

# 650

Date: OCTOBER 5, 1993

AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE TO CONSIDER THE ADOPTION OF THE 1994 ANNUAL BUDGET FOR THE TOWN OF RIVERHEAD.

COUNCILMAN PRUSINOWSKI offered the following resolution

which was seconded by COUNCILMAN STARK.

RESOLVED, that the Town Clerk be and is hereby authorized to publish & post the following public notice to consider the adoption of the 1994 Annual Budget for the Town of Riverhead:

TOWN OF RIVERHEAD  
PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 26th day of October, 1993 at 7:00 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons to consider the adoption of the 1994 Annual Budget for the Town of Riverhead, which shall include the following specific items:

ELECTED OFFICIAL'S SALARIES

POSITION	PROPOSED SALARY
Town Supervisor	\$65,001.00
Town Board Councilpersons (4)	20,500.00
Town Receiver of Taxes	42,530.00
Town Assessors (3)	44,140.00
Town Clerk	48,420.00
Town Justices (2)	45,760.00
Highway Superintendent	49,000.00

PLEASE TAKE FURTHER NOTICE that a copy of the preliminary budget is available in the Town Clerk's office for inspection during normal business hours Monday through Friday from 8:30 a.m. to 4:30 p.m.

Dated: Riverhead, New York  
October

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

THE RESOLUTION WAS  WAS NOT   
THEREUPON DULY DECLARED ADOPTED

651 ORDER AUTHORIZING THE INCREASE AND IMPROVEMENT TO THE RIVERHEAD WATER DISTRICT, CONSTRUCTION OF NEW PUBLIC WATER SUPPLY WELL NO. 7-3

Councilperson **COUNCILMAN STARK** offered the following resolution which was seconded by Councilperson **COUNCILMAN PRUSINOWSKI**

WHEREAS, the Town Board of the Town of Riverhead, Suffolk County, New York, has duly authorized H2M to prepare a map, plan and estimate of cost relating to the increase and improvement of the facilities of the Riverhead Water District of said Town, specifically the construction of a new public water supply well No. 7-3, and

WHEREAS, such overall plan encompasses the construction of a new well at Plant No. 7 where Well 7-1 was previously abandoned utilizing some of the equipment (i.e. controls) that are available from Well 7-1, and

WHEREAS, the maximum amount proposed to be expended for said overall construction is \$470,000 which shall be allocated and charged as the cost of increasing and improving the facilities of the Riverhead Water District and shall be borne by the entire District to be paid from existing funds; and

WHEREAS, in accordance with Section 202-b of the Town Law, a public hearing was held on the 21st day of September, 1993, and all persons wishing to be heard were heard, and

WHEREAS, an Environmental Assessment Form has been prepared and filed with the Town Clerk,

NOW, THEREFORE, upon the proceedings, the map, plan and cost estimate and the public hearing, the Town Board of the Town of Riverhead, as governing body of the Riverhead Water District, hereby determines as follows:

RESOLVED, that the construction of a new well at Plant No. 7, to be known as Well 7-3, will not have a significant impact upon the environment, and it is further

RESOLVED, that the construction of a new well at Plant No. 7, to be known as Well 703, is in the best interest of the properties served by the Riverhead Water District, and it is further

RESOLVED, that the construction of a new well at Plant No. 7 at a total cost not to exceed \$470,000 is hereby approved, and it is further

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

**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

THE RESOLUTION WAS  WAS NOT   
THEREUPON DULY DECLARED ADOPTED

# 652

**RADIFIES THE PUBLICATION FOR SOLICITATION OF BIDS FOR  
LIGHT FIXTURES**

**COUNCILMAN CREIGHTON** offered the following RESOLUTION, which was  
seconded by **COUNCILWOMAN GILLIAM**.

RESOLVED, that the Town Clerk be and hereby was authorized to  
publish and post for sealed bids for the purchase of LIGHT FIXTURES FOR THE  
DOWNTOWN PARKING FIELDS LOCATED IN THE TOWN OF RIVERHEAD and  
be it further

RESOLVED, that the Town Clerk be and hereby is authorized to open  
and publicly read aloud said bids at 11:00 a.m. on October 14th, 1993 at  
Town Hall, 200 Howell Avenue, Riverhead, New York 11901: and to make a report of said  
bids to the Town Board at the next public meeting following the opening of the bids.

**THE VOTE**

Gilliam  Yes \_\_\_ No \_\_\_ Creighton  Yes \_\_\_ No \_\_\_  
Stark  Yes \_\_\_ No \_\_\_ Prusinowski  Yes \_\_\_ No \_\_\_  
Janoski  Yes \_\_\_ No \_\_\_

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

**TOWN OF RIVERHEAD  
NOTICE TO BIDDERS**

Sealed bids for the purchase of LIGHT FIXTURES FOR THE DOWNTOWN PARKING FIELDS located in the TOWN OF RIVERHEAD 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 14th, 1993.

Bid packets, including specification, may be obtained at the Town Clerk's office at Town Hall Monday through Friday between the hours of 8:30 am and 4:30 pm.

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 LIGHT FIXTURES.

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

*Barbara Grattan, Town Clerk*

15/93

553

CORRECTS RESOLUTION #603 APPOINTING PROVISIONAL ACCOUNT  
CLERK TYPIST

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

WHEREAS, Suzanne McEvoy was appointed to the position of provisional Account  
lerk Typist; and

WHEREAS, pursuant to the current bargaining agreement between the Town of  
iverhead and the Civil Service Employees Association, Article XIV Section 8 provides "At the  
ption and direction of the Town Board, probationary employees, for the first twelve (12)  
onths of their employment, will be paid at a rate of pay as specified in Column "P" of the  
tached Salary Schedule."; and

WHEREAS, Suzanne McEvoy has been employed for more than twelve (12) months.

NOW, THEREFORE, BE IT RESOLVED, that Suzanne McEvoy be and is hereby  
ppointed to the position of Account Clerk Typist per the Salary Administration Schedule Group  
Step 3 at the annual salary of \$22,567.93; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy  
f this resolution to Suzanne McEvoy and the Accounting Department.

