

RESOLUTION LIST:

- Res. #32 Safety Inspections Budget Adjustment**
- Res. #33 Authorizes Town Clerk to Publish and Post the Attached Notice to Bidders for Street Lighting and Traffic Signal Maintenance Repair Parts**
- Res. #34 Ratifies the Appointment of a Temporary Substitute Food Service Worker to the Seniors Program (Lori Siebert)**
- Res. #35 Authorization to Publish Advertisement for 20 Passenger Handicap Accessible Bus to be Utilized by the Senior Center**
- Res. #36 Ratifies a Call-In Clerk to the Riverhead Recreation Department (Elizabeth Flood)**
- Res. #37 Ratifies a Call-In Clerk to the Riverhead Recreation Department (Mary Flood)**
- Res. #38 Authorizes Attendance at the 2016 Training School and Annual Meeting Held by the Association of Towns (February 14-17, 2016)**
- Res. #39 Amends Terms and Conditions of Part-Time Secretary on Temporary Basis (Karen Occhiogrosso)**
- Res. #40 Riverhead Sewer District Budget Adjustment**
- Res. #41 Authorizes Supervisor to Execute Subordination Agreement for Atlantis Holding Company, LLC Restore NY Grant Recapture**
- Res. #42 Determination and Emergency Declaration that the Structure Located at 307 Griffing Avenue, Riverhead, New York, also known as Suffolk County Tax Map No. 600-128-3-19 is Unsafe, has Partially Collapsed, is in Imminent Danger of Further Collapse, Poses a Hazard and Danger to the Public and Orders the Town Engineering Department to Facilitate the Demolition of Said Structure and to Assess Demolition and Removal Costs Against the Subject Property**

TOWN OF RIVERHEAD

Resolution # 32

SAFETY INSPECTIONS
BUDGET ADJUSTMENT

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, as budget adjustment is necessary for the purchase of file cabinets.

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

	<u>FROM</u>	<u>TO</u>
001.036200.5429000 Fuel – Gasoline and Diesel	4,192.92	
001.036200.524000 Equipment		4,192.92

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Building and Accounting Departments.

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Hubbard <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Giglio <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Wooten <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Dunleavy ABSENT
Walter <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 33

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST THE ATTACHED NOTICE
TO BIDDERS FOR STREET LIGHTING AND TRAFFIC SIGNAL MAINTENANCE
REPAIR PARTS**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish the attached Notice to Bidders in the January 21, 2016 issue of the official Town newspaper for the purchase of Street Lighting and Traffic Signal Maintenance Repair Parts; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Engineering, Purchasing Department, IT Department and the Office of Accounting.

BE IT FURTHER RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Hubbard Yes No Giglio Yes No
Wooten Yes No Dunleavy ABSENT
Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed proposals for the Street Lighting and Traffic Signal Maintenance Repair Parts will be received by the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York until 4:00 pm on February 4, 2016 and will be publicly opened and read aloud at 11:00 am on February 5, 2016 in the Office of the Town Clerk.

Bids may be examined and/or obtained on or about January 21, 2016 at the Office of the Town Clerk between the hours of 8:30 am and 4:30 pm weekdays, except holidays or by visiting the Town of Riverhead website: www.townofriverheadny.gov and click on Bid Requests.

Each proposal must be submitted on the forms provided and must be in a sealed envelope clearly marked, "**Street Lighting and Traffic Signal Maintenance Repair Parts**".

Please take further notice, that the Town Board reserves the right to reject in whole or in part any or all bids, waive any informality in the bids and accept the bid which is deemed most favorable in the interest of the Town of Riverhead. The Town Board will use its judgment and discretion to determine the lowest responsible bidder.

Note: Bid responses must be delivered to Office of the Town Clerk at the address above. The Town may decline to accept, deem untimely and/or reject any bid response/proposal that is not delivered to the Office of the Town Clerk.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD
Diane M. Wilhelm, Town Clerk

Dated: January 14, 2016

TOWN OF RIVERHEAD

Resolution # 34

**RATIFIES THE APPOINTMENT OF A TEMPORARY SUBSTITUTE FOOD SERVICE
WORKER TO THE SENIORS PROGRAM**

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, a temporary Food Service Worker is needed at the Senior Center to substitute for an existing staff member who is on a leave of absence.

NOW, THEREFORE, BE IT RESOLVED, that pending the results of a successfully completed background investigation, this Town Board hereby appoints Lori Siebert to the position of temporary Food Service Worker effective January 11, 2016 at the hourly rate of \$15.00.

BE IT FURTHER RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Hubbard Yes No Giglio Yes No
Wooten Yes No Dunleavy ABSENT
Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 35

**AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR 20 PASSENGER
HANDICAP ACCESSIBLE BUS TO BE UTILIZED BY THE SENIOR CENTER**

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the Town Clerk is authorized to publish and post a notice to bidders for proposals for a 20 PASSENGER HANDICAPPED ACCESSIBLE BUS, to be utilized by the Senior Center and;

WHEREAS, the Town Clerk is hereby authorized to publish and post the following public notice in the JANUARY 21, 2016 issue of the News Review.

RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Hubbard Yes No Giglio Yes No
Wooten Yes No Dunleavy ABSENT
Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of 20 PASSENGER HANDICAP ACCESSIBLE BUS TO BE UTILIZED BY THE SENIOR CENTER in the Town of Riverhead will be received at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York until 2:00 pm on FEBRUARY 16, 2016 at which time they will be publicly opened and read aloud.

Bid packets including specifications may be examined and/or obtained on JANUARY 21, 2016 on the Town's website at www.townofriverheadny.gov click on bid requests.

Each proposal must be submitted on the form provided in a sealed envelope clearly marked 20 PASSENGER HANDICAP ACCESSIBLE BUS TO BE UTILIZED BY THE TOWN OF RIVERHEAD SENIOR CENTER. Any and all exceptions to the specifications must be listed on a separate sheet of paper, bearing the designation 'EXCEPTIONS TO THE SPECIFICATIONS' and 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.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD
Diane M. Wilhelm, Town Clerk**

TOWN OF RIVERHEAD

Resolution # 36

RATIFIES A CALL-IN CLERK TO THE RIVERHEAD RECREATION DEPARTMENT

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, the Town of Riverhead Recreation Department needs a call-in clerk for the 2016 year,

NOW THEREFORE BE IT RESOLVED, that effective January 4, 2016 this Town Board appoints Elizabeth Flood to the position of call-in clerk to be paid at the rate of \$18.20 to the Recreation Department

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Hubbard Yes No Giglio Yes No
Wooten Yes No Dunleavy ABSENT
Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 37

RATIFIES A CALL-IN CLERK TO THE RIVERHEAD RECREATION DEPARTMENT

Councilman Hubbard offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the Town of Riverhead Recreation Department needs a call-in clerk for the 2016 year,

NOW THEREFORE BE IT RESOLVED, that effective January 4, 2016 this Town Board appoints Mary Flood to the position of call-in clerk to be paid at the rate of \$16.75 to the Recreation Department

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Hubbard Yes No Giglio Yes No
Wooten Yes No Dunleavy ABSENT
Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 38

**AUTHORIZES ATTENDANCE AT THE 2016 TRAINING SCHOOL
AND ANNUAL MEETING HELD BY THE ASSOCIATION OF TOWNS
(February 14 - 17, 2016)**

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the Association of Towns is hosting their 2016 Training School and Annual Meeting at the New York Marriott Marquis (Times Square), located at 1535 Broadway, New York City, New York, on Sunday, February 14th through Wednesday, February 17th, 2016; and

WHEREAS, it is the desire of the following individuals to attend such course:

- Jill Lewis, Deputy Supervisor
- Tim Hubbard, Town Councilman
- Robert F. Kozakiewicz, Town Attorney
- Daniel P. McCormick, Deputy Town Attorney
- George Woodson, Highway Superintendent

NOW THEREFORE BE IT HEREBY RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the aforementioned individuals to attend the Association of Towns 2016 Training School and Annual Meeting to be held at the New York Marriott Marquis (Times Square), New York City, New York on Sunday, February 14th through Wednesday, February 17th, 2016; and be it further

RESOLVED, that the Town Board hereby authorizes overnight accommodations to be limited to one evening, Monday, February 15, 2016 at the aforementioned hotel or a hotel that conforms with our Travel & Conference Policy; and be it further

RESOLVED, that approved related expenses incurred by the individuals will be reimbursed upon proper submission of receipts and in accordance with the Town of Riverhead Travel and Conference Policy; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Hubbard Yes No Giglio Yes No
Wooten Yes No Dunleavy ABSENT
Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 39

**AMENDS TERMS AND CONDITIONS OF
PART-TIME SECRETARY ON TEMPORARY BASIS**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Hubbard

WHEREAS, by Resolution #88, adopted on February 7, 2012, the Town Board appointed Karen Occhiogrosso to the position of Part-time confidential Secretary to the Town Attorney's Office; and

WHEREAS, by Resolution #146, adopted on February 22, 2012, the Town Board amended resolution 88-2012 to set an official date of hire as February 12, 2012; and

WHEREAS, there is currently a need for additional legal secretarial assistance on a temporary basis and Karen Occhiogrosso is willing to increase her workweek hours on a temporary basis.

NOW THEREFORE BE IT RESOLVED, the Town Board, be and hereby ratifies the terms and conditions of employment as set forth under the terms of Resolution #88-2012 & to Resolution #146-2012 and a work week for Karen Occhiogrosso in the position of Confidential Secretary at a maximum of 35 hours per week effective January 11, 2016 through February 2, 2016; and be it further

RESOLVED, that all other terms specified in Resolution #88-2012 and Resolution # 146-2012 remain unchanged.

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Hubbard Yes No Giglio Yes No
Wooten Yes No Dunleavy ABSENT
Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 40

RIVERHEAD SEWER DISTRICT

BUDGET ADJUSTMENT

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the Superintendent of Sewer is requesting a budget adjustment for plant improvements at the Riverhead Sewer District.

NOW THEREFORE BE IT RESOLVED, that the Supervisor be, and is hereby authorized to establish the following budget adjustment and transfer of funds from the Riverhead Sewer District Fund Balance:

	<u>FROM</u>	<u>TO</u>
114.081300.546200 Utilities – Electricity	26,900	
114.081300.523011 Plant Improvements		26,900

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Riverhead Sewer District and Accounting Department.

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

On a motion by Councilman Wooten, seconded by Councilwoman Giglio, resolution #40 was TAKEN OFF THE FLOOR, motion carried by unanimous vote. Immediately thereafter there was a motion to put to vote.

THE VOTE

Hubbard <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Giglio <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Wooten <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Dunleavy ABSENT
Walter <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 41

AUTHORIZES SUPERVISOR TO EXECUTE SUBORDINATION AGREEMENT FOR ATLANTIS HOLDING COMPANY, LLC RESTORE NY GRANT RECAPTURE

Councilman Hubbard offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, New York State Empire State Development Corporation (ESDC) Restore New York Community Initiatives ("Restore III" NY Grant) made funds available for the demolition, rehabilitation or reconstruction of vacant, abandoned, surplus or condemned commercial and/or residential buildings within their control to help New York communities with their downtown revitalization efforts; and

WHEREAS, the Town Community Development Department submitted for and was awarded a \$2.4 million Restore NY Grant for the redevelopment of the buildings and lots located at Tax Map Numbers 0600-129-4-020, 0600-129-4-021.001, 0800-129-4-021.002, and 0600-129-4-19.1 formerly known in part as Atlantis Marine World Aquarium, Main Street, Riverhead, New York for the reconstruction of two demolished, underutilized properties and the development of a five story, 100 room Hyatt Place Hotel, along with the enhancement of the Atlantis Marine World Aquarium by adding a two story changing exhibit and catering hall; and

WHEREAS, the grant for the revitalization of the Atlantis Marine World Aquarium supports the goals and objectives of the Town of Riverhead East Main Street Urban Renewal 1993 Plan and 2008 Update; and

WHEREAS, by resolution #823, adopted on November 3, 2010, the Town Board of the Town of Riverhead authorized acceptance of the \$2.4 million Restore III NY Grant funds; and

WHEREAS, the Restore III NY Grant included a five (5) year recapture in the event that the grant recipient sells or transfers within five (5) years after disbursement of grant funds; and

WHEREAS, in May 2011 the Town entered into an agreement with Atlantis Holding Company, LLC to set terms regarding disbursement of the \$2.4 million Restore III NY Grant funds; and

WHEREAS, under the terms of the May 2011 agreement, the parties agreed that Atlantis would provide a bond to the Town of Riverhead to address the five (5) year recapture; and

WHEREAS, by Resolution #166 adopted February 20, 2013 the Town Board amended the agreement with Atlantis Holding Company, LLC to remove the obligation to provide a bond and offered instead to give a second mortgage for the sum of

\$2,400,000 to be forgiven in 20% increments over the five (5) year recapture period as per the terms of the Restore III NY Grant; and

WHEREAS, Atlantis Holding Company, LLC requests that the Town of Riverhead subordinate such second mortgage to allow refinancing of the primary mortgage on the property and which continues the mortgage in second position; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board authorizes the Supervisor to execute such documents including the attached subordination agreement and any recording forms necessary to effectuate the purposes and intent of this resolution subject to review and approval by the Town Attorney; and

RESOLVED, that a copy of this resolution shall be provided to the Community Development Department and the Town Attorney; and

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

On a motion by Councilman Wooten, seconded by Councilwoman Giglio, resolution #41 was TAKEN OFF THE FLOOR, motion carried by unanimous vote. Immediately thereafter there was a motion to put to vote.

THE VOTE

Hubbard	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Giglio	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
Wooten	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Dunleavy	ABSENT			
					Walter	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No

The Resolution Was Thereupon Duly Declared Adopted

Record and Return to:

Moritt Hock & Hamroff LLP
400 Garden City Plaza
Garden City, New York 11530
Attention: Gary C. Hisiger, Esq.

Street Address :
City of :
County of :
State of : New York
District :
Section :
Block :
Lot :

SUBORDINATION AGREEMENT

KNOW ALL MEN BY THESE PRESENTS, this 14th day of January, 2016, that Town of Riverhead ("Junior Mortgagee"), having an office at 200 Howell Avenue, Riverhead, New York, 11901, in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration to it paid by TD BANK, N.A., the receipt of which is hereby acknowledged, it does hereby acknowledge the subordinate position of its lien and distribution pursuant to a certain Note and Second Mortgage made by the Town of Riverhead Industrial Development Agency and Atlantis Holding Company, LLC, in favor of Junior Mortgagee, in the principal amount of \$2,400,000.00 dated May 23, 2013 and recorded on June 26, 2013 in the Suffolk County Clerk's Office in Liber 22354, Page 521, as to an interest in that certain real property known as 431 East Main Street, Riverhead, New York, more fully described on "Exhibit A" which is attached hereto and made a part hereof, to a certain \$15,250,000.00 Mortgage and Security Agreement, dated January ____, 2016, from Atlantis Holding Company, LLC to TD BANK, N.A., for itself and as agent for The Toronto-Dominion Bank, to be recorded contemporaneously herewith.

IN WITNESS WHEREOF, intending to be legally bound hereby, the Parties have hereunto set their hands and seals the day and year first above written.

