

TOWN OF RIVERHEAD
SPECIAL TOWN BOARD MEETING
DECEMBER 6, 2002

- Res.# 1246** **Authorizes Town Clerk to Publish and Post Attached Legal Notice**
- Res. #1247** **Authorizes Town Clerk to Post and Publish Notice to Bidders for Pick Up and Removal of Yard Waste from Young's Avenue Yard Waste Collection Facility**
- Res. #1248** **Authorizes the Supervisor to Execute an Agreement with a Police Officer and the Riverhead Policemen's Benevolent Association Concerning an Employment Matter**

DECEMBER 6, 2002

TOWN OF RIVERHEAD

Adopted

Resolution # 1246

AUTHORIZES TOWN CLERK TO PUBLISH AND POST
ATTACHED LEGAL NOTICE

COUNCILMAN LULL

_____ offered the following resolution
which was seconded by COUNCILMAN DENSIESKI

RESOLVED, that the Town Clerk be and is hereby directed to publish the attached Legal Notice in the December 12, 2002 issue of The News Review.

THE VOTE

Sanders Yes No

Blass Yes No

Densieski Yes No

Lull Yes No

Kozakiewicz Yes No

THE VOTE
Sanders Yes No Blass Yes No
Densieski Yes No Lull Yes No
Kozakiewicz Yes No
THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

\$34,751,000

TOWN OF RIVERHEAD, SUFFOLK COUNTY,
NEW YORK

PUBLIC IMPROVEMENT (SERIAL) BONDS, 2003

SUMMARY NOTICE OF BOND SALE

Telefax (631-331-8834) and written proposals will be received and considered by the undersigned Supervisor of the Town of Riverhead, Suffolk County, New York, at the Office of Munistat Services, Inc., 12 Roosevelt Avenue, Port Jefferson Station, New York 11776, until 11:00 o'clock A.M., Prevailing Time, on the 17th day of December, 2002, at which time and place the bids will be opened, for the purchase at not less than par and accrued interest of

\$34,751,000 Public Improvement (Serial) Bonds, 2003, of said Town, dated January 1, 2003, and maturing \$1,626,000 on June 1, 2003, \$1,675,000 on June 1 in each of the years 2004 to 2006, both inclusive, \$1,650,000 on June 1 in each of the years 2007 to 2009, both inclusive, \$1,725,000 on June 1, 2010, \$1,750,000 on June 1, 2011, \$1,800,000 on June 1, 2012, \$1,850,000 on June 1, 2013, \$1,875,000 on June 1 in each of the years 2014 and 2015, \$1,975,000 on June 1, 2016, \$1,675,000 on June 1, 2017, \$1,700,000 on June 1, 2018, \$1,775,000 on June 1 in each of the years 2019 to 2021, both inclusive, and \$1,600,000 on June 2022, with interest thereon payable on June 1, 2003 and semi-annually thereafter on December 1 and June 1.

THE TOWN RESERVES THE RIGHT TO CHANGE THE TIME AND/OR DATE FOR THE OPENING OF BIDS. NOTICE OF ANY SUCH CHANGE SHALL BE PROVIDED NOT LESS THAN 24 HOURS PRIOR TO THE TIME SET FORTH ABOVE FOR THE OPENING OF BIDS BY MEANS OF A SUPPLEMENTAL NOTICE OF SALE TO BE TRANSMITTED OVER TM3.

The bonds will be initially issued in registered form in denominations such that one bond shall be issued for each maturity of bonds in such amounts as hereinafter set forth, and when issued will be registered in the name of Cede & Co., as nominee of the Depository Trust Company, New York, New York, which will act as securities depository for the bonds. The bonds may not be converted into coupon bonds or be registered to bearer.

Bonds maturing on or before June 1, 2012 are not subject to redemption prior to maturity. Bonds maturing on or after June 1, 2013 are subject to redemption, at the option of the Town, prior to maturity, in whole or in part, in inverse order of maturity, on any date on or after June 1, 2012, at par, plus accrued interest to the date of redemption.

Each bid must be for all of said \$34,751,000 serial bonds and may state different rates of interest for bonds maturing in different calendar years; provided, however, that (i) only one rate of interest may be bid for bonds of the same maturity, (ii) variations in rates of interest so bid shall be in ascending progression in order of maturity so that the rate of interest on any single maturity of said bonds shall not be less than the rate of interest applicable to any prior maturity, and (iii) all rates of interest bid must be stated in a multiple of one-eighth or one-hundredth of one per centum per annum. Unless all bids are rejected, the award will be made to the bidder complying with the terms of sale and offering to purchase said bonds at such rate or rates of interest as will produce the lowest net interest cost computed in accordance with the net interest cost method of calculation, that being the rate or rates of interest which will produce the least interest cost over the life of the bonds, after accounting for the premium offered, if any. If two or more such bidders offer to purchase the bonds at the same net interest cost, computed as described above, the bonds will be awarded to the bidder whose bid offers to purchase the bonds at the highest premium dollar amount. The right is reserved to reject any or all bids, and any bid not complying with this Notice of Sale will be rejected. Each bid must be enclosed in a sealed envelope addressed to the undersigned Supervisor, and should be marked on the outside "Proposal for Bonds".