**THE VOTE**

Gilliam  Yes \_\_\_ No Creighton  Yes \_\_\_ No  
Stark  Yes \_\_\_ No Prusinowski  Yes \_\_\_ No  
Janoski \_\_\_ Yes \_\_\_ No

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

10/5/93

# 654.

AUTHORIZES THE BUSINESS IMPROVEMENT DISTRICT TO RETAIN F.J. GARTON, INC. FOR A REAL ESTATE APPRAISAL OF THE SUFFOLK THEATRE, EAST MAIN STREET, RIVERHEAD, NEW YORK

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

WHEREAS, the Business Improvement District is considering the retention of F.J. Garton, Inc. for the purpose of preparing an appraisal of the Suffolk Theatre located on East Main Street, Riverhead, New York, known as designated as SCTM #0600-129-1-7, for the purposes of possible acquisition and bonding.

NOW THEREFORE BE IT RESOLVED, the Town Board hereby authorizes the Business Improvement District to appoint F.J. Garton, Inc. for the purpose of preparing an appraisal of the Suffolk Theatre located on East Main Street, Riverhead, New York, and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to F.J. Garton, Inc., 42 Caleb Brewster Rd., East Setauket, New York, 11733 and the Accounting Department.

**THE VOTE**

Gilliam  Yes \_\_\_ No \_\_\_ Creighton  Yes \_\_\_ No \_\_\_  
Stark  Yes \_\_\_ No \_\_\_ Prusinowski  Yes \_\_\_ No \_\_\_  
Janoski  Yes \_\_\_ No \_\_\_

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

10/5/93

# 655 . AUTHORIZES THE BUSINESS IMPROVEMENT DISTRICT TO RETAIN MAGUIRE GROUP, P.C., FOR A PHASE I ENVIRONMENTAL AUDIT OF THE SUFFOLK THEATRE, EAST MAIN STREET, RIVERHEAD, NEW YORK

**COUNCILMAN STARK**

offered the following resolu-

tion, which was seconded by COUNCILMAN PRUSINOWSKI :

**WHEREAS**, the Business Improvement Distric is considering the retention of Maguire Group, P.C., for the purpose of preparing a Phase I Environmental Audit of the Suffolk Theatre located on East Main Street, Riverhead, New York, known as designated as SCTM #0600-129-1-7, for the purpose of possible acquisition.

**NOW THEREFORE BE IT RESOLVED**, the Town Board hereby authorizes the Business Improvement District to appoint Maguire Group, P.C., for the purpose of preparing a Phase I Environmental Audit of the Suffolk Theatre located on East Main Street, Riverhead, New York, and be it further

**RESOLVED**, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Maguire Group, P.C., 3237 Rte. 112, Medford, New York, 11763 and the Accounting Department.

**THE VOTE**

Gilliam  Yes \_\_\_ No    Creighton  Yes \_\_\_ No  
Stark  Yes \_\_\_ No    Prusinowski  Yes \_\_\_ No  
Janoski  Yes \_\_\_ No

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

0/5/93

656

APPROVES APPLICATION OF WARNER NURSERY - ARTS & CRAFT FESTIVAL

COUNCILMAN CREIGHTON

offered the following resolu-

tion, which was seconded by COUNCILWOMAN GILLIAM:

WHEREAS, Warner Nursery submitted an application for the purpose of an Arts and Crafts Festival to be held at Warner's Garden Center located on the south side of Sound Avenue, Calverton, New York, on Sunday, October 17, 1993; 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 application of Warner Nursery for the purpose of an Arts and Crafts Festival to be held at Warner's Garden Center located on the south side of Sound Avenue, Calverton, New York, on Sunday, October 17, 1993 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 Warner Nursery, 158A Sound Avenue, Calverton, New York, 11933 and the Riverhead Police Department.

**THE VOTE**

Gilliam  Yes \_\_\_ No \_\_\_ Creighton  Yes \_\_\_ No \_\_\_  
Stark  Yes \_\_\_ No \_\_\_ Prusinowski  Yes \_\_\_ No \_\_\_  
Janoski  Yes \_\_\_ No \_\_\_

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

10/5/93

O. 657

APPOINTS 90 DAY TEMP TO THE ASSESSORS OFFICE.

**COUNCILWOMAN GILLIAM** offered the following resolution which  
as seconded by **COUNCILMAN CREIGHTON**.

HEREAS, the Assessors have shown a need due to the transfer of a  
department employee to the office of the Town Attorney and the  
pending parentage leave of another employee,

NOW, THEREFORE BE IT RESOLVED, that Vickie Martin is hereby  
appointed as a 90 day temporary to the position of Assessment  
assistant at an hourly rate of \$10.85 effective October 12, 1993.

**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

THE RESOLUTION WAS  WAS NOT   
THEREUPON DULY DECLARED ADOPTED

10/5/93

# 658. AUTHORIZES THE TOWN BOARD'S REFERRAL TO THE PLANNING BOARD FOR BED & BREAKFAST USE

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

WHEREAS, the Town Board is considering legislation authorizing Bed & Breakfast Use as herein attached.

NOW THEREFORE BE IT RESOLVED, the Town Board hereby forwards this proposed legislation to the Planning Board for their review and comment.

**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

THE RESOLUTION WAS  WAS NOT   
THEREUPON DULY DECLARED ADOPTED

Amendment to Section 108-3 (Definitions)

Bed and Breakfast - The renting of not more than three rooms in an owner occupied dwelling for lodging and serving of Breakfast to not more than six (6) casual and transient roomers, provided that the renting of such rooms for such purpose is incidental and subordinate to the principle use of the dwelling. The Bed and Breakfast use shall at no time be construed as a dwelling as defined by the Riverhead Zoning Board.

2. Amendment to Section 108-21C (Agriculture A - Accessory Uses)

6. Bed and Breakfast by Special Permit of the Town Board.

3. Amendment to Sections:

108-27(C) (Business A); 108-42(C) (Business D); 108-110.1(C) (Business CR)

Bed and Breakfast by Special Permit of the Town Board.

4. Amendment to Article XIII of the Town Code.

Bed and Breakfast Facilities - Upon the issuance of a Special Permit for the use of a Lot for Bed and Breakfast, the Town Board shall require an annual inspection and compliance permit. The Town Board shall either approve or deny the Bed and Breakfast use as a result of such inspection.

5. Amendment to the Parking Schedule.

Bed and Breakfast facilities - 1 per sleeping room.

October 5, 1993

659 APPROVES SITE PLAN OF REJ CORP. (RIVERHEAD BUILDING SUPPLY)

COUNCILMAN STARK

offered the following

resolution, which was seconded by COUNCILMAN PRUSINOWSKI :

**WHEREAS**, a site plan and elevations were submitted by Edgar F. Goodale, as agent for REJ Corp., for the construction of a 22,730 square foot warehouse addition, and related site improvements located at the east side of Mill Road, north of the Long Island Railroad tracks, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-120-1-31; and

**WHEREAS**, the Planning Department has reviewed the site plan dated last September 3, 1993, as prepared by Young & Young, 400 Ostrander Avenue, Riverhead NY 11901, and elevations dated May 20, 1993, as prepared by Riverhead Building Supply Corp., 295 Pulaski Street, Riverhead NY 11901, 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 27102 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 Edgar F. Goodale, as agent for REJ Corp., for the construction of a 22,730 square foot warehouse addition, and related site improvements, located at the east side of Mill Road, north of the Long Island Railroad tracks, Riverhead, New York, site plan dated last September 3, 1993, as prepared by Young & Young, 400 Ostrander Avenue, Riverhead NY 11901, and elevations dated May

0, 1993, as prepared by Riverhead Building Supply Corp., 1295  
Alaski Street, Riverhead NY 11901, 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, REJ Corp. hereby authorizes and consents  
to the Town of Riverhead to enter premises at the east side of  
Mill Road, north of the Long Island Railroad tracks, Riverhead,  
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. 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;

13. That all drainage structures shall be installed a minimum of two feet above groundwater, and that each drainage structure shall be installed within a three foot collar of clean fill;

14. That this approval shall be subject to a valid permit of the New York State Department of Environmental Conservation pursuant to Environmental Conservation Law and 6 NYCRR Part 666 (Wild, Scenic and Recreational Rivers); and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Edgar F. Goodale, as agent for REJ Corp., the Riverhead Planning Department, Riverhead Building Department and the Town Engineer.

**DECLARATION AND COVENANTS**

**THIS DECLARATION,** made the \_\_\_\_\_ day of \_\_\_\_\_, 1993 made by REJ Corp., residing at 1295 \_\_\_\_\_ Street, Riverhead NY 11901, Declarant.

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

**WHEREAS,** Declarant is the owner of certain real estate situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in Attachment "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 determined it to be in the best interests of the Town of Riverhead, that the owner and prospective owners of said parcel, that the covenants and restrictions be imposed on said parcel, and as a condition of granting said site plan and said Town Board has determined that the within Declaration be recorded in the Suffolk County Clerk's Office; and

**WHEREAS,** Declarant has considered the foregoing and has 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 provisions above expressed, does hereby make known, admit, acknowledge, covenant and agree that the said premises herein described shall hereafter be subject to the following covenants and restrictions which shall run with the land, and shall be binding upon all present and future owners and holders of said premises, their heirs, executors, administrators, representatives, distributees, successors and assigns; to

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 signs shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit application procedure prior to being installed at the property; that all signs so proposed shall be coordinated in appearance and placement; 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 site plan approval granted herein;

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

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 hereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;



10/5/93

# 660. AUTHORIZES THE RATIFICATION OF RESOLUTION #574, AS AMENDED

COUNCILMAN CREIGHTON

offered the following resolu-

tion, which was seconded by COUNCILWOMAN GILLIAM :

WHEREAS, the Town Board did adopt Resolution #574 to amend the zoning use district of a parcel of real property located on Route 58, Riverhead, New York, known and designated as Suffolk County Tax Map #0600-125-1-part of 4, being 51 x 654 in size, from Industrial A to Business B; and

WHEREAS, the resolution misidentified the zoning use district of the property as Industrial B rather than Industrial A.

NOW THEREFORE BE IT RESOLVED, that the Town Board ratify Resolution #574 and amend said resolution to change the zoning use district of a parcel of real property located on Route 58, Riverhead, New York, known and designated as Suffolk County Tax Map #0600-125-1-part of 4, being 51 x 654 in size, from Industrial A to Business B; 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; Building Department; Young & Young Land Surveyors; the Suffolk County Planning Commission; the L.I. State Park Commission; the Towns of Brookhaven, Southold and Southampton and the L.I. Pine Barrens Review Commission.

THE VOTE

Gilliam  Yes \_\_\_ No Creighton  Yes \_\_\_ No  
Stark  Yes \_\_\_ No Prusinowski  Yes \_\_\_ No  
Janoski  Yes \_\_\_ No

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

10/5/93

# 661

AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE TO CONSIDER THE DEMOLITION OF BUILDINGS OWNED BY FRANK & PEGGI BATTAGLIA PURSUANT TO CHAPTER 54 OF THE CODE OF THE TOWN OF RIVERHEAD ENTITLED "UNSAFE BUILDINGS AND COLLAPSED STRUCTURES"

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 to consider the demolition of certain buildings owned by Frank and Peggi Battaglia located on the corner of Hulse Avenue and Hill Street, Wading River, New York; be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Frank & Peggi Battaglia, 645-67 Belle Terre Road, Port Jefferson, New York, 11777 and the Building Department.

**THE VOTE**

Gilliam  Yes \_\_\_ No \_\_\_ Creighton  Yes \_\_\_ No \_\_\_  
Stark  Yes \_\_\_ No \_\_\_ Prusinowski  Yes \_\_\_ No \_\_\_  
Janoski  Yes \_\_\_ No \_\_\_

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED



0/5/93

<resolutions>

662

AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE TO AMEND EXISTING RIVERHEAD TOWN CODE SECTION 103-5 F. - DUMPING PROHIBITED; PENALTIES FOR OFFENSES

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

WHEREAS, this amendment, if adopted, would increase the dumping penalty fee from two hundred fifty (\$250.00) dollars, to one thousand (\$1,000.00) dollars.

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 Town Code Section 103-5 F., 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 directed to forward this resolution to the Riverhead Planning Board; the Suffolk County Planning Commission; the L.I. State Park Commission; the Towns of Brookhaven, Southold and Southampton; L.I. Pine Barrens Review Commission, Chief Joseph Grattan and Richard E. Gadzinski.

**THE VOTE**

Gilliam  Yes \_\_\_ No \_\_\_    Creighton  Yes \_\_\_ No \_\_\_  
Stark  Yes \_\_\_ No \_\_\_    Prusinowski  Yes \_\_\_ No \_\_\_  
Janoski  Yes \_\_\_ No \_\_\_

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

**TOWN OF RIVERHEAD  
PUBLIC NOTICE**

**PLEASE TAKE NOTICE**, that a public hearing will be held on the 19th day of October, 1993, at 7:20 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons to consider the following:

103-5. Dumping prohibited; penalties for offenses.

F. A violation of this section shall be punishable by a penalty of not less than ~~two hundred fifty dollars (\$250.)~~ one thousand (\$1,000.00) dollars.

Dated: Riverhead, New York  
October 5, 1993

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

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

10/5/93

TOWN OF RIVERHEAD  
PUBLIC NOTICE

# 663.

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER THE AMENDMENT OF SECTION 103-43 (C) OF THE SOLID WASTE MANAGEMENT LAW OF THE RIVERHEAD TOWN CODE

COUNCILMAN STARK

offered the following resolu-

tion, which was seconded by COUNCILMAN PRUSINOWSKI :

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider the amendment of Section 103-43 (C) of the Riverhead Town Code; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward this resolution to the Suffolk County Planning Commission; the L.I. State Park Commission; the Towns of Brookhaven, Southold and Southampton; and the L.I. Pine Barrens Review Commission.

Riverhead, New York  
October 5, 1993

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD  
BARBARA BRATTEN, Town Clerk

**THE VOTE**

Gilliam  Yes \_\_\_ No    Creighton  Yes \_\_\_ No  
Stark  Yes \_\_\_ No    Prusinowski  Yes \_\_\_ No  
Janoski  Yes \_\_\_ No

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

**TOWN OF RIVERHEAD  
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 19th day of October, 1993, at 7:30 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons to consider the amendment of Section 103-43 of the Riverhead Town Code as follows:

103-43. License application requirements.

C. Fingerprints. Each applicant for a license, other than a Class 3, 5, 6 license or a business permit, shall furnish the Town Clerk with a full set of his or her fingerprints, together with his or her written authorization for a full search and return form the New York State Division of Criminal Justice Services. If an applicant is a partnership, a full set of fingerprints of all general partners shall be submitted. If an applicant is a corporation, a full set of fingerprints of the corporation's President, Treasurer and, if any, chief executive officer shall be submitted. If the applicant corporation is a privately held corporation, a full set of fingerprints of any person owning more than twenty-five percent (25%) of the issued and outstanding shares of stock of such corporation shall also be submitted. ~~If any applicant is required hereby to submit more than one (1) full set of fingerprints with such application,~~ The applicant shall pay to the Town Clerk all charges imposed by the New York State Division of Criminal Justice Services for a full search and return on such ~~additional set(s) of fingerprints.~~

Dated: Riverhead, New York  
October 5, 1993

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

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

10/5/93

# 664. AUTHORIZES TOWN CLERK TO REPUBLISH AND POST PUBLIC NOTICE TO CONSIDER THE AMENDMENT OF SECTION 101-19 OF THE VEHICLES AND TRAFFIC LAW OF THE RIVERHEAD TOWN CODE

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 public notice to consider the amendment of Section 101-19 of the Riverhead Town Code; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward this resolution to the Suffolk County Planning Commission; the L.I. State Park Commission; the Towns of Brookhaven, Southold and Southampton; and the L.I. Pine Barrens Review Commission.

Riverhead, New York  
October 5, 1993

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 \_\_\_

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

**TOWN OF RIVERHEAD  
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 19th day of October, 1993, at 7:25 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons to consider the amendment of Section 101-19 of the Riverhead Town Code as follows:

101-19. Parking for handicapped.

The following areas are designated parking places for handicapped persons with a valid handicapped parking permit:

<u>Area</u>	<u>Description</u>
<u>West Main Street</u>	<u>Southerly side of the street beginning at the easterly terminus of the driveway on the westerly side of the building and running forty (40) feet east along West Main Street.</u>
<u>All Other Areas</u>	<del>The same are</del> As shown on a sketch of file with the Town Clerk, which may be reviewed during normal business hours Monday through Friday.

Dated: Riverhead, New York  
October 5, 1993

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

665

AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE TO CONSIDER AN AMENDMENT TO CHAPTER 95 EXEMPTIONS, BY ADDING A NEW ARTICLE VI, GRANTING AN EXEMPTION OF RESIDENTIAL CAPITAL IMPROVEMENTS FROM TAXATION.

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

A copy of the entire text of the proposed amendment shall be posted on the sign board and attached to the sign board of the Town Clerk.

NOW, THEREFORE BE IT RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached public notice to amend Town Code Chapter 95, 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 directed to forward this resolution to the Riverhead Planning Board; the Riverhead Building Department; the Riverhead Board of Assessors and the Suffolk County Planning Commission.

**THE VOTE**

Gilliam  Yes \_\_\_ No \_\_\_ Creighton  Yes \_\_\_ No \_\_\_  
Stark  Yes \_\_\_ No \_\_\_ Prusinowski  Yes \_\_\_ No \_\_\_  
Janoski  Yes \_\_\_ No \_\_\_

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

**TOWN OF RIVERHEAD  
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 19th day of October, 1993, at 7:35 p.m., at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons to consider a local law to provide a tax exemption for capital improvements to residential buildings, consistent with Section 421-F of the New York State Real Property Tax Law.

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

Dated: Riverhead, New York  
October 5, 1993

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

BARBARA GRATAN, Town Clerk

## ADOPTED \_\_\_\_\_

## ARTICLE VI

## EXEMPTIONS OF CAPITAL IMPROVEMENTS FROM TAXATION

## 95-22 Legislative Intent

The New York State Legislature recently amended the Real Property Tax Law by adding a new section 421-F, authorizing local legislation granting real property tax exemptions for increases in value attributable to a capital improvement of residential dwellings. The purpose of this local law is to exercise this local power by granting real property tax exemptions to persons who make capital improvements to their property.

## 95-23 Grant of Exemptions

This legislature hereby provides that any reconstruction, alteration or improvement of residential buildings exclusively designed and occupied by not more than two families shall be exempt for a period of one year to the extent of 100 per cent (100%) of the increase in assessed value attributable to such reconstruction, alteration or improvement, and for an additional period of seven years. The extent of such exemption for the additional period shall be decreased by twelve and one-half per cent (12 ½ %) of the initial exemption each year. Such exemption shall be limited to eighty thousand dollars (\$80,000) in increased market value, or such other sum less than eighty thousand dollars (\$80,000), but not less than five thousand dollars (\$5,000) of the property attributable to such reconstruction,

alteration or improvement, and any increase in market value greater than such amount shall not be eligible for the exemption.

#### 95-24 Applicability

This Article shall apply to reconstructions, improvements or alterations commenced after the date this Local Law is enacted.

#### 95-25 Application of Exemption

A. In order to qualify for the exemption, the value of such reconstruction, alteration or improvement must exceed three thousand dollars (\$3,000).

B. The greater portion of the reconstructed, altered or improved building, as determined by square footage, must be at least five years old.

C. For the purposes this Section, the terms "reconstruction", "alteration" and "improvements" shall not include ordinary maintenance and repairs.

D. The Board of Assessors shall review the application of the owner or owners of the residential building in accordance with 421-F of the Real Property Tax Law, in order to make a determination of approval or disapproval of the application for exemption.

#### 95-25 Duration of the Exemption

If granted, the exemption shall continue for the stated period until the dwelling ceases to be used primarily for residential purposes or title thereto is transferred to other than the heirs or distributees of the owner.

#### 95-26 Definitions

For the purposes of this Article, a residential building shall mean any building or structure designed and

occupied exclusively for residential purposes by not more than two families.

\* \* \* \* \*

WHEREAS, due to the decision of the New York State Department of Environmental Conservation to require the closure of the Riverhead landfill, which had been the depository for sludge generated by the Riverhead Sewer District and the Riverhead-Southampton Joint Sewerage Waste District, it is now necessary for the Riverhead Town Board to award an emergency bid contract to the Town's bid policy for the removal and ultimate disposition of sludge in liquid form; and

WHEREAS, the Superintendent of the Sewer and Sewerage Waste District solicited bids to haul liquid sludge, or in the alternative sludge in solid form, for the Riverhead Sewer District and the Riverhead-Southampton Joint Sewerage Waste District and bids have been received and reviewed by the Town Board in consultation with the Superintendent; and

WHEREAS, this Board determines that removal of sludge in liquid form is the most economical solution until a final agreement for the disposal of sludge can be reached with the New York State Department of Environmental Conservation,

NOW THEREFORE BE IT RESOLVED, the Town Board hereby authorizes the Superintendent to enter into a written agreement with Peter's Garbage Service Corp., the lowest responsible bidder, to haul liquid sludge on a as needed basis for the Riverhead Sewer District and the Riverhead-Southampton Joint Sewerage Waste District at the rate of \$0.45 per gallon subject to any price adjustment in the Riverhead Sewer District bidding fee, and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Peter's Garbage Service Corp., 15 Morris Place, Brookhaven, New York, 11715; Michael J. Murphy and the Accounting Department.

THE TOWN  
 Clerk  
 Supervisor  
 Board  
 Michael J. Murphy  
 Accounting Department

10/5/93

# 666. AUTHORIZES THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH DON PATANJO CESSPOOL SERVICE CORP. TO HAUL LIQUID SLUDGE

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

WHEREAS, due to the decision of the New York State Department of Environmental Conservation to require the closure of the Riverhead landfill, which had been the depository for sludge cake generated by the Riverhead Sewer District and the Riverhead-Southampton Joint Scavenger Waste District, it is now necessary for the Riverhead Town Board to award an emergency bid pursuant to the Town's bid policy for the removal and ultimate disposition of sludge in liquid form; and

WHEREAS, the Superintendent of the Sewer and Scavenger Waste District solicited bids to haul liquid sludge, or in the alternative sludge in cake form, for the Riverhead Sewer District and the Riverhead-Southampton joint Scavenger Waste District which have been received and reviewed by the Town Board in consultation with the Superintendent; and

WHEREAS, this Board determines that removal of sludge in liquid waste form is the most economical solution until a final agreement for the disposal of sludge can be reached with the New York State Department of Environmental Conservation.

NOW THEREFORE BE IT RESOLVED, the Town Board hereby authorizes the Supervisor to enter into a written agreement with Patanjo Cesspool Service Corp., the lowest responsible bidder, to haul liquid sludge on a as needed basis for the Riverhead Sewer District and the Riverhead-Southampton joint Scavenger Waste District at the rate of \$.048 per gallon subject to any price adjustment in the Bergen Point Sewer District tipping fee, and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Patanjo Cesspool Service Corp., 19 Stiriz Place, Brookhaven, New York, 11719; Michael Reichelp and the Accounting Department.

### THE VOTE

Gilliam  Yes \_\_\_ No \_\_\_ Creighton  Yes \_\_\_ No \_\_\_  
 Stark  Yes \_\_\_ No \_\_\_ Prusinowski  Yes \_\_\_ No \_\_\_  
 Janoski  Yes \_\_\_ No \_\_\_

THE RESOLUTION WAS  WAS NOT \_\_\_  
 THEREUPON DULY DECLARED ADOPTED

September 28, 1993

667

Appoints Recreation Aide to the Riverhead Recreation Department

**COUNCILMAN STARK**

offered the following

**COUNCILMAN PRUSINOWSKI**

resolution and seconded by

RESOLVED, That Doreen James is hereby appointed

to serve as a Recreation Aide to the Biddy Basketball Instructor effective October 16, 1993 to and including December 31, 1993, to be paid at the rate of \$4.25 per hour upon successful completion of each program 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

THE RESOLUTION WAS  WAS NOT   
THEREUPON DULY DECLARED ADOPTED

September 28, 1993

668 Appoints Recreation Aide to the Riverhead  
Recreation Department

**COUNCILMAN STARK**

\_\_\_\_\_ offered the following  
resolution and seconded by **COUNCILMAN PRUSINOWSKI**\_\_\_\_\_

RESOLVED, That Ann Janecek is hereby appointed  
to serve as a Recreation Aide to the Bidy Basketball  
Instructor effective October 16, 1993 to and including  
December 31, 1993, to be paid at the rate of \$4.25 per  
hour upon successful completion of each program 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

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

September 28, 1993

# 669 Appoints Recreation Aide to the Riverhead  
Recreation Department

**COUNCILMAN STARK**

\_\_\_\_\_ offered the following

resolution and seconded by **COUNCILMAN PRUSINOWSKI**

RESOLVED, That Brian Krajewski is hereby  
appointed to serve as a Recreation Aide to the Bidy  
Basketball Instructor effective October 16, 1993 to  
and including December 31, 1993, to be paid at the  
rate of \$4.25 per hour upon successful completion of  
each program 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

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

September 28, 1993

# 670 Appoints Recreation Aide to the Riverhead  
Recreation Department

COUNCILMAN STARK offered the following  
resolution and seconded by COUNCILMAN PRUSINOWSKI

RESOLVED, That Michael Ruth is hereby appointed  
to serve as a Recreation Aide to the Biddy Basketball  
Instructor effective October 16, 1993 to and including  
December 31, 1993, to be paid at the rate of \$4.25 per  
hour upon successful completion of each program 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

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

September 28, 1993

# 671 Appoints Recreation Aide to the Riverhead  
Recreation Department

**COUNCILMAN STARK**

\_\_\_\_\_ offered the following

resolution and seconded by ~~COUNCILMAN PRUSINOWSKI~~

RESOLVED, That Ben Butler is hereby appointed to serve as a Recreation Aide to the Bidy Basketball Instructor effective October 16, 1993 to and including December 31, 1993, to be paid at the rate of \$4.25 per hour upon successful completion of each program 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

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

September 28, 1993

# 672 Appoints Recreation Aide to the Riverhead  
Recreation Department

COUNCILMAN STARK offered the following  
resolution and seconded by COUNCILMAN PRUSINOWSKI

RESOLVED, That Cheryl Walsh-Edwards is hereby  
appointed to serve as a Recreation Aide to the Bidy  
Basketball Instructor effective October 16, 1993 to  
and including December 31, 1993, to be paid at the rate  
of \$4.25 per hour upon successful completion of each  
program and to serve at the pleasure of the Town Board.

**THE VOTE**  
Gilliam  Yes \_\_\_ No \_\_\_ Creighton  Yes \_\_\_ No \_\_\_  
Stark  Yes \_\_\_ No \_\_\_ Prusinowski  Yes \_\_\_ No \_\_\_  
Jancski  Yes \_\_\_ No \_\_\_  
THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

September 28, 1993

# 673 Appoints Recreation Aide to the Riverhead Recreation Department

**COUNCILMAN STARK**

\_\_\_\_\_ offered the following resolution and seconded by **COUNCILMAN PRUSINOWSKI**

RESOLVED, That Allyn Leeds is hereby appointed to serve as a Recreation Aide to the Bidy Basketball Instructor effective October 16, 1993 to and including December 31, 1993, to be paid at the rate of \$4.25 per hour upon successful completion of each program 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 \_\_\_

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED



10/5/93

# 675 . AUTHORIZES THE TOWN ATTORNEY TO INSTITUTE AN ACTION

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

WHEREAS, Reynolds Oakwood Inn, Inc., d/b/a Osborne Inn has been operating live entertainment from the restaurant; and

WHEREAS, the use of restaurant with live entertainment is not permitted without benefit of a Special Permit from the Town Board; and

WHEREAS, Osborne Inn does not have a Special Permit for the live entertainment and therefore is operating in violation of the Town of Riverhead Zoning Ordinance.

NOW THEREFORE BE IT RESOLVED, that the Town Attorney is hereby authorized to institute an action to enjoin Osborne Inn from having live entertainment form the premises at Osborne Avenue, Riverhead, New York; and be it further

RESOLVED, that the Town Clerk is authorized and directed to forward a certified copy of this resolution to the Town Attorney, Reynolds Oakwood Inn, Inc., Osborne Avenue, Riverhead, New York 11901 and Ciarelli & Dempsey, Esqs., 425 Broad Hollow Road, Melville, New York 11747-4701.

**THE VOTE**

Gilliam  Yes \_\_\_ No \_\_\_    Creighton  Yes \_\_\_ No \_\_\_  
 Stark  Yes \_\_\_ No \_\_\_    Prusinowski  Yes \_\_\_ No \_\_\_  
 Janoski  Yes \_\_\_ No \_\_\_

THE RESOLUTION WAS  WAS NOT   
 THEREUPON DULY DECLARED ADOPTED

10/5/93

# 676

AUTHORIZES ATTENDANCE OF POLICE OFFICERS AT TRAINING CONFERENCE

**COUNCILMAN CREIGHTON**

offered the following resolution, which was

seconded by **COUNCILWOMAN GILLIAM**:

**WHEREAS**, a request has been made for two police officers to attend the annual New York State Crime Prevention Coalition training conference, to be held October 19 through October 22, 1993.

**NOW, THEREFORE, BE IT RESOLVED**, that Sgt. David Cheshire, as one of the organizers of this conference each year, and Sgt. Thomas Lynch be and are hereby authorized to attend the New Your State Crime Prevention Coalition training conference to be held October 19 through October 23, 1993, at Schenectady, New York; and be it further

**RESOLVED**, that the Town Board hereby authorizes expenses not to exceed \$650.00, which expenses are to be receipted upon completion of the conference; and be it further

**RESOLVED**, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Police Chief Grattan, Sgt. David Cheshire, Sgt. Thomas Lynch 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	Frusinowski	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
					Janoski	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No

THE RESOLUTION WAS  WAS NOT   
THEREUPON DULY DECLARED ADOPTED

# 677

DATED: OCTOBER 5, 1993

APPOINTS POLICE SERGEANT TO THE RIVERHEAD POLICE DEPARTMENT

**COUNCILWOMAN GILLIAM** offered the following resolution,

which was seconded by **COUNCILMAN CREIGHTON**.

**WHEREAS**, the Suffolk County Department of Civil Service has established a Certified List of Eligibles, #73-5003-886, for the position of Police Sergeant in the Town of Riverhead; and

**WHEREAS**, all eligible candidates have been interviewed by the Riverhead Town Board, and

**WHEREAS**, Dennis J. Fagan appears on said list,

**NOW, THEREFORE, BE IT RESOLVED**, that Dennis J. Fagan be and is hereby promoted to the title of Sergeant of the Riverhead Police Department, effective October 11, 1993, at the annual salary of \$57,826.14 as per the Superior Officers Association Contract 1989-1991; and

**BE IT FURTHER RESOLVED**, the Town Clerk be and is hereby authorized to forward a copy of this resolution to Dennis J. Fagan, Joseph S. Grattan, Jr., Chief of Police, and the Office of 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 checked="" type="checkbox"/> Yes	<input type="checkbox"/> No

THE RESOLUTION WAS  WAS NOT   
THEREUPON DULY DECLARED ADOPTED

54260 TOWN BOARD BAD CAPITAL

542110 JUSTICE CLERK COPY MACHING

541500 ASSESSORS, CAR EXPENSE

512500 TAX RECEIVER, LONGEVITY

542100 TOWN CLERK, TAPES

513500 BLDG SUPPLS, LONGEVITY

524000 SW. SERVICE, EQUIPMENT

524000 P.D. ACCOR. COMPLETE EQUIPMENT

518600 POLICE, SEASONAL EMPLOYEES

524900 POLICE, MISC.

542401 POLICE, GLOVES

547400 POLICE, APPEARANCE

542112 J.A.B. PROGRAM

547100 GAPS, SUPPLIES & MISC

542100 AMBULANCE, OFFICER

546100 NFS, ADMINISTRATION

543601 YOUTH, LITTER TRAPS

DATE: OCTOBER 5, 1993

**COUNCILMAN PRUSINOWSKI**

OFFERED THE FOLLOWING RESOLUTION WHICH

SECONDED BY **COUNCILMAN STARK**

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

BUDGET ADJUSTMENT  
 GENERAL FUND  
 TOWN OF RIVERHEAD

		FROM:
010100.542612	TOWN BOARD, SURVEY/HOUSE #'S	\$2,000.00
013550.543910	ASSESSORS BOARD OF REVIEW	200.00
013300.549000	TAX RECEIVER, MISC.	125.00
016250.542500	BLDG.&GRDS, SUPPLIES	1900.00
016200.546000	SH.SERV., LIGHT/HEAT	2225.00
016230.546000	P.D.COMPLEX, LIGHT/HEAT	10.00
031200.519100	POLICE, TERMINATION PAY	15,000.00
031200.524222	POLICE, CAMERA	910.00
031250.543405	J.A.B., TRAVEL	110.00
042100.542112	DAPC, PROGRAMS	100.00
045400.541401	AMBULANCE, RADIO MAINT.	500.00
070200.542600	REC.ADMINISTRATION, TRAVEL	2000.00
073100.545000	YOUTH, RENTALS	500.00
014100.543405	TOWN CLERK, TRAVEL/UNDERTAKING	100.00

		TO:
001.010100.542607	TOWN BOARD ORD.CERTIFICATION	\$ 2000.00
001.011100.542110	JUSTICE CT., COPY MACHINE	2000.00
001.013550.541500	ASSESSORS, CAR EXPENSE	200.00
001.013300.513500	TAX RECEIVER, LONGEVITY	125.00
001.014100.542108	TOWN CLERK, TAPES	100.00
001.016250.513500	BLDG&GRDS, LONGEVITY	1900.00
001.016200.524000	SH.SERVICE, EQUIPMENT	225.00
001.016230.524000	P.D.&COURT COMPLEX, EQUIPMENT	10.00
001.031200.518605	POLICE, SEASONAL EMPLOYEES	15,000.00
001.031200.524900	POLICE, MISC.	810.00
001.031200.542401	POLICE, GLOVES	10.00
001.031200.542605	POLICE, APPEARANCE TICKETS	90.00
001.031250.542112	J.A.B., PROGRAMS	110.00
001.042100.542100	DAPC, SUPPLIES & MAINT.	100.00
001.045400.542100	AMBULANCE, OFFICE SUPPLIES	500.00
001.070200.546100	REC.ADMINISTRATION, TELEPHONE	2000.00
001.073100.543601	YOUTH, LITTLE LEAGUE	500.00

**THE VOTE**

Gilliam  Yes \_\_\_ No Creighton  Yes \_\_\_ No  
 Stark  Yes \_\_\_ No Prusinowski  Yes \_\_\_ No  
 Janoski  Yes \_\_\_ No

THE RESOLUTION WAS  WAS NOT \_\_\_  
 THEREUPON DULY DECLARED ADOPTED

NO. 2679

DATE: OCTOBER 5, 1993

**COUNCILMAN STARK**

OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY **COUNCILMAN PRUSINOWSKI**

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

BUDGET ADJUSTMENT  
TOWN OF RIVERHEAD  
YOUNGS AVENUE DRAINAGE  
CAPITAL PROJECT

406.085400.547900.40010 CONTINGENCY

FROM:  
\$ 5,000.00

406.085400.543502.40010 ENGINEERING

TO:  
\$ 5,000.00

THE VOTE

Gilliam  Yes \_\_\_ No Creighton  Yes \_\_\_ No  
Stark  Yes \_\_\_ No Prusinowski  Yes \_\_\_ No  
Janoski  Yes \_\_\_ No

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

DATE: OCTOBER 5, 1993

**COUNCILMAN CREIGHTON**

OFFERED THE FOLLOWING RESOLUTION WHICH

SECONDED BY **COUNCILWOMAN GILLIAM**

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

BUDGET ADJUSTMENT  
REFUSE & GARBAGE DISTRICT  
TOWN OF RIVERHEAD

		FROM:
1600.549000	MISCELLANEOUS	\$ 2,000.00
1000.390599	APPROP. FUND BALANCE	125,000.00
		TO:
15.081600.523006	TRANSFER STATION	\$125,000.00
15.081600.524000	EQUIPMENT	2,000.00

**THE VOTE**

Gilliam  Yes \_\_\_ No    Creighton  Yes \_\_\_ No  
 Stark \_\_\_ Yes \_\_\_ No    Prusinowski  Yes \_\_\_ No  
 Janoski  Yes \_\_\_ No

THE RESOLUTION WAS  WAS NOT \_\_\_  
 THEREUPON DULY DECLARED ADOPTED

005/93

681

**AUTHORIZES SUPERVISOR TO ENGAGE ATTORNEY**

Councilperson **COUNCILMAN STARK** offered the following

resolution and was seconded by Councilperson **COUNCILMAN PRUSINOWSKI**

WHEREAS, this Town Board finds it necessary to engage the services of special counsel for the purposes of reviewing the Cablevision Franchise Agreement and the newly adopted Federal Laws pertaining to this agreement; and

WHEREAS, Richard Ehlers, Esq. has great familiarity with said agreement.

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor is hereby authorized to engage the services of Richard Ehlers, Esq. to review the Franchise Agreement and its compatibility with the new Federal Laws and Regulations.

BE IT FURTHER RESOLVED, that Richard Ehlers, Esq. is hereby directed to file his hourly rate once said engagement has commenced.

BE IT FURTHER RESOLVED, the Town Clerk be and is hereby authorized to forward a copy of this resolution to Richard Ehlers, Esq.

**THE VOTE**

Gilliam  Yes \_\_\_ No      Creighton  Yes \_\_\_ No  
Stark  Yes \_\_\_ No      Prusinowski  Yes \_\_\_ No  
Janoski  Yes \_\_\_ No

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

**COUNCILMAN PRUSINOWSKI**  
**COUNCILMAN STARK**

ACCOUNTS	TOTALS
TOWN 001	\$32,324.61
METER 002	\$0.00
003	\$1,058.10
ATHLETIC LEAGUE 004	\$2,533.00
RECREATION PROGRAM 006	\$344.32
CENTER 005	\$202.02
111	\$10,034.26
112	\$3,335.60
MAINTENANCE 113	\$0.00
114	\$1,526.00
GARBAGE COLLECTION 115 0.1	\$1,130.12
LIGHTING 116	\$18,827.40
PARKING 117	\$461.22
IMPROVEMENTS DISTRICT 118	\$0.00
LIABILITY SELF INSURANCE 174	\$87,229.54
RENTION FUND 175	\$0.00
MENT INSURANCE RESERVE 176	\$0.00
REHAB 177	\$0.00
REVOLVING LOAN 178	\$0.00
ENTAL REHAB 179	\$0.00
ONARY/SMALL CITIES 180	\$0.00
ORTIUM ACCOUNT 181	\$2,146.04
LEVEL CORP WORKING 182	\$0.00
184	\$3,535.00
PARKING DEBT 381	\$0.00
DISTRICT DEBT 382	\$1,328.95
DEBT 383	\$16,600.05
BOND FUND DEBT SERVICE 384	\$30,797.50
WASTE DISTRICT DEBT 385	\$0.00
ALL CAPITAL PROJECTS 406	\$1,275.54
THOURED SERIES 408	\$1,501.40
AS CAP. PROJECT 440	\$0.00
451	\$0.00
SERVICES 452	\$0.00
HELPING SENIORS 453	\$0.00
454	\$0.00
AL FUEL FUND 625	\$0.00
AL GARAGE 626	\$409.57
AGENCY 735	\$175.29
TRUST 736	\$0.00
SCAVENGER WASTE 918	\$1,855.00
GRAND TOTAL	\$218,630.53

**THE VOTE**

Gilliam  Yes  No  
 Stark  Yes  No  
 Creighton  Yes  No  
 Prusinowski  Yes  No  
 Janoski  Yes  No

THE RESOLUTION WAS  WAS NOT   
 THEREUPON DULY DECLARED ADOPTED

COUNCILMAN PRUSINOWSKI  
 COUNCILPERSON  
 hereby authorized to

offered the following resolution, which was  
 RESOLVED at the SUPERVISOR

RESOLUTION #682

1171

ACCOUNTS	TOTALS
001	\$326,543.10
002	\$0.00
003	\$225.00
004	\$1,608.00
006	\$222.77
005	\$1,200.00
111	\$54,395.89
112	\$27,459.20
113	\$0.00
114	\$11,004.64
115 0.1	\$13,860.13
116	\$5,279.48
117	\$2,583.63
118	\$0.00
174	\$20,230.99
175	\$0.00
176	\$0.00
177	\$0.00
178	\$1,132.34
179	\$3,135.23
180	\$0.00
181	\$6,044.20
182	\$0.00
184	\$9.00
381	\$0.00
382	\$0.00
383	\$0.00
384	\$0.00
385	\$0.00
406	\$18,500.00
408	\$44.00
440	\$0.00
451	\$0.00
452	\$1,701.89
453	\$1,655.38
454	\$1,452.58
625	\$0.00
626	\$5,462.80
735	\$170,735.77
736	\$0.00
918	\$8,839.74
*****GRAND TOTAL*****	\$683,325.76

**THE VOTE**

Gilliam Yes  No  Creighton Yes  No   
 Stark Yes  No  Prusinowski Yes  No   
 Janoski Yes  No

**THE RESOLUTION WAS ~~X~~ WAS NOT**  
**THE RESOLUTION DULY DECLARED ADOPTED**