reconfirm and clarify its position regarding the application of ADD to establish said community residence.

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby determines that there is an over concentration of facilities of the kind described by ADD in the Town of Riverhead; and be it further

RESOLVED, that while the establishment of said community residence by ADD results in an over concentration, that in light of the fact that there was no local opposition expressed at the public hearing, the Town Board of the Town of Riverhead elects not to pursue any of the options offered under Section 41.34 of the New York State Mental Hygiene Law with respect to the proposed location; and be it further

RESOLVED, that the Town of Riverhead hereby reserves its rights to pursue all options under Section 41.34 of the New York State Mental Hygiene Law on a case by case basis, as they arise; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to the Aid to the Developmentally Disabled Inc., 877 East Main Street, Riverhead, New York 11901; Governor Mario Cuomo; Kenneth LaValle, State Senator; Patricia Acampora, State Assemblywoman; Gregory Blass, Suffolk County Legislator; Jill McGinn, New York State Office of Mental Retardation; Richard Daly, ACSW, Suffolk County Department of Community Health; Larry Colfin, New York State Office of Mental Retardation; Renee Pekmezaris, Executive Director Nassau-Suffolk Health System Agency; Robert Gaffney, Suffolk County Executive; Denise Ridge, New York State Office of Mental

Retardation and Robert Lopez, New York State Department of Mental Retardation.

STAFF

WHEREAS, the Planning Board has approved a map entitled Solid...

WHEREAS, the dedication, improvement and bonding of a public highway over the lands of LICO and North Country Holding Co. were...

WHEREAS, an application for the laying out of said highway has been filed with the Highway Superintendent as provided by the Highway Law, and

WHEREAS, a letter of credit has been tendered for approval from the Suffolk County National Bank in the sum of \$250,000.00.

NOW, THEREFORE BE IT RESOLVED, that the Town Board does hereby consent to the laying out of the proposed public highway over the lands of the LICO and North Country Holding Company and North Country Holding Co. and the Town Supervisor and/or the Deputy Town Supervisor are hereby authorized to sign a consent prepared by the Town Attorney and file the same with the Town Clerk as provided in the Highway Law, and it is further

THE VOTE

Gilbratt ✓ Yes ___ No Creighton ✓ Yes ___ No
Stark ✓ Yes ___ No Prusinowski ___ Yes ___ No
Janoski ___ Yes ___ No Absent

THE RESOLUTION WAS X WAS NOT

RESOLVED, that the form and substance of the proposed highway map as credit is hereby approved. The original thereof shall be subject to the approval of the Town Attorney and Special Counsel to the Planning Board. Upon their approval the Town Clerk is authorized to accept the original of the proposed letter of credit for filing subject to all the

Resolution # 669

RESOLUTION AUTHORIZING CONSENT FOR THE LAYING OUT OF A ROAD BY THE HIGHWAY SUPERINTENDENT AND WOULD APPROVE THE FORM & SUFFICIENCY OF LETTER OF CREDIT

The following resolution was offered by Councilperson

COUNCILMAN PRUSINOWSKI

and seconded by Councilperson

COUNCILMAN STAFK

WHEREAS, the Planning Board has approved a map entitled Sound Breeze (Sections 1, 2 and 3) by a resolution dated August 8, 1994 from a meeting held June 2, 1994, and

WHEREAS, the dedication, improvement and bonding of a public highway over the lands of LILCO and North Country Holding Co. were a condition of that resolution, and

WHEREAS, an application for the laying out of said highway has been filed with the Highway Superintendent as provided by the Highway Law, and

WHEREAS, a letter of credit has been tendered for approval from the Suffolk County National Bank in the sum of \$268,000.00.

NOW, THEREFORE BE IT RESOLVED, that the Town Board does hereby consent to the laying out of the proposed public highway over the lands of the Long Island Lighting Company and North Country Holding Co. and the Town Supervisor and/or the Deputy Town Supervisor are hereby authorized to sign a consent prepared by the Town Attorney and file the same with the Town Clerk as provided in the Highway Law, and it is further

RESOLVED, that the form and sufficiency of the tendered Letter of Credit is hereby approved. The execution, delivery and filing of the original thereof shall be subject to the approval of the Town Attorney and Special Counsel to the Planning Board. Upon those approvals the Town Clerk is authorized to accept the original of the proposed letter of credit for filing subject to all the

provisions of the Planning Board resolution.

TOWN OF RIVERHEAD

Resolution # 670

AUTHORIZES SUPERVISOR TO RENEW CONTRACT WITH GALLAGHER BASSETT SERVICES

COUNCILMAN PRUSINOWSKI

introduces the following resolution,

which was seconded by COUNCILMAN STARK

WHEREAS Resolution 7791 adopted December 21, 1993, authorized the Supervisor to execute a contract with Gallagher Bassett Services, as Claims Administrator for the insurance program with Arthur J. Gallagher & Co. and

WHEREAS it is the duty of the Town Board of the Town of Riverhead to renew the contract.

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor be and is hereby authorized to renew the contract with Gallagher Bassett Services, Inc. as Claims Administrator for the insurance program with Arthur J. Gallagher & Company, and to execute any and all documents relative to same; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Gallagher Bassett Services, Inc., the Supervisor's Office and the Accounting Department.

THE VOTE

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
			Janoski	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/> Absent

THE RESOLUTION WAS WAS NOT
THE RESOLUTION DULY PASSED AND ADOPTED

9/20/94

TOWN OF RIVERHEAD

Resolution # 670

AUTHORIZES SUPERVISOR TO RENEW CONTRACT WITH GALLAGHER BASSETT SERVICES

COUNCILMAN PRUSINOWSKI offered the following resolution,

which was seconded by COUNCILMAN STARK :

WHEREAS, Resolution #791 adopted December 21, 1993, authorized the Supervisor to execute a contract with Gallagher Bassett Services, as Claims Administrator for the insurance program with Arthur J. Gallagher & Co.; and

WHEREAS, it is the desire of the Town Board of the Town of Riverhead to renew said contract.

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor be and is hereby authorized to renew the contract with Gallagher Bassett Services, Inc., as Claims Administrator for the insurance program with Arthur J. Gallagher & Company, and to execute any and all documents relative to same; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Gallagher Bassett Services, Inc., the Supervisor's Office and the Accounting Department.

THE VOTE

Gilliam	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Creighton	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Stark	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Prusinowski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Janoski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No <i>absent</i>

THE RESOLUTION WAS WAS NOT
THEREUPON DURING THE MEETING ADOPTED

9/20/94

TOWN OF RIVERHEAD

Resolution # 671

AUTHORIZES ATTENDANCE OF EMTS AT SEMINAR

~~COUNCILMAN STARK~~ offered the following resolution,
which was seconded by COUNCILMAN PRUSINOWSKI:

WHEREAS, by memorandum dated September 9, 1994, Assistant Chief William Fleming of the Riverhead Town Volunteer Ambulance Corps (RTVAC) requested the attendance of two (2) EMTs at the annual EMT seminar sponsored by the New York State Volunteer Ambulance and First Aid Association to be held at Valhalla, New York, from September 29, 1994 through October 2, 1994.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby approves the attendance of Gary Rider and Lewis Scott at the annual EMT seminar sponsored by the New York State Volunteer Ambulance and First Aid Association to be held at Valhalla, New York, from September 29, 1994 through October 2, 1994, at a cost of \$505.00 per EMT, which amount shall be appropriated from account #001.045400.543402 and which amounts shall be fully accountable upon their return; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Gary Rider; Lewis Scott; William Fleming, Assistant Chief of the RTVAC; and the Accounting Department.

THE VOTE

Gilliam	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Creighton	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
Stark	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Prusinowski	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
				Janoski	<input type="checkbox"/>	No	<i>Absent</i>		

THE RESOLUTION WAS NOT
THEREUPON ADOPTED

H2M GROUP HOLDINGS, INC. 100 WALL STREET, NEW YORK, N.Y. 10038

NOTICE TO BIDDERS

9/20/94

TOWN OF RIVERHEAD

Resolution # 672

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE TO BIDDERS, EXTENSION NO. 46, RIVERHEAD WATER DISTRICT MILLER ENVIRONMENTAL GROUP

Adopted _____

COUNCILMAN CREIGHTON offered the following resolution which was seconded by COUNCILWOMAN GILLIAM

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached Notice to Bidders with regard to receiving bids for the installation of water mains and appurtenances at Edwards Avenue, Calverton, New York, to be known as Extension No. 46 of the Riverhead Water District, and be it further

RESOLVED, that the Town Clerk forward certified copies of this resolution to Pierre G. Lundberg, Esq., Gary Pendzick, and H2M; and Miller Environmental Group.

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

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

BY ORDER OF THE TOWN BOARD
THE VOTE
Gilliam Yes No Creighton Yes No
Stark Yes No Prusinowski Yes No
Janoski Yes No Absent
THE RESOLUTION WAS WAS NOT
BARBARA TOWN CLERK

DATED: SEPTEMBER 20, 1994

NOTICE TO BIDDERS

The Town Board of Riverhead will receive bids for Installation of Water Mains and Appurtenances for the Riverhead Water District at the Town Clerk's office, Town Hall, 200 Howell Avenue, Riverhead, New York 11901, at 11:00 AM, prevailing time, on Thursday, October 13, 1994, at which time and place all bids will be publicly opened and read for PROJECT NO. RDWD 94-54 INSTALLATION OF WATER MAINS, EXTENSION NO. 46 MILLER ENVIRONMENTAL GROUP INC.

Contract documents, including drawings and technical specifications, are on file at the following offices:

Town Clerk, Town of Riverhead
 Town Hall, 200 Howell Avenue
 Riverhead, New York 11901

Holzmacher, McLendon & Murrell, P.C.
 575 Broad Hollow Road
 Melville, New York 11747

Copies of the contract documents may be obtained at the above locations on or after September 28, 1994, upon deposit of Fifty Dollars (\$50.00) in cash, certified check, bank money order or postal money order, made payable to the TOWN OF RIVERHEAD for each set furnished.

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

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

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

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

ACTING AS THE GOVERNING BODY
 OF THE RIVERHEAD WATER DISTRICT

BARBARA GRATTAN, TOWN CLERK

DATED: SEPTEMBER 20, 1994

SEPTEMBER 20, 1994

TOWN OF RIVERHEAD

Resolution # 673

APPOINTS SCHOOL CROSSING GUARD TO THE POLICE DEPARTMENT

COUNCILWOMAN GILLIAM

OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN CREIGHTON.

WHEREAS, a vacancy for School Crossing Guard exists in the Police Department; and

WHEREAS, said position was duly posted; and

WHEREAS, applicants were thereafter interviewed;

NOW, THEREFORE BE IT RESOLVED, that Stanley Woodson is hereby appointed to the position of School Crossing Guard with the Police Department effective September 21, 1994 at the hourly rate of \$7.50 ion for 1994.

BE IT FURTHER RESOLVED, that the Town Clerk be and hereby is authorized to forward a certified copy of this Resolution to Stanley Woodson, Chief Grattan and the Accounting Department.

THE VOTE

Gilliam	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Creighton	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Stark	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Prusinowski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Janoski	<input type="checkbox"/> Yes	<input type="checkbox"/> No <i>absent</i>

THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

SEPTEMBER 20, 1994

TOWN OF RIVERHEAD

Resolution # 674

APPOINTS PUBLIC SAFETY DISPATCHER I TO THE POLICE DEPARTMENT

COUNCILMAN PRUSINOWSKI OFFERED THE FOLLOWING RESOLUTION
WHICH WAS SECONDED BY **COUNCILMAN STARK**.

WHEREAS, a vacancy now exists in the Police Department for a Public Safety Dispatcher; and

WHEREAS, said position was duly posted; and

WHEREAS, applicants were thereafter interviewed in accordance with the provisions of the Civil Service Law.

NOW THEREFORE, BE IT RESOLVED, Catherine A. Brown is hereby appointed to the position of Public Safety Dispatcher with the Police Department effective October 3, 1994 at the annual rate of compensation of \$23,970.87 as set forth in Group 1, Step P of the Public Safety Dispatchers Salary Schedule; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Catherine A. Brown, Chief Grattan and the Accounting Department.

THE VOTE

Gilliam	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Creighton	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Stark	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Prusinowski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Janos	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No <input checked="" type="checkbox"/> Absent

THE RESOLUTION WAS NOT ADOPTED

SEPTEMBER 20, 1994

TOWN OF RIVERHEAD

Resolution # 675

APPOINTS PUBLIC SAFETY DISPATCHER I TO THE POLICE DEPARTMENT

COUNCILMAN PRUSINOWSKI

OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY **COUNCILMAN STARK**

WHEREAS, a vacancy now exists in the Police Department for a Public Safety Dispatcher; and

WHEREAS, said position was duly posted; and

WHEREAS, applicants were thereafter interviewed in accordance with the provisions of the Civil Service Law.

NOW THEREFORE, BE IT RESOLVED, William M. Fleming is hereby appointed to the position of Public Safety Dispatcher with the Police Department effective October 3, 1994 at the annual rate of compensation of \$23,970.87 as set forth in Group 1, Step P of the Public Safety Dispatchers Salary Schedule; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to William M. Fleming, Chief Grattan and the Accounting Department.

THE VOTE

Yes No

THE VOTE

Gilliam	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Creighton	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Stark	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Prusinowski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Janerka	<input checked="" type="checkbox"/> No	<input type="checkbox"/> Absent

THE RESOLUTION WAS NOT ADOPTED

9/20/94

TOWN OF RIVERHEAD

Resolution # 676

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF COMPLETE APPLICATION, RE: WELL #7-3

Adopted _____

COUNCILMAN GREIGHTON offered the following resolution which was seconded by COUNCILWOMAN GILLIAM,

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish in the September 28, 1994, issue of Suffolk Life Newspaper the attached Notice of Complete Application with regard to Well #7-3, and be it further

RESOLVED, that a certified copy of this resolution shall be forwarded to H2M, Gary Pendzick, and Pierre Lundberg, Esq.

THE VOTE

Gilliam	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Creighton	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Stark	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Prusinowski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Janoski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
				<i>Absent</i>	

THE RESOLUTION WAS WAS NOT
THE RESOLUTION WAS ADOPTED

SEPTEMBER 20, 1994

TOWN OF RIVERHEAD

Resolution # 677

GENERAL TOWN
BUDGET TRANSFERS

COUNCILMAN PRUSINOWSKI OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN STARK :

BE IT RESOLVED, THAT THE SUPERVISOR BE AND HEREBY IS, AUTHORIZED TO ESTABLISH THE FOLLOWING BUDGET ADJUSTMENT:

		FROM:
001.013100.542700.00000	FINANCE, COMPUTER SUPPLIES	\$5,000.00
001.013550.541500.00000	ASSESSORS, CAR EXPENSE	\$ 200.00
001.013550.542100.00000	ASSESSORS, OFFICE SUPPLIES	\$ 300.00
001.016200.524000.00000	SHARED SERVICES, EQUIPMENT	\$ 250.00
001.014100.549000.00000	TOWN CLERK, MISC.	\$ 100.00
001.014100.542107.00000	TOWN CLERK, BOOKBINDING	\$ 90.00
001.014200.524350.00000	TOWN ATTORNEY, BOOKS	\$1,000.00
001.031200.541500.00000	POLICE, AUTO REPAIRS	\$1,500.00
001.036200.541500.00000	SAFETY INSP., CAR EXPENSE	\$ 100.00
001.071100.518607.00000	PARKS, SEASONAL EMPLOYEES	\$9,500.00
001.071800.542600.00000	BEACHES, PRINTING EXPENSE	\$1,465.00
001.073100.542112.00000	YOUTH PROJECT, PROGRAM SUPPLIES	\$ 105.00
001.075100.540000.00000	TOWN HISTORIAN, OFFICE TRAVEL, ETC.	\$1,500.00
001.071400.524000.00000	PLAYGROUND, EQUIPMENT	\$ 500.00
001.071400.542112.00000	PLAYGROUND, PROGRAM SUPPLIES	\$2,000.00
001.073100.543604.00000	YOUTH PROJECT, TRACK PROGRAM	\$1,500.00
001.031200.524214.00000	POLICE, RADIOS & SCANNERS	\$ 650.00

		TO:
001.013100.524000.00000	FINANCE, EQUIPMENT	\$5,000.00
001.013550.543910.00000	ASSESSORS, BOARD OF REVIEW	\$ 150.00
001.013550.524000.00000	ASSESSORS, EQUIPMENT	\$ 600.00
001.014100.541400.00000	TOWN CLERK, REPAIRS	\$ 170.00
001.014100.542104.00000	TOWN CLERK, FILING MATERIAL	\$ 20.00
001.014200.542802.00000	TOWN ATTY, SUPPLEMENTAL LAW BOOKS	\$1,000.00
001.031220.541530.00000	BAY CONSTABLE, AUTO REPAIRS	\$1,500.00
001.036200.542100.00000	SAFETY INSP., OFFICE EXP.	\$ 100.00
001.070200.542114.00000	REC. ADMIN., ASSESSOR DUES	\$ 120.00
001.070200.543405.00000	REC. ADMIN., TRAVEL	\$1,500.00
001.071100.511500.00000	PARKS STAFF EMPLOYEES	\$7,880.00
001.071800.524000.00000	BEACHES, EQUIPMENT	\$1,000.00
001.071800.542112.00000	BEACHES, PROGRAM SUPPLIES	\$ 465.00
001.073100.543601.00000	YOUTH PROJECT, LITTLE LEAGUE EXP.	\$ 105.00
001.075100.524000.00000	TOWN HISTORIAN, EQUIPMENT	\$1,500.00
001.071800.518606.00000	BEACHES, LIFEGUARDS	\$2,500.00
001.071800.518607.00000	BEACHES, BEACH ATTENDANTS	\$1,500.00
001.031200.524380.00000	POLICE, MISC OFFICE EQUIPMENT	\$ 650.00

9/20/94

TOWN OF RIVERHEAD

Resolution # 678DISCLOSES FINDINGS OF INVESTIGATION OF RIVERHEAD TOWN
VOLUNTEER AMBULANCE CORPS AND AUTHORIZES
APPROPRIATE COURSE OF ACTIONCOUNCILMAN STARR

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

WHEREAS, the Town of Riverhead was placed upon notice of certain alleged conduct within the membership of the Riverhead Town Volunteer Ambulance Corps (RTVAC); and

WHEREAS, the Town of Riverhead conducted an investigation into said alleged conduct; and

WHEREAS, that investigation has been concluded with the Town Board being apprised of the findings therefrom; and

WHEREAS, the Town Board has carefully considered the findings as they have been reported.

NOW THEREFORE BE IT RESOLVED, that the Town Board makes the attached statement in connection with said investigation of the RTVAC; and be it further

RESOLVED, that the Town Board specifically finds the following:

(i) That one of the five members of the RTVAC did not act in concert with the other four members, nor was he aware of said conduct being carried out by the other four members on July 3, 1994;

(ii) That the remaining members were present in the office of RTVAC at various times during the evening of July 3, 1994;

(iii) That the records retrieved from the computer at the RTVAC's office indicate that two letters on said computer were edited and changed at times when these four members were on duty the 3rd day of July, 1994;

(iv) That the two letter were not drafted by any of the members present on July 3, 1994;

(v) That during the evening of July 3, 1994, one of the letters was printed out;

(vi) That according to accounts made by the members present on July 3, 1994, the printed letter was seen on a file cabinet in the office;

(vii) That between 7:00 p.m. on July 3, 1994, and 1:00 p.m. on July 4, 1994, copies of said printed letter were posted in the Ambulance barn; and be it further

RESOLVED, that the Town Board be and hereby makes the following determination:

- (i) That the member who was not culpable be allowed back with full privileges;
- (ii) That the member who was not culpable should have a letter indicating his lack of complicity placed in his personnel file;
- (iii) That the four remaining members be suspended for three (3) months with any period of suspension presently served be credited to the period of suspension;
- (iv) That the four members be barred from holding office until January 1, 1996;
- (v) That all officers and managerial personnel at RTVAC be mandated to attend a seminar conducted by the Town of Riverhead on the subject of sexual harassment; and
- (vi) That all members of RTVAC be required to obtain a copy of the Town of Riverhead's sexual harassment policy from the Accounting Department; and be it further

RESOLVED, that a copy of this resolution be forwarded to the Riverhead Town Volunteer Ambulance Corps; the Accounting Department and the Town Attorney.

THE VOTE

Gilliam	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Creighton	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Stark	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Prusinowski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Janoski	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

THE RESOLUTION WAS WAS NOT
UNANIMOUSLY DECLARED ADOPTED

9/20/94

TOWN OF RIVERHEAD

Resolution # 679

RESOLUTION APPROVING THE CONDITIONAL RELOCATION OF
OF A SEWER AND FORCE MAIN AT EAST MAIN STREET
PURSUANT TO SECTION 202-B OF THE TOWN LAW

Adopted _____

COUNCILMAN CREIGHTON

offered the following

resolution which was seconded by COUNCILWOMAN GILLIAM,

WHEREAS, upon request of the applicant, the Town Board of the Town of Riverhead, Suffolk County, New York, as governing body of the Riverhead Sewer District, caused an estimate of cost to be prepared relating to the relocation of the gravity sewer and force main at the site of the proposed Okeanos Aquarium on East Main Street in Riverhead, which work must be done in order to accommodate the new structures that are planned to be built on the site, and

WHEREAS, a plan and cost estimate detailing the proposed relocation of the gravity sewer and force main has been prepared by Malcolm Pirnie, Inc. consulting engineers to the Riverhead Sewer District, which is on file with the Riverhead Town Clerk, affecting property located at East Main Street, known as SCTM# 0600-129-04, lots 18 and 19, and

WHEREAS, the maximum amount to be expended for the relocation of the gravity sewer and force main is \$210,000 all to be borne by applicant, and at no cost to the District as a whole, and

WHEREAS, an order was duly adopted by said Town Board specifying September 6, 1994, prevailing time, at the Town Hall, 200 Howell Avenue, Riverhead, New York, as the time when and the place where said Town Board would meet for the purpose of holding a public hearing to hear all interested persons in the subject thereof concerning the same, and

WHEREAS, notice of the aforesaid public hearing was duly published and posted in the manner and within the time prescribed by Section 209-b of the Town Law, and proof of publication and posting has been duly presented to said Town Board, and

WHEREAS, said public hearing was duly held at the time and place in said order, as aforesaid, at which all persons desiring to be heard were heard, and

WHEREAS, said Town Board has duly considered said plan and cost estimate and the evidence given at said public hearing, and

NOW, THEREFORE, BE IT

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

Section 1. That Malcolm Pirnie, Inc. shall prepare definite plans and specifications and after public bidding pursuant to General Municipal Law Section 103 the Town Board shall contract for the work to be done provided that the relocation of the gravity sewer and force main at East Main Street at the site of the proposed Okeanos Aquarium in Riverhead, Suffolk County, New York, covering SCTM# 0600-129-04, lots 18 and 19, and the improvements associated therewith shall be at the sole cost of the applicant at a cost not to exceed \$210,000, and at no cost to the District as a

whole is hereby approved.

Section 2. Said relocation shall be as described in the map and plan prepared by Malcolm Pirnie, Inc., upon which the hearing was held.

Section 3. Before contracts are prepared by the Town, the applicant shall deposit good and certified funds in the amount of \$18,000 with the Town of Riverhead for engineering fees and the balance of the estimated expenses prior to the award by the Town of contracts for construction.

Section 4. The owner of the subject property, Riverhead Building Supply, prior to the performance of any work shall file with the Town Clerk their consent to the relocation of the gravity sewer and force main and provide to the Sewer District a certified survey and an easement thereof in recordable form to be recorded with the County Clerk.

and be it further

RESOLVED, that the Town Clerk forward a certified copy of the resolution to Pierre Lundberg, Esq., Malcolm Pirnie, Inc.; Superintendent Michael Reichel; Okeanos Ocean Research Foundation, Inc.; and Allen M. Smith, Esq.

WHEREAS, East End Comins has by certified check dated September 16, 1954, deposited with the Financial Administrator of the Town of Riverhead the sum of \$200,000.

NOW, THEREFORE, BE IT

RESOLVED, that the conditions for the extension of the Riverhead Sewer District and Oliver Street be shown on the attached sketch be affirmed and determined to be the first and best interest of the Town of Riverhead.

THE VOTE

Gilbert	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Creighton	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Clark	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Prusinowski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Janoski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Albert	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> Absent

THE RESOLUTION WAS WAS NOT

THEREUPON DULY TO ADOPTED

RESOLVED, the maximum estimated cost previously estimated

to be \$842,000 as stated in the Notice of Public Hearing resolution #75 of 1990, is hereby determined to be \$700,000;

RESOLVED, that the monies programmed for the Howell Avenue Pump Station improvement in the amount of \$80,000 be reprogrammed to offset a portion of the additional expense to provide individual lateral connections to the property line and cost of providing complete paving of the entire length of Oliver Street pursuant to Highway Department specification; wherefore, the \$450,000 previously deposited plus the additional \$250,000 as noted above shall constitute the funds necessary to complete the construction as awarded herein;

RESOLVED, that East End Commons is responsible to pay any reasonable and necessary costs in addition to this amount pursuant to their petition that the extension be at not cost to the Town or District, which monies shall be deposited by East End Commons with the Town upon ten days written notice at the sole discretion of the Town Board determined to be reasonable and necessary;

RESOLVED, that no Certificate of Occupancy shall be issued by the Building Department for the facility known as the K-Mart Shopping Center until the fee for denitrification as previously determined by this Town Board in the amount of \$6.50 per gallon of daily flow for the estimated flow of 4,675 gallons per day in the amount of \$30,387.50 is deposited with the Town;

RESOLVED, that the bid for the construction of the improvements of the gravity sewer in Northville Turnpike and Oliver Street be and is hereby awarded to M. H. Kane Construction, Inc. in the total amount of \$647,000, subject to M. H. Kane's consent and agreement to the amended construction schedule as follows:

Date of Commencement of Construction: September 26, 1994, time being of the essence;

Milestone 1, Manhole #3: October 25, 1994, time being of the essence;

Completion: November 26, 1994, time being of the essence, except as specifically modified herein, all terms and conditions of the bid remain in full force and effect.

RESOLVED, that the connection and mains within the bounds of the East End Commons property shall be installed at their sole design and expense and constructed by a bonded and licensed drainlayer and shall remain the property of East End Commons whom shall maintain them and keep them in good working repair. Therefore, no permanent easement as required by condition #1 of the Conditional Order is necessary to be filed;

RESOLVED, that the applicant shall record a covenant in a form acceptable to counsel to the District assuring payment of additional denitrification monies based upon the cost of \$6.50 per gallon per day for any structures in addition to the K-Mart structure and any alteration in the use of the K-Mart structure,

and be it further

RESOLVED, that the Town Clerk shall send certified copies of this resolution of Michael Reichel, Malcolm Pirnie, Inc.; Pierre Lundberg, Esq.; East End Common; Building Department; Peter Danowski, Jr., Esq.

WHEREAS, the Superior Officers Association has ratified a proposed contract with the Town of East End for 1992 - 1993,

NOW, THEREFORE BE IT RESOLVED, that the Town Board ratifies and approves the terms of the attached Memorandum of Agreement and authorizes the Supervisor or Deputy Supervisor to sign the 1992 - 1993 Labor Agreement with the Superior Officers Association.

THE VOTE

Gilliam	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Creighton	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Stark	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Prusinowski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Janoski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No <input type="checkbox"/> Absent

THE RESOLUTION WAS WAS NOT
THEREBY ADOPTED

SEPTEMBER 20, 1994

TOWN OF RIVERHEAD

Resolution # 681

RATIFIES S.O.A CONTRACT

COUNCILMAN PRUSINOWSKI OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN STARK.

WHEREAS, the Superior Officers Association has ratified a proposed contract settlement for 1992 - 1993,

NOW, THEREFORE BE IT RESOLVED, that the Town Board ratifies and approves the terms of the attached Memorandum of Agreement and authorizes the Supervisor or Deputy Supervisor to sign the 1992 - 1993 Labor Agreement with the Superior Officers Association.

- 1. The respective negotiating committees agree to recommend this stipulation for ratification/approval.
- 2. A copy of this original document has been furnished to representatives of the Town and the SOA.
- 3. All proposals not covered herein shall be either party during the course of negotiations shall be deemed dropped.
- 4. The provisions of the new Agreement shall be as set forth in the attached draft contract.
- 5. Article 12 (Health Insurance) shall be amended by adding the following: "An employee may elect to change enrollment in the health insurance plan from family coverage to individual or to coverage for an individual coverage to no coverage."

THE VOTE

Gilliam	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Creighton	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Stark	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Prusinowski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Janoski	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No Absent

THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

STIPULATION OF AGREEMENT made and entered into this 13th day of September, 1994, by and between the negotiating committee for the Town of Riverhead ("the Town"), and the Riverhead Police Superior Officers Association ("the SOA").

WHEREAS, the parties have engaged in negotiations in good faith in an effort to arrive at a successor agreement to a contract that expired on December 31, 1991, and:

WHEREAS, the parties have arrived at a tentative agreement;

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the parties hereby stipulate and agree as follows:

1. The provisions of this Stipulation are subject to ratification by the Union's membership and approval by the Town Board.
2. The respective negotiating committees agree to recommend this Stipulation for ratification/approval.
3. A copy of this original document has been furnished to representatives of the Town and the SOA.
4. All proposals not covered herein made by either party during the course of negotiations shall be deemed dropped.
5. The provisions of the new Agreement shall be as per the attached draft contract.
6. Article III(1) (Health Insurance). Amend by adding the following: "An Employee may elect to change enrollment in the health insurance plan from family coverage to individual or no coverage, or from individual coverage to no coverage. In this event, the employee shall receive 45% of the savings to the Town, provided the Employee remains in such changed status for a period

of twelve (12) consecutive months. Payment shall be made annually thereafter during June or December first following the end of the twelve (12) month period, provided that the employee remains in the changed status. Employees who change enrollment mid-year during the first year that this provision is implemented shall receive payment on a prorata basis. Nothing in this provision shall preclude an Employee from reenrolling in his/her previous coverage within the twelve (12) month period, provided however, that if the Employee does so in fewer than twelve (12) months, no payment shall be made."

7. Article VIII(B) (Night Differential). Effective July 1, 1993, increase the current rates by \$200, to \$3,100 and \$1,650.

8. Article XXVII (Binding Effect). 2 year contract, commencing on January 1, 1992 and terminating on December 31, 1993.

9. Article XXXIII (Salaries).

- (a) Effective January 1, 1992, increase each rank by 2.0%.
- (b) Effective September 1, 1992, increase each rank by 3.75%.
- (c) Effective January 1, 1993, all ranks shall remain frozen at the December 31, 1992 rates.

10. Drug and Alcohol Testing: Delete Article XVIII(D) and add a new Article XXXIV to the contract as follows:

ARTICLE XXXIV - DRUGS AND ALCOHOL

1. The use of illegal controlled substances or alcohol by employees adversely affects the Town's ability to safely deliver

services, impairs the efficiency of the work force, endangers the safety of employees and the public, and undermines public trust. Therefore, the use, sale, distribution, or possession of illegal controlled substances or alcohol by any employee while on duty is prohibited. In addition, employees are prohibited from being under the influence of illegal controlled substances or alcohol while on duty. Employees in violation of this policy are subject to disciplinary action, up to and including discharge.

2. Unless otherwise noted, all discipline under this policy shall be in accordance with applicable provisions of law.

3. Any employee who refuses to submit to testing or who refuses to cooperate with the testing procedures may be subject to discipline, including discharge. Attempts to alter or substitute the testing specimen will be deemed a refusal to take the test.

4. The procedures and provisions of Article XXV (Bill of Rights) are specifically applicable to this Policy and Procedure.

TESTING

5. Members of the bargaining unit shall be subject to urinalysis testing based upon a reasonable suspicion of illegal controlled substance or alcohol use.

(a) The order to submit to testing must be justified by a reasonable suspicion that the employee is or may be under the influence of illegal controlled substances or alcohol while on duty, or is engaging in the use, sale, distribution, or possession of illegal controlled substances or alcohol while on duty.

(b) While the "reasonable suspicion" standard does not lend itself to precise definition or mechanical application, vague or unparticularized or unspecified or rudimentary hunches or intuitive feelings do not meet the standard.

(c) Reasonable suspicion is the quantum of knowledge sufficient to induce an

ordinarily prudent and cautious person to act under the circumstances. Reasonable suspicion must be directed at a specific person and be based on specific and articulable facts and the logical inferences and deductions that can be drawn from those facts.

(d) Reasonable suspicion may, be based, among other things, on the following:

1. Observable phenomena, such as direct observation of drug or alcohol use or possession and/or physical symptoms of being under the influence of drugs or alcohol; or

2. A pattern of unusual or abnormal conduct or erratic behavior (e.g. excessive absenteeism, lateness or early leaves); or

3. Arrest or conviction for a drug-related offense, or the identification of an employee as the focus of a criminal investigation into illegal drug possession, use, or trafficking; or

4. Information provided by a reliable and credible source; or

5. Newly discovered evidence that the employee has tampered with a previous drug or alcohol test.

(e) It is intended that where a decision is made to test, the employee will be given a direct order to submit to the test, and the SOA shall be notified of such order. The test shall be conducted immediately thereafter. The employee shall be given a brief verbal statement of the basis for reasonable suspicion.

(f) Where reasonable suspicion is based on information provided by a confidential informant, defined as an employee or agent of a governmental law enforcement agency or the employee's department, the identity of the source need not be disclosed, except for the name of the governmental law enforcement agency involved, if any. The Town shall not be required to

identify a confidential informant in any proceeding, nor can evidence supplied by a confidential informant be suppressed because of a refusal to identify the name of the source.

TEST PROCEDURES

6. Insofar as practical, the sample collection process shall be confidential with due regard for the dignity and privacy of the employee. There shall be no direct observation of giving of urine specimens, unless there is reason to believe that the specimen may be tampered with, in which event direct observation shall be made by a person of the same gender as the employee giving the specimen.

7. Specimens shall be collected under the supervision of a monitor designated by the Town. The monitor shall mark and seal the specimen to preserve its chain of custody. Thereafter, the specimen shall be transported to the testing laboratory in a manner which shall insure its integrity and chain of custody. The laboratory selected to perform testing shall be certified by the National Institute on Drug Abuse (NIDA) of the Department of Health and Human Services.

8. Initial urinalysis testing shall be conducted by means of an enzyme multiplied immunoassay test (EMIT). All specimens identified as positive on the initial test shall be confirmed using a gas chromatography/mass spectrometry test (GC/MS). The laboratory shall report as negative all specimens which are negative on either the initial test or the confirmatory test. Only specimens which test positive on both the initial test and the confirmatory test shall be reported as positive. Copies of results shall be sent to the Town and the employee. All tests conducted pursuant to this procedure will be paid for by the Town.

9. In the event the test procedures reveal the presence of illegal controlled substances or their metabolites or alcohol, such employee may be subject to discipline, including discharge. However, in the first instance of such positive drug or alcohol

test, any disciplinary charges may be suspended in the Town's sole discretion if the employee agrees in writing to complete counseling and treatment on his/her own time for such illegal controlled substance use or alcohol use in a program jointly agreed to by the Town and the SOA. The employee shall agree, as a condition to the suspension of the disciplinary charges, that if he or she fails to attend or complete the program, he or she shall be deemed to have resigned from employment. The employee shall also agree, as a condition to the suspension of the disciplinary charges or penalty, that for a period of one (1) year following the completion of treatment, he or she shall be subject to periodic random testing for illegal controlled substances and/or alcohol, and that, if he or she completes counseling and treatment but tests positive for illegal controlled substances or alcohol during such one year period, the Town may reinstitute the suspended charges, in addition to preferring new charges. Upon completion of treatment, as outlined above, and the one year period, the original disciplinary charges or penalty shall be considered resolved. The record of such charges and their resolution (the charges, the answer, and the stipulation) shall remain in the employee's file unless the parties otherwise agree.

11. Grievance Procedure: Add a new Article XXXV

("Grievance Procedure"), as follows:

General Principals:

1. Time limits set forth herein may be extended or diminished only by mutual, written agreement of all parties concerned.

2. Failure at any level of the grievance procedure to communicate a decision to the aggrieved party or his/her representative within the specified time limit shall permit the lodging of an appeal at the next level of the procedure within the time which would have been allotted had the decision been communicated by the final day.

3. If a grievance is sustained, the remedy shall not exceed or cover more than 30 calendar days before the date on which the grievance was filed.

Grievance Procedure

1. A "grievance" shall be defined as any alleged violation of a specific provision of this Agreement.

2. All grievances must be filed as outlined below within thirty calendar days from the date on which the event or condition constituting the grievance occurred, or the date on which the grievant knew or reasonably should have known of the event or condition, whichever is later.

3. There shall be three procedural steps as follows:

First Step. The first procedural step shall consist of the employee's presentation of the grievance in writing to his/her immediate supervisor. A written decision or determination thereon shall be made by the immediate supervisor within ten calendar days from the time of submission. A copy of the decision shall be mailed to the aggrieved employee, the SOA and the Chief of Police.

Second Step:

A. If the employee is not satisfied with the decision at Step 1, he/she may appeal the grievance to the Chief of Police by written notice within ten calendar days from the date of the decision at Step 1.

B. Within ten calendar days after receipt of the appeal, the Chief of Police shall render a decision. A copy of the decision shall be mailed to the aggrieved employee and the SOA.

Third Step:

A. If the employee or the SOA is not satisfied with the decision at Step 2, either or both may submit the grievance in writing to the Town Board within ten calendar days of the date of the decision at Step 2.

B. Within fifteen calendar days after receipt of the appeal, or at its next regularly scheduled meeting, whichever is later, the Town Board shall consider the grievance in Executive Session. The Board may hold a hearing if it believes it is necessary.

C. Within seven calendar days after it has completed its consideration of the grievance, the Town

09-13-1994 07:30PM FROM RAINS & POGREBIN TO 7274230 P.03

Board shall render a written decision on the grievance. A copy of the decision shall be mailed to the aggrieved employee, the SOA and the Chief of Police.

FOR THE TOWN:

FOR THE SOA:

Richard J. Deane
[Signature]

Thomas R. Kypur SOA Pres.
[Signature] SOA J.P.
David J. Basil
[Signature]

541302
545200
541303
524009
545200
541306
524407

541301
541400
540000
542617
540000
549000

THE VOTE
Yes No
RESOLUTION WAS PASSED

SEPTEMBER 20, 1994

TOWN OF RIVERHEAD

Resolution # 682

HIGHWAY FUND
BUDGET ADJUSTMENT

COUNCILMAN PRUSINOWSKI OFFERED THE FOLLOWING RESOLUTION WHICH

WAS SECONDED BY COUNCILMAN STARK.

BE IT RESOLVED, THAT THE SUPERVISOR BE AND HEREBY IS, AUTHORIZED TO ESTABLISH THE FOLLOWING BUDGET ADJUSTMENT:

		FROM:
111.051100.541302	GRAVEL & STONE	\$ 6,500.00
111.051100.545200	EQUIPMENT RENTAL	\$ 2,000.00
111.051400.541303	TRAFFIC PAINT	\$ 5,000.00
111.051300.524000	EQUIPMENT PURCHASE	\$40,000.00
111.051100.545200	EQUIPMENT RENTAL	\$ 500.00
111.051400.541306	DRAINAGE	\$ 5,000.00
111.051400.524407	TRAFFIC EXPENSE	\$ 1,000.00

		TO:
111.051100.541301	ASPHALT	\$13,500.00
111.061300.541400	EQUIPMENT REPAIR	\$30,000.00
111.051420.540000	SNOW REMOVAL	\$10,000.00
111.051100.542612	MISC. SURVEY	\$ 500.00
111.051420.540000	SNOW REMOVAL	\$ 5,000.00
111.051400.549000	MISCELLANEOUS	\$ 1,000.00

THE VOTE

Gilliam Yes No Creighton Yes No

Stark Yes No Prusinowski Yes No

Janoski Yes No *Absent*

THE RESOLUTION WAS WAS NOT

SEPTEMBER 20, 1994

TOWN OF RIVERHEAD

RESOLUTION#683

BUDGET ADJUSTMENT
D.A.R.E. PROGRAM

NO. _____

DATE: _____

COUNCILPERSON COUNCILMAN PRUSINOWSKI OFFERED THE FOLLOWING
RESOLUTION WHICH WAS SECONDED BY COUNCILPERSON COUNCILMAN STARK.

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

**BUDGET ADJUSTMENT
D.A.R.E. PROGRAM**

		<u>FROM</u>
008.031250.540000	D.A.R.E./Contractual	\$350.00
001.031250.543406	D.A.R.E.	350.00
		<u>TO</u>
001.031250.524910	D.A.R.E. EQUIPMENT	\$700.00

THE VOTE

Gillarr Yes ___ No ___ Creighton Yes ___ No ___
 Stark Yes ___ No ___ Prusinowski Yes ___ No ___
 Janoski ___ Yes ___ No *absent*

THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

offered the following resolution, which was seconded by

COUNCILMAN PRUSINOWSKI is hereby authorized to pay the following:

ACCOUNTS	TOTALS
GENERAL TOWN 001	\$152,737.01
PARKING METER 002	\$230.91
AMBULANCE FUND 003	\$0.00
POLICE ATHLETIC LEAGUE 004	\$429.15
TEEN CENTER 005	\$259.05
RECREATION PROGRAM 006	\$2,452.88
SENIOR NUTRITION SITE COUNCIL 007	\$0.00
D.A.R.E. PROGRAM FUND 008	\$0.00
CHILD CARE BUILDING FUND 009	\$0.00
HIGHWAY 111	\$40,035.06
WATER 112	\$48,714.60
REPAIR & MAINTENANCE 113	\$0.00
SEWER 114	\$4,699.94
REFUSE & GARBAGE COLLECTION 115	\$114,097.32
STREET LIGHTING 116	\$4,076.47
PUBLIC PARKING 117	\$413.33
BUSINESS IMPROVEMENTS DISTRICT 118	\$279.48
T.O.R. URBAN DEV CORP TRUST A/ 119	\$0.00
WORKER'S COMPENSATION FUND 173	\$0.00
HOSPITALIZATION SELF INSURANCE 174	\$0.00
RISK RETENTION FUND 175	\$0.00
UNEMPLOYMENT INSURANCE FUND 176	\$0.00
MAIN STREET REHAB PROGRAM 177	\$0.00
REVOLVING LOAN PROGRAM 178	\$0.00
RESIDENTIAL REHAB 179	\$96.88
DISCRETIONARY/SMALL CITIES 180	\$0.00
CDBG CONSORTIUM ACCOUNT 181	\$445.93
URBAN DEVEL CORP WORKING 182	\$0.00
RESTORE 184	\$0.00
PUBLIC PARKING DEBT 381	\$0.00
SEWER DISTRICT DEBT 382	\$0.00
WATER DEBT 383	\$0.00
GENERAL FUND DEBT SERVICE 384	\$500.00
SCAVANGER WASTE DISTRICT DEBT 385	\$0.00
TOWN HALL CAPITAL PROJECTS 406	\$25,928.58
EIGHT HUNDRED SERIES 408	\$2,111.92
WATER IMPROVEMENT CAP. PROJECT 409	\$0.00
NUTRITION CAPITAL IMPROVEMENTS 441	\$0.00
CHIPS 451	\$0.00
YOUTH SERVICES 452	\$221.92
SENIORS HELPING SENIORS 453	\$0.00
EISEP 454	\$0.00
SCAVANGER WASTE CAP PROJECT 470	\$0.00
MUNICIPAL FUEL FUND 625	\$0.00
MUNICIPAL GARAGE 626	\$2,732.46
TRUST & AGENCY 735	\$4,175.39
SPECIAL TRUST 736	\$0.00
JOINT SCAVENGER WASTE 918	\$2,818.11
PAYROLL CLEARING ACCOUNT 998	\$0.00
CENTRAL CLEARING ACCOUNT 999	\$0.00
*****GRAND TOTAL*****	\$407,456.39

THE VOTE

Gilliam Yes No Creighton Yes No
 Stark Yes No Prusinowski Yes No
 Janoski Yes No *absent*

THE RESOLUTION WAS WAS NOT
 THEREUPON DULY DECLARED ADOPTED

9/20/94

TOWN OF RIVERHEAD

RESOLUTION #685

AUTHORIZES ISSUANCE OF \$365,000 SERIAL BONDS TO PAY THE COST OF THE SATISFACTION OF CERTAIN LIENS, DEMOLITION OF CERTAIN BUILDINGS AND THE RESTORATION OF CERTAIN PAROPERTY IN AND FOR SAID TOWN.

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, 200 Howell Avenue, in Riverhead, New York, in said Town, on September 20, 1994, at 7:00 o'clock P.M., Prevailing Time.

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

PRESENT: Deputy Supervisor James R. Stark
 Councilman Wictor J. Prusinowski
 Councilman Frank Creighton
 Councilwoman Harriet A. Gilliam

ABSENT: Supervisor Joseph F. Janoski

THE FOLLOWING RESOLUTION WAS OFFERED BY

COUNCILMAN STARK

WHO MOVED ITS ADOPTION, SECONDED BY **COUNCILMAN PRUSINOWSKI** WIT:

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that the resolution published herewith has been adopted by the Town Board of the Town of Riverhead, Suffolk County, New York, on the 20th day of September, 1994, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which said Town is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

Dated: Riverhead, New York
September __, 1994

Town Clerk

BOND RESOLUTION DATED SEPTEMBER 20, 1994.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$365,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE SATISFACTION OF CERTAIN LIENS, DEMOLITION OF CERTAIN BUILDINGS AND THE RESTORATION OF CERTAIN PROPERTY IN AND FOR SAID TOWN.

WHEREAS, all conditions precedent to the financing of the capital projects hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital projects; NOW, THEREFORE, BE IT

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

Section 1. For the specific objects or purposes of paying the costs of the satisfaction of certain existing mortgage liens on parcels of real property commonly known as Judge Belford's Inn and the Cortland House, such mortgage lien satisfaction being required to acquire title to such real property, at a maximum estimated cost of \$115,000, of paying the cost of the demolition of existing buildings on the real property herein above-described, at a maximum estimated cost of \$50,000, and of paying the cost of the restoration of the real property herein above-described, including curbing, drainage and other incidental and necessary improvements in connection therewith, at a maximum estimated cost of \$200,000, in and for the Town of Riverhead, Suffolk County, New York, there are hereby authorized to be issued \$365,000 serial bonds of said Town pursuant to the provisions of the Local Finance Law,

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apportioned among such specific objects or purposes in accordance with the maximum estimated cost of each as set forth herein.

Section 2. The aggregate maximum estimated cost of the aforesaid specific objects or purposes is \$365,000, and the plan for the financing thereof is by the issuance of the serial bonds authorized by Section 1 hereof.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid satisfaction of existing mortgage liens, demolition of existing buildings, and restoration of such real property is five years, pursuant to subdivisions 21(a), 12-a and 35 of paragraph a of Section 11.00 of the Local Finance Law, and that the maximum maturity of the serial bonds herein authorized for said purpose will not exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Town of Riverhead, Suffolk County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall

-3-

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

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

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

Section 8. All other matters, except as provided herein relating to such bonds, including prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the

-4-

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

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

TOWN OF RIVERHEAD

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
 - 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,
- and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. This resolution, which takes effect immediately, shall be published in full in _____, the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

THE VOTE

Gilliam	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Creighton	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Stark	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Prusinowski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Janoski	<input type="checkbox"/> Yes	<input type="checkbox"/> No

absent

THE RESOLUTION WAS WAS NOT
ADOPTED