As a condition precedent to the consideration of his proposal, a good faith deposit (the "Deposit") in the form of a certified or cashier's check or a financial surety bond in the amount of \$695,020 payable to the order of the Town of Riverhead is required for each bid to be considered. If a check is used, it must be drawn upon an incorporated bank or trust company to the order of the Town of Riverhead, New York, and must accompany the bid. If a surety bond is used, it must be from an insurance company licensed to issue such a bond in the State of New York, the claims paying ability of which is rated in the highest rating category by at least two nationally recognized statistical rating organizations, and such bond must be submitted to the Town or its Financial Advisor prior to the opening of the bids. The financial surety bond must identify each bidder whose deposit is guaranteed by such financial surety bond. If the bonds are to be awarded to a bidder utilizing a financial surety bond, then the purchaser is required to submit its Deposit to the Town in the form of a certified or cashier's check or a wire transfer in such amount, as instructed by the Town or its Financial Advisor, not later than 3:00 o'clock P.M. (Prevailing Time) on the next business day following the award. If such deposit is not received by that time, the financial surety bond may be drawn by the Town to satisfy the Deposit requirement. No interest on the Deposit will accrue to the Purchaser. The Deposit will be applied to the purchase price of the Bonds.

If the bonds qualify for issuance of any policy of municipal bond insurance or commitment therefor at the option of a bidder, the purchase of any such insurance policy or the issuance of any such commitment therefor shall be at the sole option and expense of such bidder and any increased costs of issuance of the bonds resulting by reason of the same shall be paid by such bidder. Any failure of the bonds to be so insured or of any such policy of insurance to be issued, shall not constitute cause for a failure or refusal by the purchaser of the bonds to accept delivery of and pay for said bonds in accordance with the terms of the purchase contract.

The purchaser will be furnished without cost, the unqualified legal opinion as to the validity of the bonds of Willkie Farr & Gallagher, New York, New York, Bond Counsel.

For further information regarding the Bonds and to obtain copies of the complete Notice of Bond Sale, Bid Form, and the Preliminary Official Statement of the Town, please contact Munistat Services Inc. telephone (631) 331-8888, telecopier: (631) 331-8834

Dated: Riverhead, New York,
December 3, 2002.

Robert F. Kozakiewicz
Supervisor

December 6, 2002

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 1247

AUTHORIZES TOWN CLERK TO POST AND PUBLISH NOTICE TO BIDDERS FOR PICK UP AND REMOVAL OF YARD WASTE FROM YOUNGS AVENUE YARD WASTE COLLECTION FACILITY

COUNCILMAN LULL

_____ offered the following resolution, which was

seconded by **COUNCILWOMAN SANDERS**

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish the attached Notice to Bidders for the Pick Up and Removal of Yard Waste from the Youngs Avenue Yard Waste Collection Facility, Riverhead, New York in the December 12, 2002 issue of the New Review; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Kenneth Testa, P.E., John Reeve and the Office of Accounting.

Engineering Department

THE VOTE

Sanders Yes No Blass Yes No

Densleki Yes No Lull Yes No

Kozakiewicz Yes No

THE RESOLUTION WAS ~~NOT~~ WAS NOT _____

THEREUPON DULY ADOPTED

TOWN OF RIVERHEAD
NOTICE TO BIDDERS

Sealed proposals for the Pick Up and Removal of Yard Waste from the Youngs Avenue Yard Waste Facility, Riverhead, New York will be received by the Town of Riverhead at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York until 11:00 am on Friday, December 20, 2002 at which time they will be publicly opened and read aloud.

Plans and specifications may be examined and obtained on or about December 12, 2002 at the Office of the Town Clerk between the hours of 8:30 am and 4:30 pm weekdays, except holidays.

Each proposal must be submitted on the form provided in a sealed envelope clearly marked "Yard Waste Pick Up and Removal".

The Town of Riverhead reserves the right to reject any and all bids.

BY ORDER OF THE RIVERHEAD TOWN BOARD

Barbara A. Grattan, Town Clerk
Riverhead, NY 11901

Dated: December 6, 2002

Engineering Department

Adopted

12/06/02

TOWN OF RIVERHEAD

Resolution # 1248

AUTHORIZES THE SUPERVISOR TO EXECUTE AN AGREEMENT WITH A POLICE OFFICER AND THE RIVERHEAD POLICEMEN'S BENEVOLENT ASSOCIATION CONCERNING AN EMPLOYMENT MATTER

COUNCILMAN DENESKI

_____ offered the following resolution, was seconded

COUNCILWOMAN SANDERS

by _____:

WHEREAS, the Town Board of the Town of Riverhead pursuant to Resolution 1244 of 2002, extended a certain employee's probationary period, and

WHEREAS, the Town Board has conferred with the Chief of Police, the involved employee, the Policemen's Benevolent Association representative and employment counsel on the matter,

NOW, THEREFORE, be it

RESOLVED that the Town Board of the Town of Riverhead hereby authorizes the Supervisor to execute an agreement between the involved police officer, the Town Board and the Riverhead PBA concerning the employment status of that police officer, and it is further

RESOLVED, that the Town Clerk of the Town of Riverhead is hereby directed to forward a certified copy of this resolution to the Chief David Hegermiller, the Town Attorney, the Office of Accounting, the Riverhead PBA, Alan Krantz, Esq., Rains & Pogrebin, Esqs., and the Police Officer involved.

THE VOTE

Sanders Yes No Bliss Yes No

Deneski Yes No Lull Yes No

Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED