5/17/94

TOWN OF RIVERHEAD

Resolution # 349

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO AMEND THE COVENANTS AND RESTRICTIONS OF THE SUBDIVISION ENTITLED "SILVER LININGS"

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

WHEREAS, in 1989, the Town of Riverhead undertook a twenty two (22) lot affordable housing project known as "Silver Linings"; and

WHEREAS, in order to encourage continued owner occupancy, each purchaser was required to execute and file Equity Sharing Covenants and Restrictions which restrict resale of the premises for a period of fifteen (15) years from the date of purchase; and

WHEREAS, the Town of Riverhead has subsequently sponsored affordable housing projects known as "Osborne Meadows" and "Bear Estates", which contain encumbrances for a period of ten (10) years from the date of purchase; and

WHEREAS, the Town Board of the Town of Riverhead has received requests to amend the Equity Sharing Covenants and Restrictions at the "Silver Linings" subdivision to restrict resale of any lot for a period of ten (10) years from the date of purchase.

NOW THEREFORE BE IT RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached public notice to amend the Covenants and Restrictions of the subdivision entitled "Silver Linings", 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 the proposed amendment to be posted on the sign board of the Town in the Office of the Town Clerk; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Andrea Lohneiss of Community Development.

TOWN OF RIVERHEAD
PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 7th day of June, 1994, at 7:05 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons to consider the amendment of the Equity Sharing Covenants and Restrictions of the subdivision entitled "Silver Linings" to reduce the period of the restriction of the resale of the premises to ten (10) years from the date of purchase.

Dated: Riverhead, New York
May 17, 1994

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

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 DULY DECLARED ADOPTED

5/17/94

TOWN OF RIVERHEAD

Resolution # 350

ADOPTS THE RENAMING OF CLIFF ROAD, WADING RIVER TO "CLIFF ROAD WEST", WADING RIVER

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

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider the renaming of Cliff Road in Wading River, (Suffolk County Tax Map Section 32) to "Cliff Road West" in Wading River; and

WHEREAS, a public hearing was held on the 3rd day of May, 1994, at 7:15 o'clock p.m., at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

NOW, THEREFORE, BE IT RESOLVED, that the renaming of Cliff Road in Wading River (Suffolk County Tax Map Section 32) to "Cliff Road West" be and is hereby adopted as specified in the attached notice of adoption; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached notice of adoption once in the **Suffolk County Life** and to post same on the signboard at Town Hall; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the United States Post Office, Wading River Annex, Wading River Manorville Road, Wading River, New York, 11792; Wading River Fire Department, North Country Road, Wading River, New York, 11792; the Highway Department; the Tax Receiver's Office, and the Planning Department.

TOWN OF RIVERHEAD
NOTICE OF ADOPTION

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted the renaming of Cliff Road in Wading River (Suffolk County Tax Map Section 32) to "Cliff Road West" in Wading River at its regular meeting held on May 17, 1994.

Dated: Riverhead, New York
May 17, 1994

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

THE VOTE

Gillian ✓ Yes ___ No Creighton ✓ Yes ___ No
Stark ✓ Yes ___ No Prusinowski ✓ Yes ___ No
Janoski ___ ~~Yes~~ ___ ~~No~~ absent
THE RESOLUTION WAS X WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

5/17/94

TOWN OF RIVERHEAD

Resolution # 351

ADOPTS THE AMENDMENT TO CHAPTER 58-4 D. DOGS. OF THE RIVERHEAD TOWN CODE

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

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider the adoption to Chapter 58 D. Dogs, of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 3rd day of May, 1994, at 7:20 o'clock p.m., at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

NOW, THEREFORE, BE IT RESOLVED, that the amendment to Chapter 58-4 D. Dogs. of the Riverhead Town Code be and is hereby adopted as specified in the attached notice of adoption; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached notice of adoption once in the **Suffolk County Life** and to post same on the signboard at Town Hall; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Riverhead Dog Warden.

TOWN OF RIVERHEAD
NOTICE OF ADOPTION

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted the following amendment to the **Riverhead Town Code** at its regular meeting held on May 17, 1994:

Sec./ 58-4 D. Redemption of impounded dogs.

D. A fee ~~of ten dollars ($10.)~~ shall be paid to the Town Clerk for the adoption of an impounded dog. No redemption fee shall be charged in addition to such adoption fee. Said fees shall be established annually by resolution of the Town Board.

Dated: Riverhead, New York
May 17, 1994

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

*overstrike represents deletion(s)
**underscore represents addition(s)

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 DULY DECLARED ADOPTED

5/17/94

TOWN OF RIVERHEAD

Resolution # 352

AUTHORIZES THE RETENTION OF ALLEN M. SMITH ESQ. REGARDING THE CLAIM OF BEVERLY ODELL AND MARJORIE ODELL

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

BE IT RESOLVED, that Allen M. Smith, Esq. is hereby retained to represent the Town of Riverhead concerning the claim of Beverly Odell and Marjorie Odell; and

RESOLVED, the hourly rate shall be filed with the Office of the Town Clerk; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Allen M. Smith, Esq., 737 Roanoke Avenue, Riverhead, New York, 11901 and the Accounting Department.

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 DULY DECLARED ADOPTED

5/17/94

TOWN OF RIVERHEAD

Resolution # 353
Adopted May 17, 1994

DECLARES LEAD AGENCY & DETERMINES SIGNIFICANCE OF ACTION
RIVERHEAD MOTOR WORKS - SPECIAL PERMIT

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

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition for a motor vehicle repair facility on a 6.6 acre parcel zoned Industrial "A" and Industrial "B" and known specifically as SCTM 0600-125-2-3.4 from Louis Waski and William Rambo for Riverhead Motor Works, and

WHEREAS, an Environmental Assessment Form was submitted as part of the petition, and

WHEREAS, the Riverhead Planning Department has reviewed the Environmental Assessment Form and supporting documentation and recommends the petition be considered an Unlisted Action for which coordinated review is optional and in this case unnecessary, and

WHEREAS, the Planning Department, by preparation and evaluation of its SEQR staff report, has further recommended that the action will not have a significant effect upon the environment, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board declare itself to be the Lead Agency in the Special Permit application of Riverhead Motor Works, and

BE IT FURTHER

RESOLVED, that the application be considered to be an Unlisted Action which will not have a significant effect upon the environment and that a Draft Environmental Impact Statement need not be prepared, and

BE IT FURTHER

RESOLVED, that the Riverhead Planning Department be directed to publish and post those notices as required by 6 NYCRR Part 617, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Planning Department and the applicant or their agent and that the petition be forwarded to the Town of Riverhead Planning Board for its report and recommendations.

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 DULY DECLARED ADOPTED

5/17/94

TOWN OF RIVERHEAD

Resolution # 354
Adopted May 17, 1994

APPOINTS RECREATION ATTENDANT FOR THE RIVERHEAD RECREATION DEPARTMENT

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

RESOLVED, That John J. Galvin is hereby appointed to serve as a Recreation Attendant effective May 18, 1994 to be paid biweekly at the rate of $5.50 per hour and to serve at the pleasure 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 __
THEREUPON DULY DECLARED ADOPTED

5/17/94

TOWN OF RIVERHEAD

Resolution # 355
Adopted May 17, 1994

APPOINTS FILL-IN SCOREKEEPERS FOR THE RIVERHEAD RECREATION DEPARTMENT

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

RESOLVED, That Richard Quick and Andy Smith are hereby appointed to serve as Fill-in Scorekeepers effective May 18, 1994 to and including September 5, 1994, to be paid biweekly at the rate of $10.00 per game and to serve at the pleasure 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 X WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

5/17/94

TOWN OF RIVERHEAD

Resolution # 356
Adopted May 17, 1994

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING FOR THE SPECIAL PERMIT PETITION OF FRANK BEAULIEU

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

WHEREAS, the Riverhead Town Board is in receipt of a petition for special permit from Frank Beaulieu to develop a bus terminal/park and ride on real property located on Edwards Avenue, Calverton, such property more particularly described as Suffolk County Tax Map Parcel No. 0600-117-1-8.3, and

WHEREAS, the Town Board has determined that the action associated with the petition will not have a significant impact upon the environment and that an environmental impact statement need not be prepared, and

WHEREAS, the Town Board has referred the petition to the Riverhead Planning Board for its report and recommendation, and

WHEREAS, the Town Code of the Town of Riverhead requires the holding of a public hearing on this petition, now

THEREFORE, BE IT

RESOLVED, that the Town Board hereby authorizes the Town Clerk to publish and post the following public hearing notice in the official newspaper of the Town of Riverhead:

PUBLIC HEARING

PLEASE TAKE NOTICE that a Public Hearing will be held on the 7th day of June, 1994 at 7:10 p.m. o'clock at the Riverhead Town Hall to hear all interested persons to consider the Special Permit petition of Frank Beaulieu for the development of a bus terminal/park and ride on real property within the Industrial A Zoning Use District; such real property located on Edwards Avenue, Calverton and more particularly described as Suffolk County Tax Map Parcel No. 0600-117-1-8.3.

DATED: May 18, 1994

By Order of the Town Board of the Town of Riverhead
Barbara Grattan, Town Clerk

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 DULY DECLARED ADOPTED

5/17/94

TOWN OF RIVERHEAD

Resolution # 357
Adopted May 17, 1994
APPROVES SITE PLAN OF CALVERTON COMMONS - BUILDING ADDITIONS

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

WHEREAS, a site plan and elevations were submitted by Martin F. Sendlewski as agent for CBT Ventures 65, Inc., for the construction of two building additions, consisting of 1292 square feet and 1872 square feet, and attendant site improvements, located at the north side of New York State Route 25, Calverton, New York, known and designated as Suffolk County Tax Map Number 0600-97-2-30; and

WHEREAS, the Planning Department has reviewed the site plan dated last April 29, 1994, as prepared by Martin F. Sendlewski, AIA, 43 Southfield Road, Calverton NY 11933, and elevations dated March 8, 1994, as prepared by Martin F. Sendlewski, AIA, 43 Southfield Road, Calverton NY 11933, 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 12311 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 Martin F. Sendlewski as agent for CBT Ventures 65, Inc., for

the construction of two building additions, consisting of 1292 square feet and 1872 square feet, and attendant site improvements, located at the north side of New York State Route 25, Calverton, New York, site plan dated last April 29, 1994, as prepared by Martin F. Sendlewski, AIA, 43 Southfield Road, Calverton NY 11933, and elevations dated March 8, 1994, as prepared by Martin F. Sendlewski, AIA, 43 Southfield Road, Calverton NY 11933, 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 as well as those of Section 108-110.7 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, CBT Ventures 65, Inc. hereby authorizes and consents to the Town of Riverhead to enter premises at the north side 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. 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 Martin F. Sendlewski as agent for CBT Ventures 65, Inc., the Riverhead Planning Department, Riverhead Building Department and the Town Engineer.

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 1994 made by CBT Ventures 65, Inc., residing at 43 East Main Street, Meriden CT 06540-5600, 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. 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;

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

CBT VENTURES 65, INC.

By: _____

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

On this _____ day of _____, 1993, before me personally came _____, to me known, and known to me to be one of the members of the firm of _____, described in and who executed the foregoing instrument, and (s)he acknowledged to me that (s)he executed the same as and for the act and deed of said firm.

_____
NOTARY PUBLIC

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

On the _____ day of _____, 1993, before me personally came _____, who, being sworn by me, did depose and say: that (s)he is the _____ of _____; that (s)he knows the seal of the corporation; that the seal affixed to this instrument is said seal; and that it was affixed by order of the Board of Directors of the Corporation.

_____
NOTARY PUBLIC

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 DULY DECLARED ADOPTED

5/17/94

TOWN OF RIVERHEAD

Resolution # 358

#_____ **STATES POSITION OF RIVERHEAD TOWN BOARD RELATIVE TO THE NEW YORK STATE ASSEMBLY BILL #10710 (2 + 2 TAX PAYMENT LEGISLATION)**

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

WHEREAS, the Town of Riverhead obtained notice of Assembly Bill #10710, also known as 2 + 2 Tax Payment Legislation; and

WHEREAS, the Town Board directed staff of the Town of Riverhead to analyze Assembly Bill #10710; and

WHEREAS, Diane Koroleski, Leroy Barnes, Laverne Tennenberg and John Hansen have conducted an analysis of Assembly Bill #10710 and made certain findings thereof (copy of that analysis annexed hereto); and

WHEREAS, the findings made by Diane Koroleski, Leroy Barnes, Laverne Tennenberg and John Hansen identified numerous deficiencies in Assembly Bill #10710; and

WHEREAS, the Town Board has carefully considered Assembly Bill #10710.

NOW THEREFORE BE IT RESOLVED, that based upon its review and consideration of Assembly Bill #10710, the Town Board makes the following findings:

1. That separate rolls for September 1, and December 1, will necessitate an increase the Riverhead Assessor's staff at an estimate cost of $40,000.00 and place further demands for office space; and

2. That final roll certification should be addressed with a common due date; and

3. The the legislation could impact the ability of additional re-votes of school budgets, thus resulting in use of austerity budgets; and

4, That the time frame for Towns to extend and produce tax bills under Section 10 of the legislation is destined to fail and will result in increased demands on data processing. Operation costs in the Tax Receiver's and Assessor's offices will be increased; and

5. That various provisions of the legislation are conflicting, ; and

6. That the legislation would have severe fiscal implications upon school districts, the Town of Riverhead and the special districts within the Town of Riverhead; and

7. That the legislation will result in the total revamping of the tax collection method of the Town of Riverhead, causing an increase in staff and computer technology within the Tax Receiver's Office at an estimated increased cost of $65,000.00 to $75,000.00 in the first year alone; and be it further

RESOLVED, that based upon its findings, the Town Board of the Town of Riverhead cannot support New York State Assembly Bill #10710; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to the Riverhead Central School District; Riverhead Tax Receiver; Riverhead Assessor's Office; Hon. Mario Cuomo, Governor; Hon. Kenneth LaValle, State Senator; Hon. George Hochbruckner, Congressman; Hon. Patricia Acampora, Assemblywoman; Hon. Oliver G.Koppel, Attorney General; Hon. Thomas Sobol, Commissioner of Education; Hon. Robert Gaffney, County Executive; Hon. Gregory Blass, County Legislator.

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 DULY DECLARED ADOPTED

May 11, 1994

ANALYSIS OF ASSEMBLY BILL #10710
2 + 2 TAX PAYMENT LEGISLATION

1.) Duplicate Assessor processing by producing a roll for September 1, for school district tax purposes and December 1, for town and county tax purposes. This will require an increase of the Riverhead Assessor's staff, such as an assessment assistant at an estimated annual cost of $40,000 and additional demands for office space in an already overcrowded Riverhead Town Hall. (Section 3-a)

2.) Certification of school districts (Section 7).
Town assessment final roll certification is currently required by July 1. This legislation will require a final roll for school districts to be by July 15. This conflict should be addressed with a common due date. (July 1)

3.) Certification and levy of school tax (Section 8)
This legislation would require school districts to "compute, ascertain and adopt the tax rate per $100.00 of assessed valuation" by August 15. This could impact the ability of additional re-votes of school budgets. There would be no ability for the school district to re-vote a school budget after August 14th, and by default, would be forced to utilize an austerity budget.
Additionally, final equalization rates which are used to compute and ascertain tax rate for towns that share a common school district, may not be available by the school's final roll date, July 15. In the past, equalization rates have been finalized as late as January of the following year.

4.) Extension of school tax (Section 10).
a.) Here, this legislation requires the school tax will be extended against the assessment roll by the Town Supervisor on or before September 1. This would mean that the school warrant would have to be approved by the County, then BOCES would have to certify the equalization of school tax apportionment when school districts cross town lines, and then the town would have to extend and produce tax bills between August 15 and September 1. This process is destined to fail this time frame.
b.) This legislation directs that the cost of this extension shall be a County charge. There is no definition as to these costs and no mechanism for payment. The extension of town taxes are defined as a cost to the town. The town is faced with an increased demand on data processing, both in increased hardware and software costs. It also will increase the cost of operations in both the Tax Receiver and Assessors Offices.

5.) Extension of taxes by supervisor (Section 11)

This section is in direct conflict with Section 10 which defines the extension of the school tax to be September 1. In Section 11, the Supervisor will extend taxes the "fifteenth day prior to the taxable lien date." This would mean August 15 for school tax extension and November 15 for town and county tax extension.

a.) With respect to school taxes, the County, BOCES, and the Town would perform their necessary functions all on the same day (August 15). It is believed this would be impossible.

b.) With respect to town and county taxes, this would require all respective budgets be adopted, warrants approved and issued, and tax bills extended all on the same day (November 15). As to the Town budget adoption, the Town has until November 20 (Town Law, Section 109) to adopt the Town Budget. As to the County, their budget is never adopted before December 1st and must be adopted by December 20. Again this time frame can not be met.

6.) Filing certificate with county legislature (Section 12)

Again conflict! The Supervisor is required to extend taxes and file with the County Legislature on or before September 1, with respect to school district taxes and December 1, with respect to town, county and special district taxes.

7.) School district tax roll and receiver's warrant (Section 13)

Again conflict! The county legislature without a vote will issue a warrant on or before September 1. All taxes collected as of October 10 would be paid to the school districts by the Tax Receiver as collected.

a.) If the Town did not adopt a two school tax payment, the schools would not see any unpaid taxes between October 10 and July 10 of the following year.

b.) If a two school tax payment plan was adopted, any unpaid taxes would not be realized by the school districts between March 10 and July 10.

c.) Most school districts comprise more than one town and some towns could adopt a two payment plan and some could allow one school payment. This could cause total chaos. This local determination should not be legislated.

The County will realize a windfall and a school district could have severe fiscal implications in three ways. First, large taxpayers could withhold payment until after March 10 (October 10). Second, any non payments of taxes would be paid to the school district by the County after the close of their fiscal year on June 30. Third, indebtedness caused by nonpayment would have to take into account the uncertainty of receiving the previous year's taxes by July 10. There is no incentive for the County to pay on time and one just has to look at the County's past track record of timely payments. Currently, school districts tax revenue is satisfied in early June with a reduced payment to the County for taxes collected.

8.) Town, county, state and special district tax roll (Section 13)

A major change in the payment process of taxes collected to include the payment of taxes to the County. This will result in a County payment of non collected taxes back to the other taxing jurisdictions on July 10. This will cause the collection period to be extended and will have a fiscal impact on the town and special districts, such as fire districts, parking districts, lighting districts and business improvement districts. Debt caused by this process will also put into question when the County will make the town and special districts whole.

This legislation also indicates that the distribution of tax money's by the tax receiver will equal the amount received for each purpose. Again, a large taxpayer withholding payment after a due date of now June 10 (current date is May 31) could cause fiscal problems to the town, special districts and especially a small special district (fire district) that can least afford a disruption in tax payment revenue and a reduction in interest income. This will force higher tax rates to compensate for lost revenues and borrowing costs.

9.) Tax and fiscal year synchronization (Section 13-d)

The legislation artificially will lower school taxes in the first year of implementation and then mandates repayment by the school district over the next ten years. The County will borrow one half of the previous year's school tax. The principal amount due by the debt incurred would be a mandated cost in school budgets. Interest payments would be a county charge. This would be one of the school's costs of implementation.

10.) This legislation will cause a total revamping of the tax collection method of the Town with major revamping of Computer technology and major increase in cost of operation of the Tax Receiver's office. The Riverhead Tax Receiver has always utilized seasonal temporary personnel during the December - January crunch and again during May - June. This new process will cause these temporary personnel to become full time staff personnel at an estimated increased cost to the Town of Riverhead of approximately $65,000 to $75,000 in the first year.

The interest earned in tax deposits will not be sufficient to offset these incurred costs. This interest income will be directly effected by the promptness of the County fulfilling its obligation in this legislation. This legislation will also increase the cost of operation for escrow agents who will have no choice but to pass it along to the taxpayer in the form of high escrow payments.

The taxable lien date of December 1 has been the reason the Tax Receiver's term of office commenced on December 1 not January 1 like all the other town and county elected officials. With the School taxable lien date set at September 1, how will this effect the Tax Receiver's term of office?

In summary, this legislation has several conflicts that need to be worked out before adoption. It will also cause a higher overall tax burden without addressing the fiscal cash flow problems of the school districts.

It will only have a fiscal windfall to the county and cause additional fiscal woes of the town, schools and special districts. It is our belief that this complex legislation has many faults and is in direct violation of many existing laws. A review of this legislation should be conducted by a task force comprised of the people who will have to implement this policy.

By utilizing the talents of people who work with the system every day, the proposed legislation could be drafted to insure that the real issues would be addressed and not merely be a vehicle to shift the tax burden from the County to the Town, school districts and the other special districts. The outcome would have to be better than this proposal.

5/17/94

TOWN OF RIVERHEAD

Resolution # 359

AWARDS BID FOR THE SWEEPING SERVICE TO THE PARKING LOTS IN THE TOWN OF RIVERHEAD PUBLIC PARKING DISTRICT

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

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for the service of sweeping the parking lots in the Town of Riverhead Public Parking District; and

WHEREAS, bids were received, opened and read aloud on the 3rd day of May, 1994, at 11:00 a.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place given in the notice to bidders.

NOW, THEREFORE, BE IT RESOLVED, that the bid for service of sweeping the parking lots in the Town of Riverhead Public Parking District be and is hereby awarded to Jimmy's Jet Towing, 160 Kroemer Avenue, Riverhead, New York, in the amount of Fifty ($50.00) Dollars per hour for sweeping service and Twenty Five ($25.00) Dollars per hour for basic clean up service; and be it further

RESOLVED, that sweeping services are to be performed once a month unless otherwise directed by the Town Engineer; and be it further

RESOLVED, that the Town Board hereby directs the Town Clerk to return any and all bid bonds received in connection with the above; and be it further

RESOLVED, Ken Testa, Riverhead Town Engineer is hereby authorized to supervise Jet Towing concerning the performance of services as described in Resolution #289 (copy annexed hereto); and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Jimmy's Jet Towing, 160 Kroemer Avenue, Riverhead, New York; Ken Testa, Town Engineer and the accounting Department.

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 DULY DECLARED ADOPTED

5/17/94

TOWN OF RIVERHEAD

Resolution # 360

APPROVES APPLICATION OF RIVERHEAD CHAMBER OF COMMERCE FOR AN ANTIQUE SHOW

COUNCILWOMAN GILLIAM offered the following resolution, which was seconded by

COUNCILMAN CREIGHTON :

WHEREAS, Riverhead Chamber of Commerce submitted an application for the purpose of conducting an antique show to be held in the downtown Riverhead parking area (behind Riverhead Grill to Peconic Avenue), Riverhead, New York, on July 3, 1994 between the hours of 7:00 a.m. and 6:00 p.m.; and

WHEREAS, certificates of insurance have 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 approval of the application of Riverhead Chamber of Commerce for the purpose of conducting an antique show to be held in the downtown Riverhead parking area (behind Riverhead Grill to Peconic Avenue), Riverhead, New York, on July 3, 1994 between the hours of 7:00 a.m. and 6:00 p.m. be and is hereby approved; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to the Riverhead Chamber of Commerce, P.O. Box 291, 542 East Main Street, Riverhead, New York, 11935 and the Riverhead Police Department.

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 DULY DECLARED ADOPTED

'17/94

TOWN OF RIVERHEAD

Resolution # 361
Adopted May 17, 1994

AMENDS SITE PLAN OF TANGER FACTORY OUTLET CENTER (AMENDMENT 2)

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

WHEREAS, by Resolution # 501, dated July 20, 1993, the Riverhead own Board did approve the site plan of Steven B. Tanger as agent for anley K. Tanger & Co., for the construction of a 302,911 factory utlet center, and related site improvements located at the south side f Old Country Road (C.R. 58) and the north side of New York State Route 5, east of New York State Route 495, Riverhead, New York, known and esignated as Suffolk County Tax Map Number 0600-118-3-4, and

WHEREAS, Steven B. Tanger as agent for Stanley K. Tanger & Co., has equested that a modification of said site plan approval in regard to he redesign of the Route 58 and Route 25 points of access as well as he internal transportation routes, the shifting of Building #6 to ccommodate the redesigned road system, elevation changes to Building 6, and the necessary amendments to the planting plan and schedule, as er a site plan dated last April 21, 1994, as prepared by Joseph A. ngegno, L.S., P.O. Box 1931, Riverhead NY 11901; planting plan and chedule dated April 19,,1994, as prepared by Land Design Associates, nc., 91 Green Street, Huntington NY 11743; and elevation drawings ated April 18, 1994, as prepared by Ellermann & Schick, Architects, 727 ast Maryland Avenue, Phoenix, AZ 85014, be approved by the Riverhead own Board; and

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

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

WHEREAS, the site plan amendment fee, as required by Section 108-31 B(3) of the Code of the Town of Riverhead has been received and eposited as per Receipt Number 13015 of the Office of the Supervisor of he Town of Riverhead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead does amend he site plan approval of Steven B. Tanger as agent for Stanley K. anger & Co., to provide for the following:

the redesign of the Route 58 and Route 25 points of access as well the internal transportation routes, the shifting of Building #6 to commodate the redesigned road system, elevation changes to Building , and the necessary amendments to the planting plan and schedule, as r a site plan dated last April 21, 1994, as prepared by Joseph A. gegno, L.S., P.O. Box 1931, Riverhead NY 11901; planting plan and nedule dated April 19,,1994, as prepared by Land Design Associates, c., 91 Green Street, Huntington NY 11743; and elevation drawings ted April 18, 1994, as prepared by Ellermann & Schick, Architects, 727 st Maryland Avenue, Phoenix, AZ 85014, and

BE IT FURTHER

RESOLVED, that prior to the issuance of a temporary certificate of cupancy for any portion of the on-site development, the amount of rking required for that commercial square footage shall be improved l striped in accordance with the requirements of the Riverhead Town le; and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to ward a certified copy of this resolution to Steven B. Tanger as agent Stanley K. Tanger & Co.; Ellerman & Schick, Architects; Joseph A. egno, L.S.; Richard Searles, R.A.; the Riverhead Planning Department, lding 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 DULY DECLARED ADOPTED

5/17/94

TOWN OF RIVERHEAD

Resolution # 362

#_____ **AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE TO BIDDERS FOR A SNACK VENDOR FOR THE RIVERHEAD RECREATION DEPARTMENT**

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached notice to bidders for a Snack Vendor for Reeves Beach and Iron Pier Beach.

Dated: Riverhead, New York
May 17, 1994

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 DULY DECLARED ADOPTED

TOWN OF RIVERHEAD
NOTICE TO BIDDERS

Separate sealed proposals will be received by the Town Clerk until 11:00 a.m. prevailing time on May 31, 1994, at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, at which time they will publicly be opened and read for:

Snack Vendor for the Riverhead Recreation Department

A Proposal Form may be obtained and examined at the office of the Town Clerk at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, tel. (516) 727-3200.

Security for each bid must be submitted with each bid in the amount not less than five percent (5%) of the Base Bid.

The Town Board reserves the right to reject any and all bids and solicit for new bids and/or to waive any informalities in the Proposals and to accept or reject any and all Alternatives or Unit Prices if, in its opinion, the best interests of the Town will thereby be promoted.

No bid shall be withdrawn pending the decision of the Town Board which shall be made within forty-five (45) days after the date of the bid opening.

Dated: Riverhead, New York
May 17, 1994

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

5/17/94

TOWN OF RIVERHEAD

Resolution # 363

APPROVES APPLICATION OF POLISH CIVIC ASSOCIATION FOR THE POLISH TOWN FAIR

COUNCILMAN CREIGHTON offered the following resolution, which was seconded by

COUNCILWOMAN GILLIAM :

WHEREAS, Polish Civic Association submitted an application for the purpose of conducting a Polish Town fair to be held at Pulaski Street, Osborne Avenue and Lincoln Street, Riverhead, New York, on August 20th and 21st, 1994 between the hours of 9:00 a.m. and 6:00 p.m.; and

WHEREAS, certificates of insurance have 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 approval of the application of Polish Civic Association for the purpose of conducting a Polish Town fair to be held at Pulaski Street, Osborne Avenue and Lincoln Street, Riverhead, New York, on August 20th and 21st, 1994 between the hours of 9:00 a.m. and 6:00 p.m. be and is hereby approved; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to the Polish Civic Association, Box 972, Riverhead, New York, 11935 and the Riverhead Police Department.

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 DULY DECLARED ADOPTED

5/17/94

TOWN OF RIVERHEAD

Resolution # 364
Adopted May 17, 1994

DECLARES LEAD AGENCY & DETERMINES SIGNIFICANCE OF ACTION
EDWARD BROIDY - SPECIAL PERMIT & SITE PLAN

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

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition pursuant to Section 108-45 B(14) of the Town Code for construction of a sports/recreation complex on a single and separate parcel zoned Industrial "A" and known specifically as SCTM No. 0600-117-1-8.6 from Edward Broidy, and

WHEREAS, a Site Plan and Full Environmental Assessment Form were submitted as part of the petition, and

WHEREAS, the Riverhead Planning Department has reviewed the Environmental Assessment Form and supporting documentation and recommends the petition be considered a Type I Action for which coordinated review is mandatory, and

WHEREAS, that review was undertaken with other agencies involved in the action eliciting no interest in the Lead Agency role or substantive comment, and

WHEREAS, the Riverhead Planning Department, by preparation and evaluation of its SEQR staff report, has further recommended that the action will not have a significant impact on the environment, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board declare itself to be the Lead Agency in the Special Permit application of Edward Broidy, and

BE IT FURTHER

RESOLVED, that the application be considered to be an Type I Action which will not have a significant effect upon the environment and that a Draft Environmental Impact Statement need not be prepared, and

BE IT FURTHER

RESOLVED, that this classification and determination be considered effective for any related Site Plan approval, and

BE IT FURTHER

RESOLVED, that the Riverhead Planning Department be directed to publish and post those notices as required by 6 NYCRR Part 617.10, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Planning Department and the applicant or their agent and that the petition be forwarded to the Town of Riverhead Planning Board for its report and recommendations.

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 DULY DECLARED ADOPTED

5/17/94

TOWN OF RIVERHEAD

Resolution # 365

APPROVES APPLICATION OF GARSTEN MOTORS, INC. FOR A TENT SALE

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

WHEREAS, Garsten Moptors, Inc. submitted an application for the purpose of conducting a tent sale for new and used cars to be held at the dealership located at 1375 Old Country Road (Rte. 58), Riverhead, New York, on May 16, 1994 through July 4, 1994. The hours of operation will be as follows:

Mondays through Thursdays	9:00 a.m. to 8:00 p.m.
Fridays and Saturdays	9:00 a.m. to 6:00 p.m.

WHEREAS, certificates of insurance have 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 approval of the application of Garsten Motors, Inc. for the purpose of conducting a tent sale for new and used cars at the dealership located at 1375 Old Country Road (Rte. 58), Riverhead, New York on May 16, 1994 through July 4, 1994 between the hours above referenced, be and is hereby approved; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Garsten Motors, Inc., 1375 Old Country Road, Riverhead, New York, 11901 and the Riverhead Police Department.

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 DULY DECLARED ADOPTED

**PLEASE NOTE: MISNUMBERED - NO. 535
INADVERTENTLY OMITTED**

5/17/94

TOWN OF RIVERHEAD

Resolution # 366
Adopted May 17, 1994

APPOINTS RECREATION AIDE FOR THE RIVERHEAD RECREATION DEPARTMENT

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

RESOLVED, That Kelly Wysoczanski is hereby appointed to serve as a Recreation Aide effective June 1, 1994 to and including August 31, 1994, to be paid biweekly at the rate of $6.50 per hour and to serve at the pleasure 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 X WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

5/17/94

TOWN OF RIVERHEAD

Resolution # 367

APPROVES APPLICATION OF ASSOCIATION OF MARINE INDUSTRIES FOR AN IN-WATER BOAT SHOW AND EXHIBITION

COUNCILMAN CREIGHTON offered the following resolution, which was seconded by

COUNCILWOMAN GILLIAM :

WHEREAS, Association of Marine Industries submitted an application for the purpose of conducting an in-water boat show and exhibition to be held in the downtown Riverhead parking area (southwest of Sweezey's and Shane's) and the Peconic River area west of Peconic River Lady, Riverhead, New York, on June 4th, 5th, 11th and 12th, 1994 between the hours of 10:00 a.m. and 6:00 p.m.; and

WHEREAS, certificates of insurance have 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 approval of the application of Association of Marine Industries for the purpose of conducting an in-water boat show and exhibition to be held in the downtown Riverhead parking area (southwest of Sweezey's and Shane's) and the Peconic River area west of the Peconic River Lady, Riverhead, New York, on June 4th, 5th, 11th and 12th, 1994 between the hours of 10:00 a.m. and 6:00 p.m. be and is hereby approved; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to the Association of Marine Industries, P.O. Box 1279, Cutchogue, New York, 11935 and the Riverhead Police 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

5/17/94

TOWN OF RIVERHEAD

Resolution # 368

#____ **AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE TO FOR THE POSITION OF PART-TIME POLICE OFFICER IN THE RIVERHEAD POLICE DEPARTMENT**

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached public notice for the position of part-time Police Officer in the Riverhead Police Department.

Dated: Riverhead, New York
May 17, 1994

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 DULY DECLARED ADOPTED

TOWN OF RIVERHEAD
PUBLIC NOTICE

PLEASE TAKE NOTICE, the Town of Riverhead is seeking candidates to attend the Suffolk County Police Academy for the purpose of serving as Part-time Police Officers with the Town of Riverhead Police Department. Candidates for the position must:

1. Have reached age twenty (20) by October 1, 1994;

2. Not have reached age 29 at the time of original appointment;

3. Be a resident of the Town of Riverhead at the time of application;

4. Be a high school graduate or possess a high school equivalency diploma, recognized by the New York State Department of Education;

5. Successfully pass a qualifying psychological evaluation authorized by the Suffolk County Department of Civil Service;

6. Successfully pass a qualifying medical evaluation authorized by the Suffolk County Department of Civil Service;

7. Successfully pass a qualifying physical fitness evaluation administered by the Suffolk County Department of Civil Service;

8. Be a United States citizen;

9. Possess a valid New York State operator's or chauffeur's license at the time of original appointment and throughout their employment;

10. Successfully pass a candidate investigation conducted by the Riverhead Police Department;

11. Attend the Suffolk County Police Academy for a total of 445 hours of instruction. Classes are expected to commence the first week of October, 1994, normally held between the hours of 6:00 p.m. and 10:00 p.m., on Tuesday, Wednesday, Thursday, and all day Saturday, each week.

If the candidate fulfills the basic requirements and successfully completes the courses at the Suffolk County Police Academy, that graduate will be awarded a certificate by the Bureau for Municipal Police, which certifies that person as a Police Officer in the State of New York.

Following graduation, the candidate is required to have on-the-job training with the Town of Riverhead for a period of 40 hours.

Any individual requesting further information on this program is directed to call the Riverhead Police Department at 727-4500, ext. 315 or 316.

BY ORDER OF THE RIVERHEAD TOWN BOARD,

Barbara Grattan, Town Clerk

Dated: _____, 1994
Riverhead, NY

TOWN OF RIVERHEAD

Resolution # 369

'93 PARK EQUIPMENT &IMPROVEMENT CAP. PROJECT
BUDGET ADJUSTMENT

INCILMAN PHUSINOWSKI OFFERED THE FOLLOWING RESOLUTION WHICH
S SECONDED BY COUNCILMAN STARK.

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

		FROM:
.071100.543900.70034	EQUIP. INSTALL CONSULTANT	$ 2000.00
		TO:
071100.523019.70034	FLAG POLE IMPROVEMENT	$ 2000.00

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 DULY DECLARED ADOPTED

5/17/94

TOWN OF RIVERHEAD

RESOLUTION # 370

ACCEPTS RESIGNATION OF ALICE KAPPENBERG AND APPOINTS EDWARD JOHANNEMANN TO LANDMARKS PRESERVATION COMMISSION

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

WHEREAS, Alice Kappenberg has tendered her resignation with the Landmarks Preservation Commission; and

WHEREAS, the Commission has requested that Edward Johannemann be appointed to to fulfill the unexpired term of Alice Kappenberg.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby accepts the resignation of Alice Kappenberg and appoints Edward Johannemann to fill the unexpired term of Alice Kappenberg on the Landmarks Preservation Commission; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Edward Johannemann and the Landmarks Preservation Commission.

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 DULY DECLARED ADOPTED

5/17/94

TOWN OF RIVERHEAD

RESOLUTION # 371

REAPPOINTS PETER LUCAS TO LANDMARKS PRESERVATION COMMISSION

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

WHEREAS, by letter dated May 16, 1994, the Landmarks Preservation Commission requested the reappointment of Peter Lucas to the Commission.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby reappoints Peter Lucas to the Landmarks Preservasion Commission for a period of one year; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Peter Lucas and the Landmarks Preservation Commission.

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 DULY DECLARED ADOPTED

Resolution of the Riverhead Town Board

No. 372

WHEREAS, it is both proper and fitting that the Town of Riverhead recognize and honor the outstanding achievements of its residents; and

WHEREAS, Henry C. Pfeifer, Jr. has devoted much of his time and energy towards better services for his community which would benefit all of the members of the community, such as the upgrading of the Wading River Community Park, forming the Riverhead Town Senior Citizens Advisory Board, having the Town of Riverhead declare each and every May as Senior Citizen Month as well as scheduling events and programs for that purpose and is a strong advocate for the concerns of our senior citizens and urges other seniors to become involved in their community; and

WHEREAS, Henry C. Pfeifer, Jr. has served his Country through the Armed Services, where he attained the rank of Colonel; and

WHEREAS, Henry C. Pfeifer, Jr. has most recently been named Senior Citizen of the Year by New York State.

NOW, THEREFORE, the Town Board of the Town of Riverhead acknowledges the accomplishments of Henry C. Pfeifer, Jr., and expresses its heartfelt appreciation for the dedicated services he has performed for his community and, in particular, his fellow senior citizens of his hometown.

IN WITNESS WHEREOF, the Great Seal of the Town of Riverhead is affixed this Seventeenth day of May, in the year of Our Lord, Nineteen Hundred and Ninety-Four.

JOSEPH F. JANOSKI, Supervisor

THIS RESOLUTION WAS ADOPTED BY ACCLAMATION.

JAMES R. STARK, Councilman
Deputy Supervisor

VICTOR PRUSINOWSKI, Councilman

FRANK CREIGHTON, Councilman

HARRIET A. GILLIAM, Councilwoman

Resolution No. 373

of the

Riverhead Town Board

WHEREAS, the Town Board recognizes that the residents of the Town of Riverhead are an invaluable resource; and

WHEREAS, the Town Board acknowledges the contributions which residents of the Town make to enhance the quality of life and to advance efforts towards a strong and sound community; and

WHEREAS, Joseph Sykora was an individual who gave unselfishly of his time and energy towards enhancing the quality of life for mobile home owners in the Town of Riverhead, as well as throughout Suffolk County and New York State; and

WHEREAS, Joseph Sykora gave committed and dedicated service as former president of the Mobile Home Owners of Eastern Suffolk, Inc.; and

WHEREAS, Joseph Sykora was also a founder and president of the New York State Mobile Home Owners and Land Leasors; and

WHEREAS, in these capacities, Joseph Sykora advocated on behalf of mobile home owners before the Suffolk County Legislature and the New York State Legislature, in order to protect the rights of mobile home owners; and

WHEREAS, Joseph Sykora passed away on May 9, 1994 and the Town Board recognizes that his death is a loss to the Town, County and State.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board, by this resolution, honors the legacy of Joseph Sykora, which exemplifies a true sense of public responsibility and committment as an advocate on behalf of mobile home owners; and

BE IT FURTHER RESOLVED, that this resolution shall be presented to Florence Sykora, Joseph's widow, as an expression of the Town's appreciation of Joseph Sykora's Service to the community.

Joseph F. Janoski, Supervisor

James R. Stark, Deputy Supervisor

Victor J. Prusinowski, Councilman

Frank Creighton, Councilman

Harriet A. Gilliam, Councilwoman

THIS RESOLUTION WAS DULY DECLARED ADOPTED BY ACCLAMATION.

Gilliam introduced Resolution, Creighton Seconded Resolution.

RESOLUTION # 374

ABSTRACT #16-94 April 28, 1994 (TBM 5-3-94)
COUNCILPERSON STARK offered the following resolution, which was seconded by COUNCILPERSON CREIGHTON RESOLVED, that the SUPERVISOR be and is hereby authorized to pay the following:

ACCOUNTS		TOTALS
GENERAL TOWN	001	$634,013.66
PARKING METER	002	$471.80
AMBULANCE FUND	003	$0.00
POLICE ATHLETIC LEAGUE	004	$0.00
TEEN CENTER	005	$864.35
RECREATION PROGRAM	006	$4,201.54
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	$50,083.40
WATER	112	$30,393.00
REPAIR & MAINTENANCE	113	$0.00
SEWER	114	$35,802.56
REFUSE & GARBAGE COLLECTION	115	$104,573.74
STREET LIGHTING	116	$3,987.27
PUBLIC PARKING	117	$4,029.10
BUSINESS IMPROVEMENTS DISTRICT	118	$4,585.60
T.O.R. URBAN DEV CORP TRUST A/	119	$0.00
WORKER'S COMPENSATION FUND	173	$0.00
HOSPITALIZATION SELF INSURANCE	174	$24,862.47
RISK RETENTION FUND	175	$4,189.25
UNEMPLOYMENT INSURANCE FUND	176	$0.00
MAIN STREET REHAB PROGRAM	177	$0.00
REVOLVING LOAN PROGRAM	178	$2,364.34
RESIDENTIAL REHAB	179	$0.00
DISCRETIONARY/SMALL CITIES	180	$0.00
CDBG CONSORTIUM ACCOUNT	181	$547.13
URBAN DEVEL CORP WORKING	182	$0.00
RESTORE	184	$0.00
PUBLIC PARKING DEBT	381	$0.00
SEWER DISTRICT DEBT	382	$5,475.00
WATER DEBT	383	$70,838.75
GENERAL FUND DEBT SERVICE	384	$155,858.75
SCAVANGER WASTE DISTRICT DEBT	385	$0.00
TOWN HALL CAPITAL PROJECTS	406	$1,322.50
EIGHT HUNDRED SERIES	408	$0.00
WATER IMPROVEMENT CAP. PROJECT	409	$0.00
CHIPS	451	$0.00
YOUTH SERVICES	452	$1,362.87
SENIORS HELPING SENIORS	453	$1,622.13
EISEP	454	$1,599.21
SCAVANGER WASTE CAP PROJECT	470	$0.00
MUNICIPAL FUEL FUND	625	$0.00
MUNICIPAL GARAGE	626	$4,177.04
TRUST & AGENCY	735	$325,001.64
SPECIAL TRUST	736	$0.00
JOINT SCAVENGER WASTE	918	$33,636.55
PAYROLL CLEARING ACCOUNT	998	$0.00
CENTRAL CLEARING ACCOUNT	999	$0.00
GRAND TOTAL		$1,505,863.65

THE VOTE

Gillam ✓ Yes ___ No Creighton ✓ Yes ___ No
Stark ✓ Yes ___ No Prusinowski ✓ Yes ___ No
Janoski ___ ~~Yes~~ ___ ~~No~~ Absent

THE RESOLUTION WAS X WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

RESOLUTION # 374

ABSTRACT #16-94 MAY 5, 1994(TBM 5-17-94)
COUNCILPERSON STARK offered the following resolution, which was seconded by COUNCILPERSON CREIGHTON RESOLVED, that the SUPERVISOR be and is hereby authorized to pay the following:

ACCOUNTS		TOTALS
GENERAL TOWN	001	$23,947.67
PARKING METER	002	$0.00
AMBULANCE FUND	003	$0.00
POLICE ATHLETIC LEAGUE	004	$0.00
TEEN CENTER	005	$600.00
RECREATION PROGRAM	006	$549.00
SENIOR NUTRITION SITE COUNCIL	007	$0.00
D.A.R.E. PROGRAM FUND	008	$0.00
CHILD CARE BUILDING FUND	009	$31.59
HIGHWAY	111	$8,937.84
WATER	112	$21,185.45
REPAIR & MAINTENANCE	113	$0.00
SEWER	114	$920.12
REFUSE & GARBAGE COLLECTION	115	$32,031.27
STREET LIGHTING	116	$190.44
PUBLIC PARKING	117	$613.48
BUSINESS IMPROVEMENTS DISTRICT	118	$833.76
T.O.R. URBAN DEV CORP TRUST A/	119	$0.00
WORKER'S COMPENSATION FUND	173	$188.16
HOSPITALIZATION SELF INSURANCE	174	$29,309.72
RISK RETENTION FUND	175	$93.75
UNEMPLOYMENT INSURANCE FUND	176	$0.00
MAIN STREET REHAB PROGRAM	177	$0.00
REVOLVING LOAN PROGRAM	178	$0.00
RESIDENTIAL REHAB	179	$34.50
DISCRETIONARY/SMALL CITIES	180	$0.00
CDBG CONSORTIUM ACCOUNT	181	$884.95
URBAN DEVEL CORP WORKING	182	$0.00
RESTORE	184	$0.00
PUBLIC PARKING DEBT	381	$539.67
SEWER DISTRICT DEBT	382	$16.15
WATER DEBT	383	$4,313.87
GENERAL FUND DEBT SERVICE	384	$5,223.45
SCAVANGER WASTE DISTRICT DEBT	385	$53.06
TOWN HALL CAPITAL PROJECTS	406	$1,500.00
EIGHT HUNDRED SERIES	408	$0.00
WATER IMPROVEMENT CAP. PROJECT	409	$0.00
CHIPS	451	$0.00
YOUTH SERVICES	452	$63.48
SENIORS HELPING SENIORS	453	$0.00
EISEP	454	$0.00
SCAVANGER WASTE CAP PROJECT	470	$0.00
MUNICIPAL FUEL FUND	625	$8,148.51
MUNICIPAL GARAGE	626	$126.96
TRUST & AGENCY	735	$34,328.82
SPECIAL TRUST	736	$0.00
JOINT SCAVENGER WASTE	918	$1,819.84
PAYROLL CLEARING ACCOUNT	998	$0.00
CENTRAL CLEARING ACCOUNT	999	$0.00
GRAND TOTAL		$176,485.51

RESOLUTION # 374

ABSTRACT #17-94 MAY 13, 1994 (TBM 5-17-94)
COUNCILPERSON _____ offered the following resolution, which was seconded by COUNCILPERSON _____ RESOLVED, that the SUPERVISOR be and is hereby authorized to pay the following:

ACCOUNTS		TOTALS
GENERAL TOWN	001	$363,241.10
PARKING METER	002	$0.00
AMBULANCE FUND	003	$0.00
POLICE ATHLETIC LEAGUE	004	$0.00
TEEN CENTER	005	$600.00
RECREATION PROGRAM	006	$4,434.64
SENIOR NUTRITION SITE COUNCIL	007	$0.00
D.A.R.E. PROGRAM FUND	008	$2,551.53
CHILD CARE BUILDING FUND	009	$946.00
HIGHWAY	111	$52,488.86
WATER	112	$30,569.10
REPAIR & MAINTENANCE	113	$2,000.00
SEWER	114	$12,208.32
REFUSE & GARBAGE COLLECTION	115	$92,880.59
STREET LIGHTING	116	$47,221.13
PUBLIC PARKING	117	$1,267.04
BUSINESS IMPROVEMENTS DISTRICT	118	$0.00
T.O.R. URBAN DEV CORP TRUST A/	119	$0.00
WORKER'S COMPENSATION FUND	173	$5,871.25
HOSPITALIZATION SELF INSURANCE	174	$756.16
RISK RETENTION FUND	175	$2,450.39
UNEMPLOYMENT INSURANCE FUND	176	$0.00
MAIN STREET REHAB PROGRAM	177	$0.00
REVOLVING LOAN PROGRAM	178	$2,364.34
RESIDENTIAL REHAB	179	$0.00
DISCRETIONARY/SMALL CITIES	180	$0.00
CDBG CONSORTIUM ACCOUNT	181	$7,245.15
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	$219,824.95
GENERAL FUND DEBT SERVICE	384	$90,457.16
SCAVANGER WASTE DISTRICT DEBT	385	$0.00
TOWN HALL CAPITAL PROJECTS	406	$30,582.39
EIGHT HUNDRED SERIES	408	$0.00
WATER IMPROVEMENT CAP. PROJECT	409	$0.00
CHIPS	451	$0.00
YOUTH SERVICES	452	$1,362.87
SENIORS HELPING SENIORS	453	$1,443.90
EISEP	454	$1,689.01
SCAVANGER WASTE CAP PROJECT	470	$0.00
MUNICIPAL FUEL FUND	625	$1,484.89
MUNICIPAL GARAGE	626	$4,636.18
TRUST & AGENCY	735	$1,141,094.02
SPECIAL TRUST	736	$91,000.00
JOINT SCAVENGER WASTE	918	$8,217.72
PAYROLL CLEARING ACCOUNT	998	$0.00
CENTRAL CLEARING ACCOUNT	999	$0.00
GRAND TOTAL		$2,220,888.69

THE VOTE

Williams ✓ Yes ___ No Creighton ✓ Yes ___ No

Stail ✓ Yes ___ No Prusinowski ✓ Yes ___ No

Janoski ___ ~~Yes~~ ___ ~~No~~ Absent

THE RESOLUTION WAS X WAS NOT ___

THEREUPON DULY DECLARED ADOPTED

5/17/94 TOWN OF RIVERHEAD

Resolution # 375

APPROVES TEMPORARY SIGN APPLICATION OF PECONIC RIVER CRUISERS, INC.

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

WHEREAS, by resolution number 156, adopted on March 1, 1994, the town Board of the town of Riverhead amended Chapter 108 of the Town Code, authorizing a temporary sign permit from the town Board without referral to the Architectural Review Board; and

WHEREAS, Peconic River Cruisers, Inc. has submitted a temporary sign application announcing the arrival of Peconic River Queen.

NOW THEREFORE BE IT RESOLVED, that the temporary sign permit application made by the Peconic River Cruisers, Inc. be approved in accordance with the sketch accompanying said temporary sign application, subject to:

1. Said temporary sign being displayed not more than ninety (90) days from the date of this resolution; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Wedel Sign Co., Inc., and the Riverhead Town Building Department.

THE VOTE

Gillian ✓ Yes __ No
Stark ✓ Yes __ No
Janoski __ ~~Yes~~ __ ~~No~~
Creighton ✓ Yes __ No
Prusinowski ✓ Yes __ No
Absent

THE RESOLUTION WAS X WAS NOT __
THEREUPON DULY DECLARED ADOPTED