TOWN OF RIVERHEAD

By: _____
Name: Sean Walter
Title: Town Supervisor

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

On the 14th day of January, in the year 2016, before me, the undersigned, personally appeared Sean Walter, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her capacity, and that by his/her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

Exhibit A
Legal Description

TOWN OF RIVERHEAD

Resolution # 42

DETERMINATION AND EMERGENCY DECLARATION THAT THE STRUCTURE LOCATED AT 307 GRIFFING AVENUE, RIVERHEAD, NEW YORK, ALSO KNOWN AS SUFFOLK COUNTY TAX MAP NO. 600-128-3-19 IS UNSAFE, HAS PARTIALLY COLLAPSED, IS IN IMMINENT DANGER OF FURTHER COLLAPSE, POSES A HAZARD AND DANGER TO THE PUBLIC AND ORDERS THE TOWN ENGINEERING DEPARTMENT TO FACILITATE THE DEMOLITION OF SAID STRUCTURE AND TO ASSESS DEMOLITION AND REMOVAL COSTS AGAINST THE SUBJECT PROPERTY

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the Riverhead Town Clerk was directed to and did facilitate the publication and posting of a public notice for a public hearing regarding an alleged unsafe structure as delineated above on October 6, 2015; and

WHEREAS, a public hearing was commenced on November 4, 2015, at about 2:30 p.m., at Riverhead Town Hall, for the purpose of determining whether the structure located at 307 Griffing Avenue, Riverhead, also known as SCTM No. 600-128-3-19, was an unsafe structure, pursuant to Chapter 54 of the Riverhead Town Code, and whether the subject property owner was timely notified of such public hearing pursuant to statutory notice requirements and to provide an opportunity for the property owner to address the subject allegations; and

WHEREAS, the public hearing was continued on January 14, 2016, for the purpose of receiving additional evidence; and

WHEREAS, the Town Board received testamentary evidence as well as other evidence in the form of exhibits during the hearing dates of November 4, 2015, and January 14, 2016.

NOW THEREFORE BE IT RESOLVED, that the Town Board, upon due deliberation and consideration of all of the evidence adduced at the public hearing, has determined and hereby declares, on an emergency basis, that the delineated structure is an unsafe structure as follows:

1. Said structure constitutes a hazard to public safety, health and neighboring structures and buildings in that the structure, due to prolonged and unabated exterior and interior exposure to rain, snow, ice and wind, has partially collapsed due to weakened and dilapidated structural components; and
2. Is in imminent danger of a total collapse as weather elements continue to weaken the structural components and structural integrity of the building; and
3. That the subject property owner was timely notified of the unsafe condition of the structure and the date and time of the subject hearing pursuant to statutory requirements and was an active participant during the public hearing; and

4. That the property owner has failed to remediate the unsafe condition of the structure in a timely manner with notice of the consequences of same.

BE IT FURTHER RESOLVED, that the Town Engineering Department is ordered to expedite and facilitate the demolition of the delineated structure pursuant to applicable New York State and/or Suffolk County laws, rules, regulations or procedures and applicable engineering best management practices, including but not limited to the removal and/or securing of the basement area of the delineated structure by means it deems appropriate and assess all costs and expenses incurred by the Town, including but not limited to retention of third-party contractors and/or consultants in connection with the demolition proceedings as a charge to the property owner, including all administrative costs incurred by the Town pursuant to Riverhead Town Code Chapter 54.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be forwarded to the subject property owner as determined and known to the Chief Fire Marshal, via personal service and/or certified mail, return receipt requested; the Town Engineering Department and the Chief Fire Marshal. In addition, all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

On a motion by Councilman Wooten, seconded by Councilwoman Giglio, resolution #42 was TAKEN OFF THE FLOOR, motion carried by unanimous vote. Immediately thereafter there was a motion to put to vote.

THE VOTE

Hubbard - ABSTAIN Giglio Yes No
Wooten Yes No Dunleavy ABSENT
Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted