Town Clerk

# *TOWN BOARD MEETING*
# *AGENDA*
## ROBERT F. KOZAKIEWICZ, Supervisor

**March 18th , 2003**

Edward Densieski, Councilman
James Lull, Councilman

Barbara Blass, Councilwoman
Rose Sanders, Councilwoman

Barbara Grattan, Town Clerk
Dawn Thomas, Town Attorney

## ELECTED OFFICIALS

| | |
|---|---|
| Laverne Tennenberg | Chairwoman Board of Assessors |
| Madelyn Sendlewski | Board of Assessors |
| Paul Leszczynski | Board of Assessors |
| Mark Kwasna | Highway Superintendent |
| Maryann Wowak Heilbrunn | Receiver of Taxes |
| Richard Ehlers | Town Justice |
| Allen M. Smith | Town Justice |

## DEPARTMENT HEADS

| | |
|---|---|
| John J. Hansen | Accounting Department |
| Leroy E. Barnes, Jr. | Building Department |
| Andrea Lohneiss | Community Development |
| Ken Testa | Engineering Department |
| Richard Hanley | Planning Department |
| Chief David Hegermiller | Police Department |
| Judy Doll | Recreation Department |
| John Reeve | Senior Services |
| Michael Reichel | Sanitation Department |
| Gary Pendzick | Sewer District |
| | Water Department |

## Call to Order and Salute to the Flag

## Approves Minutes of Town Board Meeting of March 4th, 2003

Denneski Offered the minutes to be approved, which was seconded by Sull. 5 yes

# REPORTS

**Receiver of Taxes:** Total Collected to date:$41,659,882.74

**Juvenile Aid Bureau:** Monthly report for February,2003

**Police Dept.:** Monthly report for January,2003

**Open Bid Reports:** Kitchen Equipment-Opened: 03/07/03
One Bid Was Received

Old Steeple Church

| | |
|---|---|
| Oven Range | $255.00 |
| Refrigerator | 25.00 |

**Stotzky Park Basketball Court**
Opened: 3/14/03
Seven Bids were Received

| | |
|---|---|
| 1. Artco Drainage Corp. | $56,071.56 |
| 2. Cardo Site Development | $58,395.00 |
| 3. Owen Bros. Landscape | $61,859.00 |

# APPLICATIONS

**Shows & Exhibition Permits:**

Sunshine Acres-Beginning in April And ending in November-Dressage Horse Show.

Darlene Raynor-Commencing in May And ending in September-Horse Show.

**Site Plans:**

25 Manor Lane-Jamesport Fire District Cell Tower Replacement

Liz Strebel-Construction of a New Retail Store.

North East Christian Book Store-Amended

# CORRESPONDCE

# COMMITTEE REPORT

Barbara Blass: Master Plan

# PUBLIC HEARINGS

2:05 P.M. The Special Permit Petition of KKNY, LLC (Krispy Kreme, Riverhead Centre)

2:10 p.m. The Special Permit Petition of Paul Martin/ Riverhead Commerce Park to allow the construction of a 4,600 square foot, 150 seat restaurant.

2:15 p.m. the Special Permit Petition of William & Frances Schaefer to construct a residence with attached Apartment constituting a two family dwelling on Premises located on Herricks Lane, Jamesport.

**PUBLIC COMMENT ON ANY RESOLUTIONS LISTED BELOW:**

**COMMUNITY DEVELOPMENT AGENCY MEETING:**

**#8** Authorizes Chairman to Execute License Agreement with East End Event Management

**REGULAR TOWN BOARD MEETING:**

**#277** Accepts 5% Performance Bond of JeJope, LLC (Neefus-Stype Insurance)

**#278** Awards Bid for Commercial Kitchen Equipment

**#279** Awards Bid-RWD-Extension No. 72-Reeves Golf

**#280** Rejects Bid for Sanitary System Interim Improvements-Calverton Sewer District

**#281** Awards Bid-Riverhead Scavenger Waste District-Headworks Improvements- Contract E-Electrical and Contract G- General

**#282** Awards Bid for Decorative Street Clock

**#283** Ratifies the Authorization of the Town Clerk to Advertise for Bids on Precast Concrete Drainage Rings & Associated Items

**#284** Authorizes Town Clerk to Post and publish a Notice to Bidders for Purchase of Mobile ADA Restroom Trailer

**#285** Authorization to Publish Advertisement for Household Hazardous Waste

**#286** Authorization to Publish and Post Advertisement for Food

**#287** Authorization to Publish Advertisement for Snack Vendors 2003

**#288** Authorization to Publish Advertisement for Milk

**#289** Authorization to Publish and Post Advertisement for Meat & Poultry

**#290** Authorization to Publish and Post Advertisement for Propane

**#291** Extends Bid contract for Grass Seed and Lawn Chemicals

**#292** Extends Bid Contract for Janitorial Supplies

**#293** Ratifies Settlement Agreement

**#294** Authorization to Discard Fixed Assets

**#295** Approves Application of Darleen W. Raynor (Horse Show)

**#296** Authorizes Town Clerk to Publish and post Public Notice to Consider the Purchase of Development Rights of a Parcel Located in the Town of Riverhead (Edward Krupski and Alice Krupski)

**#297** Approves Special Permit Petition of Route 58, Riverhead LLC (Riverhead Marquee Plaza)

**#298** Authorizes Town Clerk to Publish and post Public Notice of Public Hearing to Consider a Proposed Local Law for an Amendment of Chapter 101 (Vehicles and Traffic) of the Riverhead Town Code (101.10 & 101-10.2)

**#299** Authorizes Town Clerk to Post and Publish Public Notice for Public Hearing to Consider the adoption of Rules and Regulations for the Operation of the Town Owned Runway/Landing Strip at Calverton Enterprise Park

**#300** Authorizes the Establishment of a Petty Cash Account for the Riverhead Senior Citizen Site Council

**#301** Declaring Lead Agency and SEQRA Findings as to the Siting of a Temporary, Portable Asphalt Manufacturing Plant as Part of the Reclamation project at the Young's Avenue Landfill in Accordance with the State Environmental Quality Review Act (SEQRA)

**#302** Sets Salaries for Summer Personnel for 2003 Recreation Department

**#303** Horton Avenue Playground Capital Project Budget Adjustment

**#304** John Sipala Farmland Development Rights Capital Project Budget Adjustment

**#305** 43 Kay Road Chapter 54 Capital Project Budget Adoption

**#306** Vernon Wells III Farmland Preservation Capital Project Budget Adoption

**#307** William Burns Farmland Preservation Capital Project Budget Adoption

**#308** 852 Roanoke Avenue Chapter 96 Capital Project Budget Adoption

**#309** 9 Zion Street Chapter 54 Capital Project Budget Adoption

**#310** RIFTA Fund Budget Adoption

**#311** Town Board Special Program Fund Budget Adjustment

**#312** Water District Budget Adjustment

**#313** 2003 Recreation Capital Project Improvement Project Budget Adjustment

**#314** General Fund Budget Adjustment

**#315** Authorizes Town Supervisor to Execute Change Order for Municipal Garage Maintenance Mechanic Facility-Plumbing

**#316** Order Establishing Extension 78 to the RWD-Baiting Hollow Farms

**#317** Amends Resolution #232-2003

**#318** Authorizes the Attendance of One Police Officer at the Traumas of Law Enforcement Training School

**#319** Authorizes Attendance of Police Officer at Annual Magloclen Training Conference

**#320** Accepts Resignation of Conservation Advisory Council Member (G. Bartunek)

**#321** Approves Request for Leave of Absence (S. Gilmore)

**#322** Ratifies the Promotion of Det. Frank Hernandez to the Position of Detective Grade II

**#323** Appoints Maintenance Mechanic IV in the Department of Buildings & Grounds

**#324** Appoints Ordinance Inspector

**#325** Reassigns Clerk Typist (S. Edwards)

**#326** Converts Part Time to Full Time Account Clerk Typist

**#327** Town Re-Establishes Terms & Conditions-Legislative Secretary

**#328** Town Re-Establishes Terms & Conditions-Executive Secretary

**#329** Town Re-Establishes Terms & Conditions-Executive Assistant

**#330** Appoints Chaperones for the Recreation Department

**#331** Downtown Restroom Project Capital Project Budget Adoption

**#332** Middle Road Traffic Control Project Capital Project Budget Adoption

**#333** '02 Public Parking Riverfront Parking Capital Project Budget Adjustment

**#334** Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Definition of Country Inn)

**#335** Appoints Member to the Conservation Advisory Council (D. Lewin)

**#336** Authorizes Town Clerk to Publish and Post Public Notice to Consider the Purchase of Development Rights of a Parcel Located in the Town of Riverhead (John Cichanowicz and Helen Cichanowicz)

**#337** Appoints a Provisional Recreation Supervisor (C. Fox)

**#338** Home Rule Message for Town of Riverhead Department of Highway (Amending Chapter 25, Article X, Section 271, Paragraph 31

**#339** Authorizes Supervisor to Execute a Memorandum of Understanding with Suffolk County and NYS Empire Development Corp.

**#340** Pays Bills

3/18/03

Adopted

Town of Riverhead Community Development Agency

Resolution # 8

Authorizes Chairman to Execute License Agreement with East End Event Management

Member Lull offered the following resolution,

which was seconded by Member Densieski:

**WHEREAS,** East End Event Management (d/b/a The New York Airshow) intends to conduct an airshow at the Calverton Enterprise Park and desires on-site office space in order to market and prepare for the event in September 2003; and

**WHEREAS,** the CDA believes this event will contribute positively to tourism and the local economy; and

**WHEREAS,** the Town of Riverhead will receive $12 per square foot for 320 square feet of office space in the Guard House, which equates to $320 per month.

**WHEREAS,** the term of the license is from April 1, 2003 through December 31, 2003.

**THEREFORE, BE IT RESOLVED,** that the Town Board authorizes the Chairman to execute the license agreement with East End Event Management upon receipt of adequate insurance.

**AND BE IT FURTHER RESOLVED,** that the Town Clerk shall provide a certified copy of this resolution to Community Development Agency Director Andrea Lohneiss.

**The Vote:**

| | | |
|---|---|---|
| Member Sanders | YES | |
| Member Blass | NO | |
| Member Densieski | YES | |
| Member Lull | YES | **The Resolution is ADOPTED.** |
| Chairman Kozakiewicz | YES | |

**Motion to Amend**

| | | |
|---|---|---|
| Member Sanders | NO | |
| Member Blass | NO | |
| Member Densieski | YES | |
| Member Lull | YES | **Motion Approved** |
| Chairman Kozakiewicz | YES | |

Adopted

TOWN OF RIVERHEAD

Resolution # 277

**ACCEPTS 5% PERFORMANCE BOND OF JEJOPE LLC (NEEFUS-STYPE INSURANCE)**

COUNCILWOMAN BLASS offered the following resolution,

which was seconded by COUNCILMAN LULL

WHEREAS, JEJOPE LLC has posted a performance bond (#SU3484606) in the sum of Forty Two Thousand Five Hundred Dollars ($42,500) representing the 5% bond for work at Route 25 & Union Avenue, Aquebogue, New York Suffolk County Tax Map # 600- 085.00-02-111.03 as per Section 108-133 (I) of the Riverhead Town Code; and

WHEREAS, the Town Attorney of the Town of Riverhead has reviewed said bond and deems it to be sufficient in its form.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts the performance bond in the sum of Forty Two Thousand Five Hundred Dollars ($42,500) issued to the Town of Riverhead; and,

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to JEJOPE LLC, c/o Donald A Denis, P.C., Po Box 565, Aquebogue, New York 11931, the Building Department; the Planning Department and the Town Attorney's Office.

**THE VOTE**

Sanders ☒ Yes ☐ No  Blass ☒ Yes ☐ No

Densieski ☒ Yes ☐ No  Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

The Resolution Was ☒ Was Not ☐
Thereupon Duly Declared Adopted

Adopted

TOWN OF RIVERHEAD

Resolution # 278

## AWARDS BID FOR COMMERCIAL KITCHEN EQUIPMENT

COUNCILWOMAN SANDERS offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

WHEREAS, the Town Clerk was authorized to publish and post a notice for sealed bids for kitchen equipment at the old Senior Center and;

WHEREAS, this equipment was determined to be disposed of and;

WHEREAS, 1 bid was were received and opened 7th day of March at 11:00 a.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place given in the Notice to Bidders.

NOW THEREFORE BE IT

RESOLVED, that the bid for 1 Garland Oven/Range/Convection oven , item #20403 for $255.00 and the True Brand Refrigerator, 49 CFT-9, I.D. #20656 FOR $25.00 be and hereby is, awarded to The Old Steeple Community Church of Aquebogue, New York and;

RESOLVED, that the balance of the equipment Item #3; Exhaust Fan ID# none, Item #4: 35 F. True Double Door Freezer, I.D. #20655, and Item #5: Jackson Dishwasher-JP-24, ID#20657 will be disposed of as originally decided and;

RESOLVED, the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Old Steeple Community Church, Judy Doll, Ken Testa and the Purchasing Department.

## THE VOTE

Blass ☒ Yes ☐ No  Densieski ☒ Yes ☐ No

Lull ☒ Yes ☐ No  Sanders ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

The Resolution Was ☒ Was Not ☐
Thereupon Duly Declared Adopted

3/18/03

Adopted

AWARDS BID
RIVERHEAD WATER DISTRICT
EXTENSION NO. 72
REEVES GOLF

RESOLUTION # 279

Adopted 3/18/2003

COUNCILMAN LULL offered the following resolution which was seconded by COUNCILWOMAN BLASS,

WHEREAS, this Town Board did authorize the advertisement for bids for Extension No. 72 of the Riverhead Water District, and

WHEREAS, the Town Clerk was authorized to advertise for such bids, and

WHEREAS, all bids received were opened and read aloud on the date and time advertised in the notice, and

WHEREAS, by letter dated March 12, 2003, H2M, consulting engineers to the Riverhead Water District, did recommend that the bid be awarded to D. F. Stone Contracting Ltd in the amount of $334,359.50,

NOW, THEREFORE, BE IT

RESOLVED, that the bid for the Riverhead Water District Extension No. 72 be and is hereby awarded to D. F. Stone Contracting Ltd., in the amount of $334,359.50,

and be it further

RESOLVED, that the Town Clerk forward certified copies of this resolution to the above named contractor, Frank A. Isler, Esq.; H2M, Riverhead Water District, and the Accounting Department, be it further

RESOLVED, that the Town Clerk is hereby authorized to return to all the unsuccessful original bidders their respective bid security and it is further

RESOLVED, that upon completion of fully executed contracts and the filing of said contract with the Town Clerk, the Town Clerk is hereby authorized to release to the successful bidder the bidder's bid security.

THIS RESOLUTION PREPARED BY FRANK A. ISLER FOR THE RIVERHEAD WATER DISTRICT

THE VOTE
Sanders ✓ Yes ___ No Blass ✓ Yes ___ No
Densleski ✓ Yes ___ No ___ Lull ✓ Yes ___ No
Kozakiewicz ___ ~~Yes~~ ___ ~~No~~ abstain
THE RESOLUTION WAS ✓ ~~WAS NOT~~ ___
THEREUPON DULY ADOPTED

3/18/03

**Adopted**

REJECTS BIDS
SANITARY SYSTEM INTERIM IMPROVEMENTS
CALVERTON SEWER DISTRICT

RESOLUTION # 280

Adopted 3/18/2003

COUNCILMAN DENSIESKI offered the following resolution which was seconded by COUNCILWOMAN SANDERS,

WHEREAS, this Town Board did authorize the advertisement for bids for Sanitary System Interim Improvements for the Calverton Sewer District, and

WHEREAS, the Town Clerk was authorized to advertise for such bids, and

WHEREAS, all bids received were opened and read aloud on the date and time advertised in the notice, and

WHEREAS, it has been recommended by H2M, consulting engineers to the Calverton Sewer District, dated March 10, 2003, that all bids received be rejected,

NOW, THEREFORE, BE IT

RESOLVED, that all bids for the Sanitary System Interim Improvements for the Calverton Sewer District be and are hereby rejected, and be it further

RESOLVED, that the Town Clerk forwarded certified copies of this resolution to Frank Russo at H2M, Michael Reichel, Frank Isler, Esq., Town Engineer, and all bidders, be it further

RESOLVED, that the Town Clerk is hereby authorized to return to all bidders their respective bid security.

THIS RESOLUTION PREPARED FOR THE CALVERTON SEWER DISTRICT BY FRANK A. ISLER

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

3/18/03

Adopted

AWARDS BID
RIVERHEAD SCAVENGER WASTE DISTRICT
HEADWORKS IMPROVEMENTS
CONTRACT E - ELECTRICAL
CONTRACT G - GENERAL

RESOLUTION # 281

Adopted 3/18/2003

COUNCILWOMAN SANDERS offered the following resolution which was seconded by COUNCILMAN LULL,

WHEREAS, this Town Board did authorize the advertisement for bids for headworks improvements for the Riverhead Scavenger Waste District, electrical and general/mechanical construction, and

WHEREAS, the Town Clerk was authorized to advertise for such bids, and

WHEREAS, all bids received were opened and read aloud on the date and time advertised in the notice, and

WHEREAS, by letters dated March 11, 2003, H2M, consulting engineers to the Riverhead Scavenger Waste District, did recommend that the bid be awarded as follows:

Electrical
To: Hawkeye Electric
$79,941.00

General & Mechanical
To: W.H.M. Plumbing & Heating Contractors, Inc.
$588,000

NOW, THEREFORE, BE IT

RESOLVED, that the bid for the Riverhead Scavenger Waste District headworks improvements, electrical and general/mechanical contracts be and are hereby awarded as follows:

Electrical
To: Hawkeye Electric
$79,941.00

General & Mechanical
To: W.H.M. Plumbing & Heating Contractors, Inc.
$588,000

and be it further

RESOLVED, that the Town Clerk forward certified copies of this resolution to the above named contractors, Frank A. Isler, Esq.; H2M, Riverhead Scavenger Waste District, and the Accounting Department, be it further

RESOLVED, that the Town Clerk is hereby authorized to return to all the unsuccessful original bidders their respective bid security and it is further

RESOLVED, that upon completion of fully executed contracts and the filing of said contract with the Town Clerk, the Town Clerk is hereby authorized to release to the successful bidder the bidder's bid security.

THIS RESOLUTION PREPARED BY FRANK A. ISLER FOR THE RIVERHEAD SCAVENGER WASTE DISTRICT

THE VOTE

Sanders ✓ Yes ___ No
Densieski ✓ Yes ___ No
Kozakiewicz ✓ Yes ___ No
Blass ✓ Yes ___ No
Lull ✓ Yes ___ No

THE RESOLUTION WAS ✓ WAS NOT ___
THEREUPON DULY ADOPTED

March 18, 2003

Adopted

TOWN OF RIVERHEAD
RESOLUTION # 282

AWARDS BID FOR DECORATIVE STREET CLOCK

COUNCILMAN DENSIESKI offered the following resolution which was seconded by COUNCILWOMAN BLASS.

WHEREAS, the Town Clerk was authorized to publish and post a Notice to Bidders for the purchase and installation of a decorative street clock; and

WHEREAS, two (2) bids were received, opened and read aloud on the 30th day of December, 2002 at 11:00 am in the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York.

NOW, THEREFORE, BE IT RESOLVED, that the bid for the decorative street clock be and is hereby awarded to The Verdin Company in the amount of Twenty Three Thousand Six Hundred Twenty & 00/100 ($23,620.00); and

BE IT FURTHER RESOLVED, that the Town Board be and does hereby authorize the Town Clerk to return any and all bid bonds received in connection with the above; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to The Verdin Company, 444 Reading Road, Cincinnati, Ohio, Kenneth Testa, P.E. and the Office of Accounting.

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

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 283
ADOPTED MARCH 4, 2003

RATIFIES THE AUTHORIZATION OF THE TOWN CLERK TO READVERTISE FOR BIDS ON PRECAST CONCRETE DRAINAGE RINGS & ASSOCIATED ITEMS

COUNCILWOMAN SANDERS OFFERED THE FOLLOWING

RESOLUTION WHICH WAS SECONDED BY COUNCILMAN LULL.

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to readvertise for sealed bids for the purchase of PRECAST CONCRETE DRAINAGE RINGS & ASSOCIATED ITEMS for the use of the Town of Riverhead Highway Department, AND BE IT,

RESOLVED, that the specifications and forms for bidding be prepared by the Superintendent of Highways, and all bids to be returnable up to 11:00 A.M. on March 24, 2003, AND BE IT FURTHER,

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to open publicly and read aloud on MARCH 24, 2003 at 11:00 A.M. at the Town Clerk's office, Town Hall, 200 Howell Avenue, Riverhead, New York, all sealed bids bearing the designation "BID ON PRECAST CONCRETE DRAINAGE RINGS & ASSOCIATED ITEMS".

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

# NOTICE TO BIDDERS

Sealed bids for "PRECAST CONCRETE DRAINAGE RINGS & ASSOCIATED ITEMS" for the use of the Riverhead Highway Department will be received by the Town Clerk of the Town of Riverhead at the Town Hall, 200 Howell Avenue, Riverhead, New York 11901 until 11:00 A.M. on March 24, 2003.

Instructions for bidders, specifications and forms may be obtained at the office of the Town Clerk at the Town Hall Monday through Friday between the hours of 8:30 A.M. and 4:30 P.M..

All bids will be submitted on the bid form provided. Any and all exceptions to the specifications will 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 waive any formalities if it believes such action to be in the best interest of the town.

All bids will be submitted in a sealed envelope bearing the designation "BID on PRECAST CONCRETE DRAINAGE RINGS & ASSOCIATED ITEMS".

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD
BARBARA A. GRATTAN, TOWN CLERK

March 18, 2003

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 284

AUTHORIZES TOWN CLERK TO POST AND PUBLISH A NOTICE TO BIDDERS FOR PURCHASE OF MOBILE ADA RESTROOM TRAILER

COUNCILWOMAN SANDERS offered the following resolution which was seconded by COUNCILWOMAN BLASS.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached Notice to Bidders in the March 26, 2003 issue of the official Town newspaper for the purchase of one Mobile ADA Restroom Trailer, and

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

THE VOTE

Sanders ✓ Yes ___ No
Densleski ✓ Yes ___ No
Kozakiewicz ✓ Yes ___ No
Blass ✓ Yes ___ No
Lull ✓ Yes ___ No

THE RESOLUTION WAS ✓ WAS NOT ___
THEREUPON DULY ADOPTED

# TOWN OF RIVERHEAD
## NOTICE TO BIDDERS

Sealed proposals for the purchase of one Ameri*Can Engineering Mobile ADA Model No. 812 Restroom Trailer 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 April 14, 2003 at which time they will be publicly opened and read aloud.

Plans and specifications may be examined and obtained on or about March 28, 2003 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 "Mobile ADA Restroom Trailer".

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

BY ORDER OF THE RIVERHEAD TOWNB BOARD
Barbara A. Grattan, Town Clerk
Riverhead, New York

Dated: March 18, 2003

3/18/03

Adopted

TOWN OF RIVERHEAD

Resolution # 285

AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR HAZARDOUS HOUSEHOLD PRODUCTS

COUNCILMAN LULL offered the following resolution,

which was seconded by COUNCILWOMAN SANDERS

WHEREAS,; the Town Clerk is authorized to publish and post a notice to bidders for HAZARDOUS HOUSEHOLD PRODUCTS and;

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the March 27th, 2003 issue of the Traveler Watchman and;

BE IT RESOLVED, that the Town Clerk be, and hereby is, authorized to forward a copy of this resolution to the Sanitation Superintendent and the Purchasing Department.

THE VOTE

Sanders [X] Yes [ ] No

Blass [X] Yes [ ] No

Densieski [X] Yes [ ] No

Lull [X] Yes [ ] No

Kozakiewicz [X] Yes [ ] No

The Resolution Was [X] Was Not [ ]
Thereupon Duly Declared Adopted

O:\Accounting\2003 resolutions\ACCTG.MAT.P&P.hazmat.doc

# TOWN OF RIVERHEAD
# NOTICE TO BIDDERS

Separate sealed proposals will be received by the Town Clerk until 11:15 a.m. prevailing time on APRIL 4TH, 2003 at 11:30 a.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, at which time they will publicly be opened and read for:

**Processing and disposal of Household Hazardous Waste from the Town of Riverhead Transfer Facility at Youngs Avenue, Riverhead, New York.**

Bid Packets may be obtained and examined at the Office of the Town Clerk at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, tel. (516) 727-3200.

Security for each bid must be submitted with each bid in an amount not less than five percent (5%) of the Base Bid in the form and subject toe the conditions set forth in the "Instructions to Bidders."

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

Dated: Riverhead, New York
March 18, 2003

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, TOWN CLERK

Adopted

3/18/03

TOWN OF RIVERHEAD

**Resolution # 286**

**AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR FOOD**

COUNCILMAN DENSIESKI offered the following resolution,

which was seconded by COUNCILMAN LULL

WHEREAS,; the Town Clerk is authorized to publish and post a notice to bidders for FOOD and;

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the March 27th, 2003 issue of the Traveler Watchman and;

BE IT RESOLVED, that the Town Clerk be, and hereby is, authorized to forward a copy of this resolution to the Senior Citizen Manager and the Purchasing Department.

**THE VOTE**

Sanders ☒ Yes ☐ No

Blass ☒ Yes ☐ No

Densieski ☒ Yes ☐ No

Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

The Resolution Was ☒ Was Not ☐
Thereupon Duly Declared Adopted

# TOWN OF RIVERHEAD
# NOTICE TO BIDDERS

Sealed bids for the purchase of FOOD for use by the TOWN OF RIVERHEAD will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, until **11:15 a.m. on APRIL 4TH, 2003.**

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

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

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

All bids are to be submitted to the Town Clerk's Office in a sealed envelope bearing the designation BID FOR FOOD.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

Adopted

TOWN OF RIVERHEAD

Resolution #287

## AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR SNACK VENDORS 2003

COUNCILMAN DENSIESKI offered the following resolution,

which was seconded by COUNCILWOMAN BLASS

WHEREAS,; the Town Clerk is authorized to publish and post a notice to bidders for SNACK VENDORS 2003 for the Town of Riverhead at Reeves Park Beach , Stotzky Park and Wading River Beach and;

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the March 27th, 2003 issue of the Traveler Watchman and;

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

## THE VOTE

Sanders [X] Yes [ ] No

Blass [X] Yes [ ] No

Densieski [X] Yes [ ] No

Lull [X] Yes [ ] No

Kozakiewicz [X] Yes [ ] No

The Resolution Was [X] Was Not [ ]
Thereupon Duly Declared Adopted

# TOWN OF RIVERHEAD
# NOTICE TO BIDDERS

Sealed bids for **SNACK VENDOR 2003 SERVICES** for the TOWN OF RIVERHEAD at Wading River beach, Reeves Beach and Stotzky Park 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 APRIL 4TH, 2003.**

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

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

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

All bids are to be submitted in a sealed envelope bearing the designation **BIDS FOR SNACK VENDORS 2003.**

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

3/18/03

Adopted

TOWN OF RIVERHEAD

Resolution # 288

AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR MILK

COUNCILMAN DENSIESKI offered the following resolution,

which was seconded by COUNCILMAN LULL

WHEREAS,; the Town Clerk is authorized to publish and post a notice to bidders for MILK and;

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the March 27th, 2003 issue of the Traveler Watchman and;

BE IT RESOLVED, that the Town Clerk be, and hereby is, authorized to forward a copy of this resolution to the Senior Citizen Manager and the Purchasing Department.

THE VOTE

Sanders [X] Yes [ ] No

Blass [X] Yes [ ] No

Densieski [X] Yes [ ] No

Lull [X] Yes [ ] No

Kozakiewicz [X] Yes [ ] No

The Resolution Was [X] Was Not [ ]
Thereupon Duly Declared Adopted

O:\Accounting\2003 resolutions\ACCTG.MAT.P&P.milk.doc

# TOWN OF RIVERHEAD
# NOTICE TO BIDDERS

Sealed bids for the purchase of MILK for use by 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 **11:20 a.m. on APRIL 4TH, 2003.**

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

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

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

All bids are to be submitted to the Town Clerk's Office in a sealed envelope bearing the designation BID FOR MILK.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

Adopted

3/18/03

TOWN OF RIVERHEAD

Resolution #289

AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR MEAT & POULTRY

COUNCILWOMAN BLASS offered the following resolution,

which was seconded by COUNCILMAN LULL

WHEREAS,; the Town Clerk is authorized to publish and post a notice to bidders for **MEAT & POULTRY** and;

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the March 27th, 2003 issue of the Traveler Watchman and;

BE IT RESOLVED, that the Town Clerk be, and hereby is, authorized to forward a copy of this resolution to the Senior Citizen Manager and the Purchasing Department.

THE VOTE

Sanders [X] Yes [ ] No

Blass [X] Yes [ ] No

Densieski [X] Yes [ ] No

Lull [X] Yes [ ] No

Kozakiewicz [X] Yes [ ] No

The Resolution Was [X] Was Not [ ]
Thereupon Duly Declared Adopted

O:\Accounting\2003 resolutions\ACCTG.MAT.P&P.MEAT & POULTRY.doc

# TOWN OF RIVERHEAD
# NOTICE TO BIDDERS

Sealed bids for the purchase of **MEAT & POULTRY PRODUCTS** for use by 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 **11:15 A.M. ON APRIL 4TH, 2003.**

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

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

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

Adopted

3/18/03

**TOWN OF RIVERHEAD**

**Resolution # 290**

**AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR PROPANE**

COUNCILMAN DENSIESKI offered the following resolution,

which was seconded by COUNCILMAN LULL

WHEREAS,; the Town Clerk is authorized to publish and post a notice to bidders for PROPANE and;

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the March 27th, 2003 issue of the Traveler Watchman and;

BE IT RESOLVED, that the Town Clerk be, and hereby is, authorized to forward a copy of this resolution to the Senior Citizen Manager and the Purchasing Department.

**THE VOTE**

Sanders [X] Yes [ ] No

Blass [X] Yes [ ] No

Densieski [X] Yes [ ] No

Lull [X] Yes [ ] No

Kozakiewicz [X] Yes [ ] No

The Resolution Was [X] Was Not [ ]
Thereupon Duly Declared Adopted

# TOWN OF RIVERHEAD
# NOTICE TO BIDDERS

Sealed bids for the purchase of PROPANE for use by 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 **11:10 a.m. on APRIL 4TH, 2003.**

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

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

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

All bids are to be submitted to the Town Clerk's Office in a sealed envelope bearing the designation BID FOR PROPANE.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

March 18, 2003



Adopted

TOWN OF RIVERHEAD

Resolution # 291

EXTENDS BID CONTRACT FOR GRASS SEED & LAWN CHEMICALS

COUNCILWOMAN BLASS offered the following resolution,

COUNCILMAN DENSIESKI which was seconded by

WHEREAS, THE Purchasing Department has requested the contract with ALL PRO HORTICULTURE & LESCO, INC., originally awarded under Resolution #459 adopted MAY 7, 2002 , be extended until APRIL 1, 2004 and;

WHEREAS, the above named vendors have agreed to extend the contract until April 1, 2004 for prices attached , and;

WHEREAS, the Town Board has reviewed said request.

NOW THEREFORE BE IT

RESOLVED, that the contract for GRASS SEED & CHEMICALS be, and hereby is, extended to APRIL 1, 2004; and

RESOLVED, the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to ALL PROP HORTICULTURE, INC., LESCO, INC. Buildings & Grounds and the Purchasing Department.

THE VOTE

Sanders [X] Yes [ ] No  Blass [X] Yes [ ] No

Densieski [X] Yes [ ] No  Lull [X] Yes [ ] No

Kozakiewicz [X] Yes [ ] No

The Resolution Was [X] Was Not [ ]
Thereupon Duly Declared Adopted

O:\Accounting\2002 resolutions\ACCTG.MAT.EXTENSION.GRASS SEED 2003.doc\\

Adopted

TOWN OF RIVERHEAD

Resolution # 292

## EXTENDS BID CONTRACT FOR JANITORIAL SUPPLIES

COUNCILMAN DENSIESKI offered the following resolution,

COUNCILMAN LULL which was seconded by

WHEREAS, the Purchasing Department has requested the contract with CENTER MORICHES PAPER & EMERALD ISLAND SUPPLY awarded under Resolution #178 extended March 31, 2003, be extended again for the second year until March 31, 2004 and;

WHEREAS, the above named vendors have agreed to extend the contract until March 31, 2004 for prices attached , and;

WHEREAS, the Town Board has reviewed said request.

NOW THEREFORE BE IT

RESOLVED, that the contract for JANITORIAL SUPPLIES be, and hereby is, extended UNTIL MARCH 31, 2003; and

RESOLVED, the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to CENTER MORICHES PAPER, EMERALD ISLAND SUPPLY and the Purchasing Department.

## THE VOTE

Sanders [X] Yes [ ] No  Blass [X] Yes [ ] No

Densieski [X] Yes [ ] No  Lull [X] Yes [ ] No

Kozakiewicz [X] Yes [ ] No

The Resolution Was [X] Was Not [ ]
Thereupon Duly Declared Adopted

March 18, 2003

Adopted

# TOWN OF RIVERHEAD

**Resolution #** 293

## RATIFIES SETTLEMENT AGREEMENT

COUNCILMAN LULL offered the following resolution ,

which was seconded by COUNCILWOMAN SANDERS

**RESOLVED,** that the Town Board hereby accepts and ratifies the settlement agreement dated March 7, 2003 with regard to the disciplinary action of an employee; and

**BE IT FURTHER, RESOLVED**, that the Town Clerk is hereby directed to forward a copy of this resolution to Richard K. Zuckerman, Esq., Joseph M. Vitale, Esq. and John J. Hansen, Financial Administrator.

**THE VOTE**

**Sanders** ☒ **Yes** ☐ **No** **Blass** ☒ **Yes** ☐ **No**

**Densieski** ☒ **Yes** ☐ **No** **Lull** ☒ **Yes** ☐ **No**

**Kozakiewicz** ☒ **Yes** ☐ **No**

March 18, 2003

525

Adopted

# TOWN OF RIVERHEAD

## AUTHORIZATION TO DISCARD FIXED ASSETS

## RESOLUTION # 294

COUNCILWOMAN SANDERS offered the following resolution, which was seconded by COUNCILWOMAN BLASS.

WHEREAS, broken equipment that has been salvaged for parts and is no longer usable; and

WHEREAS, after careful consideration, the Sewer District and the Accounting Department have made a recommendation that this equipment has no residual value and should be discarded. The Accounting Department hereby requests that the Town Board excess this property so that it may be removed from the records.

NOW, THEREFORE BE IT RESOLVED that the Accounting Department is hereby authorized to discard the following items:

| Tag # | Description |
|---|---|
| 2339 | BIF Flow Master |
| 2864 | Eagle Control Panel |
| 21293 | Wet/Dry Vac |
| 773 | Exposimeter Gas Meter |
| 751 | Edment Oxygen Meter |
| 4452 | Scott Gas Meter |
| 762 | 4 Leg Chair |
| 817 | Leaf Blower |
| 5962 | GE Refrigerator short |
| 50422 | Weed Wacker |
| 3178 | Pump |
| 5810 | PH Meter |
| 24237 | Lime Mixer |
| 24391 | Pump |

### THE VOTE

Sanders ☒ Yes ☐ No  Blass ☒ Yes ☐ No

Densieski ☒ Yes ☐ No  Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

\\CPNTA\AcctShare\FixedAssets\reso.junked.3.18.03.doc

3/18/03

Adopted

TOWN OF RIVERHEAD

Resolution # 295

**APPROVES APPLICATION OF DARLENE W. RAYNOR (HORSE SHOW)**

COUNCILWOMAN SANDERS offered the following resolution, was seconded by COUNCILMAN DENSIESKI:

**WHEREAS,** Darlene W. Raynor has submitted an application for the purpose of conducting a Horse Show to be held at 1219 Middle Road, Riverhead, New York, (horse farm owned by Catherine Wilcox) between the hours of 6:00 a.m. and 6:00 p.m. on May 17th, June 21st, July 26th and September 6, 2003; and

**WHEREAS,** the Town Attorney of the Town of Riverhead has reviewed all documents regarding said application; and

**WHEREAS,** a certificate of insurance has been received naming the Town of Riverhead as an additional insured.

**NOW THEREFORE BE IT RESOLVED,** that the application of Darlene W. Raynor for the purpose of conducting a Horse Show to be held at 1219 Middle Road, Riverhead, New York, (horse farm owned by Catherine Wilcox) between the aforementioned dates and times, is hereby approved with the following conditions:

- A pre-opening inspection for each event date is to be conducted by the Riverhead Town Fire Marshal. The Fire Marshal shall be contacted at least three days in advance to schedule an inspection at (631) 727-3200 ext. 209; and be it further

**RESOLVED,** that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Darlene W. Raynor, 1219 Middle Road, Riverhead, New York, 11901; Bruce Johnson, Riverhead Fire Marshal and the Riverhead Police Department.

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

Z:\Laura\chap90\Horseshow2.res.doc

March 18, 2003

Adopted

TOWN OF RIVERHEAD

Resolution # 296.

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER THE PURCHASE OF DEVELOPMENT RIGHTS OF A PARCEL LOCATED IN THE TOWN OF RIVERHEAD (EDWARD KRUPSKI AND ALICE KRUPSKI)**

COUNCILWOMAN BLASS offered the following resolution, was seconded by COUNCILMAN LULL:

**WHEREAS,** pursuant to the provisions of §247 of the New York State General Municipal Law, fee simple owners of agricultural lands may elect to sell and the Town of Riverhead may elect to purchase development rights associated with said lands; and be it further

**WHEREAS,** Edward Krupski and Alice Krupski have expressed a desire to sell the development rights on approximately 37.3 acres of their agricultural lands located on the northwesterly side of Northville Turnpike, Riverhead, New York, at $30,000.00 per acre, further described as Suffolk County Tax Map Number 0600-44-2- p/o 3.1 and their development rights on approximately 22.3 acres of their agricultural lands located on the southeasterly side of Northville Turnpike, Riverhead, New York, at $30,000.00 per acre, further described as Suffolk County Tax Map Number 0600-65-6- p/o 5.1 to the Town of Riverhead.

**NOW THEREFORE BE IT RESOLVED,** that the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider the purchase of development rights of agricultural lands owned by Edward Krupski and Alice Krupski, once in the Traveler Watchman on March 27, 2003, hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed purchase of development rights 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 a copy of this resolution to Annemarie Goodale, Twomey, Latham, Shea and Kelly PO Box 398, Riverhead, New York 11901; the Farmland Preservation Committee; Peconic Land Trust, Attn: Julie T. Wesnofske, 296 Hampton Road, P.O. Box 1776, Southampton, New York, 11969; the Planning Department; the Assessor's Office; the Tax Receiver's Office; the Accounting Office and the Town Attorney's Office.

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

Z:\TnAttyShare\Sean II\Purchase of Dev and open Space\Cichanowicz\Krupski\Krupski public hearing.doc

# TOWN OF RIVERHEAD
# NOTICE OF PUBLIC HEARING

**PLEASE TAKE NOTICE** that a public hearing will be held on the 15th day of April, 2003 at 7:05 o'clock p.m., at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons to consider the purchase of development rights from Edward Krupski and Alice Krupski on approximately 37.3 acres of their agricultural lands located on the northwesterly side of Northville Turnpike, Riverhead, New York, at $30,000.00 per acre, further described as Suffolk County Tax Map Number 0600-44-2- p/o 3.1 and their development rights on approximately 22.3 acres of their agricultural lands located on the southeasterly side of Northville Turnpike, Riverhead, New York, at $30,000.00 per acre, further described as Suffolk County Tax Map Number 0600-65-6- p/o 5.1 pursuant to §247 of the New York State General Municipal Law and Chapter 44 of the Riverhead Town Code.

Dated: Riverhead, New York
March 18, 2003

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

March 18, 2003

Adopted

# TOWN OF RIVERHEAD

Resolution # 297

## APPROVES SPECIAL PERMIT PETITION OF ROUTE 58, RIVERHEAD LLC (RIVERHEAD MARQUEE PLAZA)

Councilman Densieski offered the following resolution which was seconded by Coucnilman Lull

**WHEREAS,** the Town Board of the Town of Riverhead is in receipt of a special permit petition from Stuart Stein, Esq. on behalf of Route 58, Riverhead LLC (Riverhead Marquee Plaza) to allow the construction of a multi-screen indoor theater and a 7,560 square foot restaurant upon real property described as Suffolk County Tax Map Number 0600-101-1-p/o 3 and an attending special permit petition to allow the construction of a 5,683 square foot restaurant upon real property described as Suffolk County Tax Map Parcel No. 0600-119-1-6, and

**WHEREAS,** by resolution #114 of 2002 the Riverhead Town Board did determine the action to be Type I with potentially adverse impacts upon the natural and social environment and that a Draft Environmental Impact Statement ("DEIS") need be prepared, and

**WHEREAS,** a scoping hearing was held on April 3, 2002 in order to identify all significant environmental issues to be addressed in the DEIS, and

**WHEREAS,** by resolution #845 of 2002 the Riverhead Town Board did accept as complete a DEIS in support of the petition as prepared by Nelson, Pipe and Voorhis, dated February, 2002, and

**WHEREAS,** a public hearing was held upon the DEIS on August 25, 2002 in order to hear all interested parties upon the completeness of the DEIS, and

**WHEREAS,** by resolution #1238 of 2002 the Riverhead Town Board did accept the Final Environmental Impact Statement supporting the petition as prepared by Nelson, Pope and Voorhis, dated May, 2002, and

**WHEREAS,** by resolution # 100 of 2003 the Riverhead Town board did adopt Lead Agency Findings pursuant to 6NYCRR Part 617.1, and

**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

**WHEREAS,** the Town Board did refer the petition to the Riverhead Planning Board for its report and recommendation; such Planning Board recommending the granting of the petitions with conditions, and

**WHEREAS,** the petition was referred to the Suffolk County Planning Commission for its recommendation, such Planning Commission recommending the granting of the petitions with conditions, and

**WHEREAS,** on January 7, 2003 a public hearing was held to hear all parties of interest upon the petition, and

**WHEREAS,** the Town Board has carefully considered the merits of the petition, the SEQRA record created to date, the report of the Planning Department, the report of the Planning Board, the report of the Suffolk County Planning Commission, the commentary made at the relevant public hearing, as well as all other pertinent planning, zoning and environmental information, now

**THEREFORE, BE IT**

**RESOLVED,** that in the matter of the special permit petition of Route 58, Riverhead LLC (Riverhead Marquee Plaza), the Riverhead Town Board hereby makes the following findings:

1. That the premises is located within the Industrial A Zoning Use District;
2. That the subject property lies within both the Riverhead Water District and the Riverhead Sewer District;
3. That the proposed recreational use and restaurants are specially permitted uses within the Industrial A Zoning Use District;
4. That the Final Environmental Impact Statement accepted by the Town Board in support of the petition did assess the potentially adverse impacts associated with the development and did provide measures to mitigate such adverse impacts;
5. That by resolution dated January 22, 2003 the Riverhead Town Board did adopt lead agency Findings with respect to the subject petitions as follows:
    i. that the proposed theater is in conformance with those uses contemplated for the premises by the Draft Comprehensive Plan of the Town of Riverhead;
    ii. that the proposed restaurant uses are not in conformance with those uses contemplated for the premises by the Draft Comprehensive Plan of the Town of Riverhead;
    iii. that the Environmental Impact Statement supporting the petitions did not justify the need for the development of the two (2) proposed restaurants in light of the similar uses either existing or approved within the Route 58 corridor;

iv. that the site plan attending the petitions did not comply with the site development standards for the premises as contemplated by the Draft Comprehensive Plan of the Town of Riverhead (Destination Commercial District);

v. that in order to mitigate potential traffic congestion at the site, the petitioner shall provide the lead agency with a plan to provide site access to the existing Kroemer Avenue Extension;

6. That the site plan attending the special permit petition provides a total of 132 parking stalls in excess of the number of stalls required by the Town of Riverhead parking schedule, resulting in approximately 45,000 square feet of additional asphalt area;
7. That the Town Board is in receipt of a Draft Business Element of the Comprehensive Plan Update (APPS, 2001) which makes recommendations regarding the subject premises;
8. That the site plan attending the special permit petition depicts significant vacant area to the north of the property suggesting future development of which motor vehicle traffic impacts need to be considered;
9. That the site plan accompanying the special permit petition depicts minimal landscaping of the frontage along County Route 58 and which is not in conformance with the site design elements enumerated within the proposed Destination Commercial District, aforementioned;
10. That the site is particularly suitable for the location of such use in the community;
11. That the plot area is sufficient, appropriate and adequate for the use and the anticipated operation thereof;
12. That the access facilities are adequate for the estimated traffic from public streets;
13. That there are off-street parking stalls provided at the number required by this chapter and for the anticipated employees and patrons;
14. That adequate buffer yards are provided to protect adjacent properties and land uses;
15. That adequate provisions will be made for the collection and disposal of both sanitary sewage and stormwater runoff;
16. That existing levels of municipal services are adequate to provide for the demands of the proposed use;
17. That the use will not tend to generate any type of environmental pollution including vibration, noise, light, electromagnetism, odors, smoke or irritants where they are discernable on adjacent properties or public highways;
18. That adequate provisions have been made for the collection and disposal of solid wastes generated by the proposed use;
19. That the intensity of the proposed use is justified in light of similar uses within the zoning district; and

**BE IT FURTHER**

**RESOLVED,** that based upon its findings, the Riverhead Town Board hereby approves the special permit application of Route 58, Riverhead LLC (Riverhead Marquee Plaza) for the indoor theater use subject to the following conditions and modifications:

1. That the indoor theater special permit use be approved only for that portion of the property studied for such use;
2. That in the consideration of the contemplated site plan for the indoor theater, the applicant shall employ those site design elements enumerated within the proposed Destination Commercial District;
3. That no site plan application be approved for the premises prior to the applicant securing access to the site from Kroemer Avenue Extension;
4. That the contemplated site plan application conform with the conditions imposed by the Suffolk County Planning Commission in its report dated March 5, 2003, and

**BE IT FURTHER**

**RESOLVED,** that a copies of this resolution be forwarded to the Town Attorney, Building Department, Planning Department and Route 58, Riverhead LLC (Riverhead Marquee Plaza) or his agent.

3/18/03

Adopted

TOWN OF RIVERHEAD

Resolution # 298

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE OF PUBLIC HEARING TO CONSIDER A PROPOSED LOCAL LAW FOR AN AMENDMENT OF CHAPTER 101 (VEHICLES & TRAFFIC) OF THE RIVERHEAD TOWN CODE (101.10 &101-10.2)**

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 public notice to consider a proposed local law to consider the amendments of Chapter 101 entitled, "Vehicles & Traffic" of the Riverhead Town Code, once in the March 27, 2003 issue of the Traveler-Watchman, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further

**RESOLVED,** that the Town Clerk shall provide a certified copy of this resolution to the Highway Department and the Riverhead Police Department.

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

Z:\Laura\reso\101-10noparking.res.doc

# TOWN OF RIVERHEAD
# PUBLIC NOTICE

**PLEASE TAKE NOTICE,** that a public hearing will be held on the 1st day of April, 2003 at 7:25 p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to consider a proposed local law to amend Chapter 101 of the Riverhead Town Code entitled, "Vehicles & Traffic" as follows:

Vehicles and Traffic
Article V
Parking, Standing and Stopping

**§ 101-10. Parking prohibited.**
The parking of vehicles is hereby prohibited in the locations as follows:

| Name of Street | Side | Location |
|---|---|---|
| Prospect Place | East | From its intersection with the northeasterly curb line of East Main Street (Route 25) to a point 25 feet north |
| Prospect Place | West | From its intersection with the northwesterly curb line of East Main Street (Route 25) to a point 25 feet north |

**§ 101-10.2 No parking certain hours.**

| Street | Side | Hours | Location |
|---|---|---|---|
| Prospect Place | East | 1:00 a.m. to 6:00 a.m. | From its intersection with the northeasterly curb line of East Main Street (Route 25) from a point 25 feet north to a point 175 feet north |
| Prospect Place | West | 1:00 a.m. to 6:00 a.m. | From its intersection with the northwesterly curb line of East Main Street (Route 25) from a point 25 feet north to a point 125 feet north |

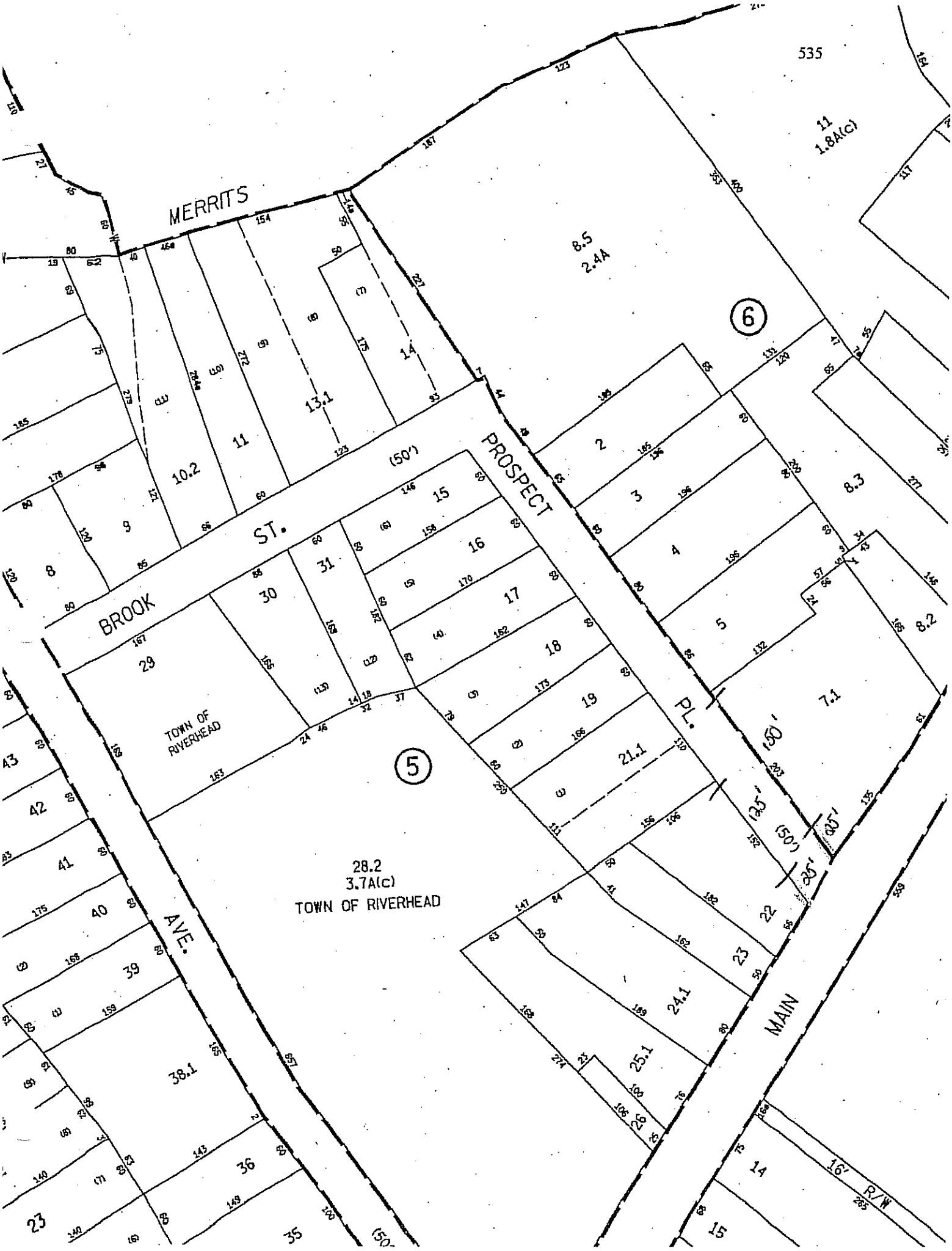
Dated: Riverhead, New York
March 18, 2003

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

* Underline represents addition(s)

**BARBARA GRATTAN,** Town Clerk

Z:\Laura\reso\101-10noparking.res.doc



535
11
1.8A(c)
MERRITS
8.5
2.4A
6
PROSPECT
PL.
BROOK
ST.
AVE.
MAIN
(50')
TOWN OF RIVERHEAD
5
28.2
3.7A(c)
TOWN OF RIVERHEAD
16' R/W

03/18/03

**Adopted**

TOWN OF RIVERHEAD

Resolution # 299

**AUTHORIZES TOWN CLERK TO POST AND PUBLISH PUBLIC NOTICE FOR PUBLIC HEARING TO CONSIDER THE ADOPTION OF RULES AND REGULATIONS FOR THE OPERATION OF THE TOWN OWNED RUNWAY/LANDING STRIP AT CALVERTON ENTERPRISE PARK**

COUNCILMAN LULL offered the following resolution, which was seconded by COUNCILWOMAN BLASS:

**RESOLVED,** that the Town Clerk be and is hereby authorized to post and publish the attached public notice to consider the adoption of rules and regulations for operation of the Town owned runway/landing strip at Calverton Enterprise Park once in the March 25 issue of the Traveler-Watchman Newspaper, which has been designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further

**RESOLVED,** that the Town Clerk shall provide a certified copy of this resolution to the Police Chief, CDA Director, Town Attorney and Tri-State Planning and Engineering.

THE VOTE
Sanders ✓ Yes ___ No Blass ✓ Yes ___ No
Densleski ✓ Yes ___ No Lull ✓ Yes ___ No
Kozakiewicz ✓ Yes ___ No
THE RESOLUTION WAS ✓ WAS NOT ___
THEREUPON DULY ADOPTED

X:\TnAttyShare\Dawn\resolutions\runway rules ph.doc

**TOWN OF RIVERHEAD**
**NOTICE OF PUBLIC HEARING**

**PLEASE TAKE NOTICE** that a public hearing will be held on April 15, 2003, at 7:30 p.m., at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons to consider the adoption of rules and regulations for the operation for the Town owned runway/landing strip located at Calverton Enterprise Park.

Copies of draft rules and regulations will be available in Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday.

Dated: Riverhead, New York
March 18, 2003

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

**BARBARA GRATTAN**, Town Clerk

DRAFT

# CALVERTON AIRPARK

Owner: Town of Riverhead , New York

## General Requirements,

## Minimum Standards

## and

## Operating Rules and Regulations

March 4 2003

# Table of Contents

PART 1: GENERAL REQUIREMENTS
1.1 Preamble and Policy
1.2 Insurance and Liability
1.3 Lease Rates and Fees
1.4 Loss of Lease or Operating Rights
1.5 Application and Qualifications
1.6 Action on Application
1.7 Environmental

PART 2: MINIMUM STANDARDS
2.1 Minimum Standards for Operators
2.2 Aircraft Sales
2.3 Aircraft Airframe, Engine and Accessory Maintenance and Repair
2.4 Aircraft Lease and Rental
2.5 Flight Training
2.6 Skydiving
2.7 Aircraft Fuels and Oil Service
2.8 Avionics, Instruments or Propeller Repair Station
2.9 Aircraft Charter and Air Taxi
2.10 Aircraft Storage
2.11 Specialized Commercial Flying Services
2.12 Multiple Services
2.13 Flying Clubs
2.14 OPERATORs Subleasing From Another Commercial OPERATOR
2.15 Development and Maintenance

PART 3: OPERATING RULES AND REGULATIONS
3.1 Authority Over Operations
3.2 Right of Entry
3.3 Accident and Damage Reports
3.4 Airpark Use - General Conditions
3.5 Aircraft Operation - On Field
3.6 Impact of Aviation Related Activities
3.7 Aircraft Operation - Airspace and Noise Abatement
3.8 Non-Public Aircraft Fuel Dispensing
3.9 Regulations Enforcement and Change

APPENDIX A: MINIMUM INSURANCE POLICY LIMITS

APPENDIX B: MINIMUM REQUIREMENTS FOR A BUSINESS PLAN

GLOSSARY OF TERMS

# 1 GENERAL REQUIREMENTS

## Preamble and Policy

.1 The Town of Riverhead and the Community Development Agency, being the Owner and responsible for the administration of Calverton Airpark does hereby establish a policy for the General Requirements, Minimum Standards and Operating Rules and Regulations.

.1 The Minimum Standards are intended to be the threshold entry requirements for those wishing to provide aeronautical services to the Private Sector and to insure that those who have undertaken to provide commodities and services as approved are not exposed to unfair or irresponsible competition. These Minimum Standards were developed taking into consideration the aviation role of Calverton Airpark, facilities that currently exist at the Airpark, services being offered at the Airpark, the wide range of possible future users of the Airpark and to promote fair competition at the Airpark.

.1 The uniform application of these Minimum Standards, containing the minimum levels of service that must be offered by the prospective service provider, relates primarily to the public interest and discourages substandard entrepreneurs, thereby protecting both the established aeronautical activity and the Airpark patrons.

.1 The Operating Rules and Requirements are established to encourage the safe and efficient use of the Airpark to the benefit and enjoyment of our community at large.

.1 The minimum standards may be supplemented and amended by the Town and Airpark Management, from time to time, in such manner, and to such extent as is deemed proper, or necessary.

.1 In all cases where the words "standards" or "requirements" appear, it shall be understood that they are modified by the word "minimum". All persons are encouraged to exceed the minimum requirements. No person shall operate or conduct an activity at the Airpark in violation of these regulations or the code. <u>All privileges and activities the Town grants to any person shall be nonexclusive. No lease agreement shall be construed to grant an exclusive right to conduct an activity or business on the Airpark.</u>

.1 **Insurance and Liability**

.1 The Town assumes no liability or responsibility for any loss, injury, or damage to persons or property by reason of fire, theft, vandalism, wind or other natural causes, nor does the Town assume any liability for injury to any person while on Airpark property or while using any public or private facilities at the Airpark.

.1 Insurance coverage shall be provided and paid for by all persons, including tenants, conducting non-aviation related operator, hangar operator and hangar owner activities at the Airpark. Insurance coverage shall include, but not be limited to, comprehensive public liability and property damage insurance. All insurance policies, endorsements, or certificates will name the Town as additional insured. The policies, endorsements or certificates will provide that, relative to any other insurance coverage available to the Town, the insurance shall function as primary insurance. The policies will further specify that the insurers may not modify, terminate or cancel coverage, except upon thirty days

written notice to Town's risk manager. Only insurance companies authorized to issue policies in New York shall provide insurance coverage.

.1 **Lease Rates and Fees**

.1 The Town shall determine uniform lease rates and terms for leased property at the Airpark.

.1 The Town shall determine fees for permits or other approved activities at the Airpark.

.1 **Loss of Lease or Operating Rights**

.1 Any person who violates these regulations will be given a written notice by the Airpark Manager describing the violation and suggesting corrective action. The person may be given a specified time period for corrective action to be completed. If the person does not correct the cited violation, the person's lease is subject to immediate termination. In cases where the person and the Airpark Manager cannot agree on the corrective action to be taken, or if a difference of opinion exists concerning the violation itself the person or Airpark Manager may review the issue with the Town. If the person is still not satisfied, he may appeal the issue by giving the Town written notice within 10 days of receipt of the written notice of violation.

.1 No person shall violate the equal opportunity or civil rights of any member of the public, or discriminates against any customer or potential customer, as described by the Federal non-discrimination clauses.

.1 Each aviation operator related service operator, hangar operator, and hangar owner shall provide a copy of these regulations to any sub-lessee, subcontractor, co-owner or others operating on or from the person's leased area.

.1 **Application and Qualifications** - Demonstration of intent to conduct a business operation at the Airpark shall be by application to the Airpark Management . The written application shall contain at the minimum:

.1 The proposed nature of the business. A business plan may be used to express the proposed nature of the business. (See a business plan outline; Appendix B.)

.1 The signatures of all parties whose names are being submitted as owning an interest in the business or will appear on leases or other documents as being a partner, director or corporate officer and those who will be managing the business.

.1 The current financial statement prepared or certified by a Certified Public Accountant.

.1 A listing of assets owned, or being purchased, or leased which will be used in the business on the Airpark.

.1 A current credit report for each party owning or having a financial interest in the business and a credit report on the business itself covering all geographical areas in which it has done business in the ten-year period immediately prior to such application.

.1 An agreement to provide a bond or suitable guarantee of adequate funds to the Town to be used to defray any expenses and fees normally paid by the Lessee between the estimated time the Lessee may default and a new lease is executed and another Lessee takes over.

.1 A written authorization for the FAA, any aviation or aeronautics commissions, administrators, and departments of all states in which the applicant has engaged in aviation business to release information in their files relating to the applicant or its operation. The applicant will execute such forms, releases, or discharges as may be required by those agencies.

.1 Preliminary plans, specifications and dates for any improvements which the applicant intends to make on the Airpark as part of the activity for which approval is sought. Applicant must comply with appropriate Review Procedures and the Town's requirements.

.1 Proof (copy or insurance company letter of intent) of liability coverage for the business operation, flight operations, itinerant aircraft and operators and premises insurance.

.1 Such other information as the Airpark Management.

.1 **Action on Application** - All applications will be reviewed and acted upon by the Management Company within 90 days from the receipt of the application. Applications may be denied for one or more of the following reasons:

.1 The applicant does not meet qualifications, standards and requirements established by these Minimum Standards.

.1 The applicant's proposed operations or construction will create a safety hazard on the Airpark.

.1 The granting of the application will require the expenditure of local funds, labor or materials on the facilities described in or related to the application, or the operation will result in a financial loss to the Town or the Management Company.

.1 There is no appropriate or adequate available space or building on the Airpark to accommodate the entire activity of the applicant.

.1 The proposed operation, Airpark development or construction does not comply with the approved Airpark Layout Plan or other Town approved planning documents.

.1 The development or use of the area requested will result in a congestion of aircraft or buildings, or will result in unduly interfering with the operations of any present operator on the Airpark, such as problems in connection with aircraft traffic or service, or preventing free access and egress to the existing operator area, or will result in depriving, without the proper economic study, an existing operator of portions of its leased area in which it is operating.

.1 Any party applying, or interested in the business, that has supplied false information, or has misrepresented any material fact in the application or in supporting documents, or has failed to make full disclosure on the application.

.1 Any party applying, or having an interest in the business, that has a record of violating the Rules, or the Rules and Regulations of any other Airpark, Civil Air Regulations, Federal Aviation Regulations, or any other Rules and Regulations applicable to this or any other Airpark.

.1 Any party applying, or having an interest in the business, has defaulted in the performance of any lease or other agreement with the Town or any lease or other agreement at any other Airpark.

.1 Any party applying, or having an interest in the business, is not sufficiently credit worthy and responsible in the judgment of the Town to provide and maintain the business to which the application relates and to promptly pay amounts due under the lease.

.1 The applicant does not have the finances necessary to conduct the proposed operation for a minimum period of six months.

.1 The applicant has committed any crime, or violated any local ordinance rule or regulation, which adversely reflects on its ability to conduct the business operation for which the application was filed.

.1 **Environmental**

.1 Any person, party, firm or corporation operating on this Airpark must comply with all federal, state and local environmental requirements.

2 **MINIMUM STANDARDS**

.1 **Minimum Standards for OPERATORs**

.1 Leases shall be for a term to be mutually agreed upon between the parties with due consideration for the financial investment and the need to amortize improvements to the leasehold.

.1 A person shall have such business background and shall have demonstrated his business capability to the satisfaction of, and in such manner as to meet with the approval of the Town.

.1 Any prospective OPERATOR seeking to conduct aeronautical activity at the Airpark should demonstrate that they have adequate resources to realize the business objectives agreed to by the Airpark Management and the applicant.

.1 The prospective OPERATOR shall lease from the Owner an area of not less than 40,000 square feet of ground space to provide for outside display and storage of aircraft and on which shall be erected a building to provide or is an existing building that provides at least 4,000 square feet of floor space for aircraft storage and at least 400 square feet of floor space for office, customer lounge and rest rooms, which shall be properly heated and lighted, and shall provide public telephone facilities for customer use. The OPERATOR shall also provide, on the leased area, paved parking for the OPERATOR' s customers and employees.

.1 An OPERATOR shall provide an aircraft tie-down area with adequate tie-down anchors, ropes, cables or chains of adequate strength to insure aircraft security during high wind conditions. The tie-down area shall be for the exclusive purpose of aircraft tie-down. The tie-down area shall be properly maintained with marked access to Airpark taxiways. The OPERATOR shall properly paint and maintain taxiway lines and aircraft parking stripes to assist pilots in maneuvering aircraft on the premises. Snow and ice shall be removed from the leased tie-down area in a timely manner at the expense of the OPERATOR.

.1 The OPERATOR shall provide a customer and employee parking area within convenient walking distance of the aircraft tie-down area and OPERATOR offices. The OPERATOR shall remove snow and ice from the parking area in a timely manner at its expense.

.1 The prospective OPERATOR shall have his premises open and services available eight hours per day, six days a week, every week of the year, and shall make provision for someone to be in attendance in the office at all times during the required operating hours.

.1 All prospective OPERATOR's shall demonstrate to the Town's satisfaction evidence of

its ability to acquire insurance coverage as stipulated for each particular type of operation. The OPERATOR should make its own analysis to determine if more is needed. However, such policies of insurance shall be maintained in full force and effect during all terms of existing leases, agreements or business licenses or renewals or extensions thereof with a 30-calendar day notice of cancellation to Town. Such policies shall not be for less than the amounts listed in Appendix A; however, in all cases, amounts of policies must meet the statutory requirements of applicable governmental agencies and be approved in writing by the Town.

.1 The OPERATOR must provide, by means of an office or a telephone, a point of contact for the public desiring to utilize OPERATOR's services.

.1 **Aircraft Sales**

.1 An operator that engages in the sale of new or used aircraft shall provide necessary and satisfactory arrangements for repair and servicing of aircraft, but only for the duration of any sales guarantee or warranty period. The operator shall provide an adequate inventory of spare parts for the type of new aircraft for which sales privileges are granted. The OPERATOR who is engaged in the business of selling new aircraft shall have available a representative example of the product.

.1 The OPERATOR shall have in his employ, and on duty during the appropriate business hours, trained personnel in such numbers as are required to meet the customer needs in an efficient manner. The OPERATOR shall also maintain, during all business hours, a responsible person in charge to supervise the operations in the leased area with the authorization to represent and act for and on behalf of the OPERATOR, and provide check ride pilots for aircraft sold.

.1 **Aircraft Airframe, Engine and Accessory Maintenance and Repair**

.1 The OPERATOR shall provide sufficient equipment, supplies, manuals and availability of parts equivalent to that required for certification by the FAA.

.1 The OPERATOR shall have in his employ, and on duty during the appropriate business hours, trained personnel in such numbers as are required to meet the customer needs in this category of services in an efficient manner, but never less than one person currently certificated by the FAA with ratings appropriate to the work being performed and who holds an airframe, power plant or an aircraft inspector rating.

.1 **Aircraft Lease and Rental**

.1 An OPERATOR that engages in aircraft lease or rental shall have available for rental,

either owned or under written lease to the OPERATOR, a minimum of four certified and currently airworthy aircraft, one of which must be a four-place aircraft, and one of which must be equipped for and capable of flight under instrument weather conditions.

.1 The OPERATOR shall have in his employ and on duty during the appropriate business hours, a minimum of one person having a current FAA commercial pilot certificate with appropriate ratings, including instructor rating.

.1 **Flight Training**

.1 An OPERATOR that engages in flight training, shall have available, either owned or under written lease, properly certificated aircraft, one of which must be a four-place aircraft, and one of which must be equipped for and capable of use in instrument flight instruction.

.1 An OPERATOR that engages in the transportation of persons for skydiving, instruction in skydiving, and rental and sales of skydiving equipment shall have available for skydiving, either owned or under written lease to the OPERATOR, at least one property certificated aircraft.

.1 The OPERATOR operation shall meet or exceed the Basic Safety Requirements (BSR) of the United States Parachute Association (USPA), FAR 105, and related FAA Advisory Circulars. The jump plane pilot must hold a FAA commercial pilot certificate and appropriately rated for the aircraft being operated.

.1 The skydiving OPERATOR shall carry the same insurance coverage and limits as any other OPERATOR on the Airpark.

.1 The skydive aircraft will announce on Calverton Airpark or other appropriate UNICOM frequency, skydivers jumping two minutes before the jump and when jumpers exit the aircraft.

.1 Skydive operators and skydive jumpers shall take every reasonable measure to prevent and refrain from unauthorized landings.

.1 Each skydive operator shall within 4 hours after learning of it, report each of its unauthorized off site landings, including those of its skydive jumpers, to the Airpark Manager.

.1 Each skydive jumper must Acknowledge, in a form approved by the Airpark Manager, risk manager, and Town attorney, that the Town bears no liability for any loss, injury, or damage to persons or property arising from the skydive jumper's activities and operations.

.1 Agree to indemnify and hold harmless the Town and each of its Board members, officers, officials, representatives, agents, employees, successors, Airpark Management Company and assigns against all claims of liability including legal fees, by the jumper or others, arising from the skydive jumper's activities and operations.

.1 **Aircraft Fuels and Oil Service**

.1 Aircraft fuel service and all fueling equipment, including mobile dispensing equipment, shall meet the applicable codes and standards including the National Fire Protection Association, Standard 407 and the Uniform Fire Code, most currently adopted edition. Personnel dispensing fuel shall be trained in accordance with Standard 407. Fueling vehicles shall be inspected by federal and state agencies having jurisdiction in their use and by the Town's Fire Marshall prior to being placed into service at the Airpark. Fueling equipment will require semi-annual inspections after being placed into service. Any aircraft fueling equipment found to be in non-compliance with federal, state, or Town standards shall not be allowed to operate on the Airpark premises until all discrepancies are corrected to the satisfaction of the citing agency and the Airpark Manager.

.1 The OPERATOR shall be responsible for fueling operations and shall hold the Town harmless if the OPERATOR or agent causes an environmental accident or incident involving release of petroleum base liquids upon the ground or other Airpark property.

.1 Except as otherwise provided in any agreement between the OPERATOR and the Town, an OPERATOR conducting aviation fuel and oil sales or service to the public on the Airpark shall be required to provide the following services and equipment:

a. Appropriate grades of aviation fuel used by the aircraft based at the Airpark or frequently visiting the Airpark.

b. An adequate inventory of generally accepted grades of aviation engine oil and lubricants.

c. Fuel dispensing equipment, meeting all applicable Federal, State, County, and Town requirements for each type of fuel dispensed.

d. Proper equipment for aircraft towing, inflating aircraft tires, washing aircraft windscreens, and recharging aircraft batteries.

e. The safe storage and handling of fuel in conformance with all Federal, State, and County requirements and fire codes pertaining to safe storage and handling of fuel.

f. The lawful and sanitary handling and timely disposal, away from the Airpark, of all

solid waste, regulated waste, and other materials including, but not limited to, used oil, solvents, and other regulated waste. The piling and storage of crates, boxes, barrels, and other containers will not be permitted within the leased premises.

g. Permanent restroom facilities for personnel and customers.

h. Auto parking for customers and employees.

i. A flight planning area with appropriate seating, work areas, communication facilities, directories and all items necessary for complete flight planning separate from other public areas.

j. A pilot lounge and waiting area for transition of air passengers to ground transportation and vice versa.

k. Adequate bonding wires will be installed, continuously inspected and maintained on all fueling equipment, to reduce the hazards of static electricity.

l. An adequate supply of properly located fire extinguishers and other precautions and/or equipment required by applicable fire codes.

m. Unless provided by the Airpark owner, the OPERATOR shall have a fixed fuel storage system which shall contain safety fixtures and filtration systems to ensure airline-type quality. The system shall be required to have at least 4,000 gallons of storage for each type of fuel the OPERATOR is required to provide. The storage system must include adequate fuel spill prevention features and containment capabilities, together with an approved fuel Spill Prevention Countermeasures and Control Plan (SPCC), as applicable.

.1 **Avionics, Instruments or Propeller Repair Station**

.1 An OPERATOR that engages in the business of avionics, instrument, or propeller repair station and provides a shop for the repair of aircraft avionics, propellers, instruments, and accessories for general aviation aircraft or the sale of new or used aircraft avionics, propellers, instruments, and accessories, shall hold the appropriate repair station certificates issued by FAA for the types of equipment he plans to service and/or install.

.1 The OPERATOR shall have in his employ and on duty during the appropriate business hours trained personnel in such numbers as are required to meet the customer needs in an efficient manner but never less than one person who is an FAA rated radio, instrument or propeller repairman.

.1 **Aircraft Charter and Air Taxi**

.1 An OPERATOR engages in the business of providing air transportation (persons or property), air charter or air taxi, to the general public for hire, on an unscheduled or scheduled basis under Code of Federal Regulations CFR 14 Part 135 of the Federal Aviation Regulations shall provide, either owned or under written lease type, the class, size and number of aircraft intended to be used. Such aircraft shall meet the requirements of the air taxi commercial OPERATOR certificate held by the OPERATOR. The multi-engine aircraft shall be certified for instrument operations.

.1 The OPERATOR shall have in his employ and on duty during the appropriate business hours trained personnel in such numbers as are required to meet the customer needs. in an efficient manner but never less than one person who is an FAA certified commercial pilot and otherwise appropriately rated to permit the flight activity offered by OPERATOR.

.1 **Aircraft Storage**

.1 An OPERATOR that engages in the rental of conventional hangars or T-hangars for aircraft storage shall have his facilities available for the tenant's aircraft storage on a continuous basis.

.1 The OPERATOR shall demonstrate that it can provide sufficient personnel trained to meet all requirements for the storage of aircraft with appropriate equipment.

.1 **Specialized Commercial Flying Services**

.1 A specialized commercial flying services OPERATOR consists of a business group or individual wishing to engage in air transportation for hire for the purpose of providing the use of aircraft for the following activities:

a. Non-stop sightseeing flights that begin and end at the same Airpark.
b. Crop dusting, seeding, spraying, and bird chasing.
c. Banner towing and aerial advertising.
d. Aerial photography or survey.
e. Power line or pipe line patrol.
f. Fire fighting.

Any other operations specifically excluded from Part 135 of the Federal Aviation Regulations.

.1 The Town shall set the minimum insurance requirements as they pertain to the particular type of operation to be performed. These minimum requirements shall be applicable to all operations of a similar nature. All OPERATOR' s will, however, be required to

maintain the Aircraft Liability Coverage as set forth for all OPERATOR's.

.1 The OPERATOR shall have in his employ, and on duty during appropriate business hours, trained personnel in such numbers as may be required to meet the customer needs in an efficient manner.

.1 **Multiple Services**

.1 A multiple services OPERATOR wishing to engage in any two or more of the aeronautical services for which Minimum Standards have been herein provided shall comply with the aircraft requirements, including the equipment thereon for each aeronautical service to be performed except that multiple uses can be made of all aircraft owned or under lease by OPERATOR except aircraft used for crop dusting, aerial application, or other commercial use of chemicals.

.1 The OPERATOR shall provide the facilities, equipment and services required to meet the Minimum Standards as herein provided for all aeronautical service the OPERATOR is performing.

.1 The OPERATOR shall obtain, as a minimum, that insurance coverage which is equal to individual insurance requirements of all aeronautical services being performed by OPERATOR.

.1 The OPERATOR shall have in his employ, and on duty during the appropriate business hours, trained personnel in such numbers as are required to meet the Minimum Standards for each aeronautical service the OPERATOR is performing as herein provided. Multiple responsibilities may be assigned to meet the personnel requirements for each aeronautical service being performed by the OPERATOR.

.1 **Flying Clubs**

.1 Flying clubs wishing to use this Airpark must be nonprofit entities organized to provide its members with any number of aircraft for personal use and enjoyment. The Town has the right to require the club to furnish documents such as insurance policies, and maintain a current list of members as needed to ensure that the club is a nonprofit organization.

.1 The aircraft must be vested in the name of the club or owners on a pro-rata share.

.1 **OPERATORs Subleasing From Another Commercial OPERATOR**

.1 An OPERATOR proposing to sublease from another OPERATOR shall, along with the lessee, prior to finalizing an agreement, obtain the written approval of the Airpark Management for the business proposed. Said sublease shall define the type of business and service to be offered by the sublessee OPERATOR.

.1 The sublessee OPERATOR shall meet all of the Minimum Standards established by the Airpark Managemnt for the categories of services to be furnished by the OPERATOR. The Minimum Standards may be met in combination between lessee and sublessee. The sublease agreement shall specifically define those services to be provided by the lessee to the sublessee that shall be used to meet the standards.

.1 **Development and Maintenance**

.1 No building or structures may be constructed or altered on the Airpark unless the owner has a valid lease.. No construction or alteration of any structure, including signs, may begin unless detailed plans and specifications are on file and approved by the Airpark Manager.

.1 All persons leasing land at the Airpark, and their tenants, shall keep their leased areas maintained, including repair of asphalt, if paved, and free of weeds. Additionally, all persons leasing land at the Airpark must keep their buildings in repair. Determination of adequate maintenance is within the authority of the Airpark Manager. Failure to keep the leased area and improvements maintained can cause termination of the lease, or cause the Town to enter the area, correct the maintenance deficiency and charge the person the actual cost of corrective action, which must be paid within 60 days or the lease is subject to termination.

.1 A written agreement in the form of a plot plan, properly executed by the Town and the person requesting the activity, is a prerequisite to any development activity at the Airpark. All leases and other activities at the Airpark shall be subject to the provisions of these regulations and the Code.

.1 Letters of interest for development or modification to existing structures may be submitted to the Airpark Manager who will keep all such letters on file. Such letters of interest shall contain the following:

a. Information identifying individual or group submitting the letter and the date of the submittlal.

b. The type and size of facility existing and/or planned.

c. Initial drawings and specifications for physical facilities including a concept plan.

d. The intent for the usage of the proposed development.

e. If a hangar is to be used for other than aircraft storage, the type of business, projected number of employees, projected number of customers, hours of operation, and any other information germane to the acceptance of the proposal.

f. Schedule for completing the development and occupancy of the project with the start date defined as the date of final lease approval by the Town.

g. If for a business, projected benefits to the Airpark operation/finances and to the Town.

h. A resume of related experience on equivalent projects, including financial resources and plans for completion of the proposed project.

i. Review of proposals for development shall be initially completed by the Town Planning Director who will prepare written comments on the proposal.

After the review, the Planning Director will send a letter to the proposer who will then have ninety (90) days from the date of the Planning Directors comment transmittal letter in which to determine the feasibility of undertaking the proposed project based upon the comments, and to resubmit the proposal. An extension may be granted by the Town if the developer is delayed by any Town department. The ninety day period allows for the following information to be obtained:

- Prepare a site plan for the project on the Airpark to coincide with the requirements of the Planning Directors comments. This would include water, electrical and sewage connections, if required. Also included would be the impact of the completed project on Airpark operations and other Airpark tenants.

  Determine through meeting with other applicable Town departments, the requirements set forth in Town and Building codes to give the developer an overall understanding of the items that must be completed prior to construction.

- Determine the overall fiscal impact on the proposed development so that the interested party is fully aware of the expenses required to operate at the Airpark, including his own construction expenses, development costs and lease expenses.

- Create ample time to discuss, understand and, if required, negotiate special clauses in the lease agreement with the Town.

.1 All site design shall be in compliance with the adopted Airpark Layout Plan or other Town approved plans for Calverton Airpark.

.1 Site development on Airpark perimeter property may be required to provide for landscaping to screen and buffer automobile parking areas and aircraft tie-down areas from off-site areas and public rights-of-way. Site landscaping may also be required at other locations on Airpark property determined on a case by case basis by the Airpark Manager and the Town. Landscaping must increase and enhance the visual aesthetics of the Airpark. Landscaping shall not pose operating hazards to aircraft or vehicular traffic.

.1 All buildings shall be of permanent construction. No temporary or portable buildings shall be permitted unless they are specifically for use as temporary construction facilities or specifically permitted and approved by the Town.

.1 Buildings shall be designed to be compatible with the overall Airpark aesthetics. Final approval of all proposed building designs shall be by the Town.

.1 Signage shall be in compliance with the Town's sign code and compatible with the overall Airpark plans.

.1 Any person wanting to enter into a lease or contract with the Town to establish a hangar at the Airpark, that does not meet the requirements of an OPERATOR or non-aviation service must meet the minimum requirements of these regulations and the applicable provisions of the Code.

.1 The Town, may require a person wanting to operate or own a hangar to construct or lease a building on the Airpark with adequate space to house the aircraft and provide adequate parking and to make other improvement either on the leased premises or on the Airpark to provide an adequate aircraft maneuvering area and taxiway to the public areas on the Airpark. The hangar operator or hangar owner shall not provide or allow services from the hangar to the general public.

.1 With the written approval of the Airpark Manager, a hangar operator or hangar owner may store aircraft parts, tools and equipment used for construction of experimental aircraft or the maintenance and testing of certified aircraft, or store commercial aircraft.

.1 Sub-lease of the premises or building does require approval of the Town.

## 2 Part OPERATING RULES AND REGULATIONS

### .1 Authority Over Operations

.1 Aeronautical activities on Town property shall be conducted in conformity with all pertinent regulations established by the Federal Aviation Administration including, but not limited to, those set forth in Title 14 of the Code of Federal Rules and the Federal Aviation Regulations Parts 1, 43, 61, 67, 71, 73, 91, 97, 103, 105, 119, 1365, 137, 141, 142, NTSB 830 and the Aeronautical Information Manual. Notwithstanding the foregoing, no authority shall be granted to any operator or manager of the airpark that is not specifically granted pursuant to written agreement with the Town Board of the Town of Riverhead.

.1 The Airpark Managers shall have concurrent jurisdiction with the Town
.2 to enforce these regulations. This authority shall extend to: maintenance of grounds and facilities; operation of the airfield, including landing areas, taxiing areas and public areas; inspection of all structures for compliance to these regulations and the code; Airpark improvement, and aviation or non-aviation activities held upon the area owned or leased within the Airpark.

.1 The Airpark Manager has authority to enforce these regulations.

.1 **Right of Entry**

.1 The Airpark Manager, Town of Riverhead and Suffolk County Police, Town of Riverhead and Town of Brookhaven Fire Marshals, Town of Riverhead Code Enforcement Officers or their designees, and other officials with enforcement authority or responsibility pursuant to this code shall have reasonable right of entry into all areas of the Airpark, including all parts of all structures, in the performance of their duties, for the purposes of enforcing these regulations and the code.

.1 **Accident and Damage Reports**

.1 A person shall report all motor vehicle accidents, as defined by state law, and crimes on the Airpark to the Airpark Manager and the Town of Riverhead Police Department.

.1 A person shall immediately report all damage to, or theft of, Airpark property to the Airpark Manager and the Town Police Department.

.1 A person shall report all accidents and incidents, as defined by the FAA, to the Airpark Manager in addition to any accident reports as required by the FAA or NTSB. Additionally, the person shall report any minor accidents or incidents not requiring a report to the FAA, but involving Airpark property, to the Airpark Manager within three days. If the accident involves Airpark lighting or safety devices, the person shall report it immediately to the Airpark Manager so appropriate repairs may be made.

.1 **Airpark Use - General Conditions**

.1 The Airpark Manager may deny use of the Airpark, or the Airpark facilities, to any person for reason of safety or for violation of these regulations or the code. The Airpark Manager may not discriminate against any person or entity seeking to utilize the Airpark in conformity with the rules and regulations set forth herein.

.1 Motor vehicle access to aircraft normally parked in the established tie-down area or hangar area is permitted provided the motor vehicle is operated and parked in such a manner that it does not interfere with aircraft operations or access to other hangared or parked aircraft. Unless authorized by the Airpark Manager, vehicular or pedestrian traffic shall not be allowed on the runway except for emergency vehicles. All motor vehicles authorized to operate on the runway, while the Airpark is open for aircraft operations, must have appropriate markings, flags, and radio equipment monitoring the Airpark UNICOM frequency. No vehicles, aircraft or equipment may block access to any roads, hangars or other public facilities on the Airpark.

.1 No person may abandon vehicles, equipment, aircraft or parts on the Airpark. Any vehicles, equipment, aircraft or parts not removed within 24 hours after notice or posting from the Airpark Manager shall be considered abandoned. The Town may remove any such equipment and dispose of it with no liability for damage. The last registered owner of the equipment shall be liable for all costs the Airpark Management may incur.

.1 Disabled, wrecked or damaged aircraft or parts shall be stored out of public view or removed from the Airpark. Any aircraft disabled, wrecked or damaged and not removed after notice or posting from the Airpark Manager shall he considered abandoned and removed from the Airpark by the Airpark Manager or Town of Riverhead at the sole expense of the owner.

.1 Waste oil, chemicals, garbage, sludge, ashes, trash or any other waste material may not be disposed of, or stored on Airpark property. All paper, cans, bottles, or similar trash must be put in appropriate approved waste receptacles for disposal off of the Airpark.

.1 No person shall use flammable materials for cleaning aircraft or pans, except with adequate ventilation in areas approved by the Fire Marshal and with a fire extinguisher within easy reach. Flammable materials, such as naphtha, gasoline, and organic or inorganic solvents shall not be stored at the Airpark except in approved containers with adequate warning signs.

.1 No person shall paint aircraft or dope fabric aircraft surfaces unless in an area approved by the Fire Marshal.

.1 Any product used to de-ice Airpark property shall be used in accordance with applicable

Federal, State and Local Laws, ordinances and/or regulations.

.1 Materials, parts, supplies and chemicals to be used for agricultural spraying may be stored on Airpark property, providing all chemical storage meets the requirements of the Airpark Manager, state of New York and County of Suffolk health codes, and any Environmental Protection Agency or similar agency.

.1 **Aircraft Operation - On Field**

.1 Pre-heating of engines is restricted to procedures that do not constitute a hazard to other persons, aircraft or property. Chemical de-icing of airframes is prohibited unless written authority is provided by the Airpark manager. Pre-flight engine warm-ups or engine tests must be performed in an area such that no hazard exists to other aircraft, persons or property.

.1 No person shall engage in or promote any air show, contest, demonstration or similar exhibition within the Airpark property without specific written permission from the Airpark Manager and the Town of Riverhead and complying with the these regulations and the Town Code of the Town of Riverhead. The Airpark Manager shall not grant permission without appropriate FAA clearance or exemptions, and proof of an insurance policy for the event which covers all hazards and holds the Town harmless from any and all claims resulting from the event. No person, without specific written permission from the Airpark Manager and complying with the Town regulations shall collect any monies for use of any Airpark public area.

.1 ***No Touch-and-Go operations may be conducted by aircraft based at the Airpark.***

.1 **Impact of Aviation Related Activities**

.1 The Town of Riverhead may choose to authorize aviation or non-aviation related activities at the Airpark, which do not negatively impact individual owners, property owners, tenants and Town residents. Examples of such activities include air shows, fly-ins, special aircraft operations, balloon operations, skydiving, parachuting, glider operations.

.1 The Airpark Manager or other Town Officials may recommend to the Town Board specific rules and procedures to govern the operations of activities described above, with the objective of lessening or eliminating the potential negative impacts associated with such events.

.1 **Aircraft Operation - Airspace and Noise Abatement**

.1 The Airpark Management with the approval of the Town of Riverhead may enact Noise

Abatement Procedures at the Airpark. Any person operating aircraft at the Airpark shall abide by the approved Noise Abatement Procedures. Nothwithstanding the foregoing, no take offs or landings shall occur between the hours of 11 p.m. and 5 a.m.

.1 ***Aircraft engine run-ups, for maintenance check, are limited to daylight hours during weekdays unless special approval is given by the Airpark manager or a duly authorized representative of the Airpark Management. Nothwithstanding the foregoing, no engine run-ups shall take place earlier than 7 am or later than 9 pm.***

.1 **Non-Public Aircraft Fuel Dispensing**

.1 Except as stated in these regulations, only an OPERATOR shall refuel aircraft at the Airpark. The OPERATOR must possess a valid public aircraft fuel dispensing permit. The OPERATOR shall meet the regulatory requirements of equipment, operations and training as stated in these regulations and the Code.

.1 Any person, other than an OPERATOR, wanting to fuel aircraft at the Airpark will be limited to placing fuel into the aircraft that person owns and operates exclusively and must have written approval to do so from the Airpark Manager. A person applying for such a permit shall provide the Airpark Manager with a detailed description of the intended fueling operation, including a description of the fueling equipment and the source of fuel to be used.

.1 All aircraft fueling operations conducted at the Airpark shall be conducted in compliance with the National Fire Protection Association manual, Standard 407, Standard for Aircraft Fuel Servicing. A copy of this standard is available from the Airpark Manager.

.1 The permittee shall immediately notify the Airpark Manager of any fuel spill or hazardous condition that occurs on the Airpark.

.1 The permittee is responsible for all costs associated with any fuel spill cleanup and removal of contaminated material associated with the fueling operation conducted under this regulation.

.1 The permittee shall have a 20-BC rated fire extinguisher readily available while transporting or dispensing fuel on the Airpark.

.1 Town fire Marshal Police Deparment, Division of Code Enforcement or the Airpark Manager may immediately suspend any fueling operation for violation of any item or term of an aircraft fuel dispensing permit, or for non- compliance with the adopted fire code.

.1 Prior to issuance of a fueling permit, and subsequently upon request by the Airpark

Manager, the permittee shall provide evidence of ownership or a valid lease or rental agreement for any aircraft being fueled and proof of adequate insurance naming the Town of Riverhead Community Development agency and the Airpark Manager as additional insureds.

.1 The permittee shall not sell fuel to any person. Sale of fuel by the permittee to any person shall be grounds for immediate revocation of the permit.

.1 **Regulations Enforcement and Change**

.1 The Airpark Manager, and other duly appointed Town representatives, shall have the authority to enforce these regulations. All persons, whether under lease with the Town, sublease thereof, or otherwise, shall abide by these regulations and applicable provisions of the code. In addition to any other prescribed penalties, failure to abide by these regulations or applicable provisions of the code may result in lease termination and revocation of Airpark privileges.

.1 Any change in regulations adopted by the Federal Aviation Administration which affects these regulations shall be automatically implemented without requiring any immediate action on the part of the Airpark Management.

.1 Any person may request a change in these regulations. The request for a change in these regulations must be presented in writing to the Airpark Manager and copied to the Town Board. The request will be reviewed by the Airpark Manager for action. The request for change must be accompanied by a statement itemizing the reasons for a change or a new regulation, and an analysis of how the proposed change would improve the Airpark, either aesthetically, financially or enhance Airpark operations or safety. Any change recommended by the Airpark Manager is

.1 A copy of these regulations will be made available at the Town Attorney's office.

# APPENDIX A
## Insurance

| Type of Insurance | Minimum Limits | When Needed |
|---|---|---|
| - Workman's Compensation | Statutory | Statutory |
| - Aircraft Liability | Risk Analysis | Owned or leased aircraft |
| - Non-owned Aircraft Liability | Risk Analysis | Flying non-owned aircraft (such as maintenance test & ferry flights, pilot service, sales demonstrations) |
| - Airpark Premises Liability | Risk Analysis | Airpark premises are owned or leased by tenant |
| - Products & Completed Ops | Risk Analysis | Aircraft repair or service, fuel and oil sales, aircraft sales, avionics repair, aircraft parts sales, and manufacturing |
| - Builders Risk | Risk Analysis | Construction projects |
| - Contractual Liability | Risk Analysis | Hold harmless and indemnification agreement is included in a lease. |
| - Hangar Keepers Liability | Risk Analysis | Non-owned aircraft are in the care, Custody or control of the tenant while on the ground. |
| - Property Insurance for | Replacement value | Covers physical damage of lease hold premises damage to premises leased from the Airpark |
| - Automobile Liability | Statutory minimum | Owned and non-owned licensed vehicles are driven on the Airpark premises |
| - Chemical Liability | Usually statutory | Aerial applicators and fire bombers |

APPENDIX B

## Requirements for a Business Plan

1. All services that will be offered.
2. Amount of land desired to lease.
3. Building space that will be constructed or leased.
4. Number of aircraft that will be provided.
5. Equipment and special tooling to be provided.
6. Number of persons to be employed.
7. Short resume for each of the owners.
8. Short resume of the manager of the business (if different from "g" above) including this person's experience and background in managing a business of this nature.
9. Periods (days and hours) of proposed operation.
10. Amounts and types of insurance coverage to be maintained.
11 Amenities to be provided to attract business.
12 Plans for physical expansion, if business should warrant such expansion.

## GLOSSARY OF TERMS

**Agent** - A person acting on behalf of another.

**AGL Agent** - A person acting on behalf of another.

**AGL** - Above Ground Level.

**MSL** - Mean altitude above Sea Level.

**Pattern Altitude** - 1,000 feet above Mean Sea Level.

**Airpark** - All land within the legal boundaries of Calverton Airpark at Riverhead, New York.

**Airpark Manager** - The company appointed by the Town of Riverhead and charged with the responsibility of operation and maintenance of the Airpark.

**Air Show** - Aviation activities on the Airpark or within the Airpark traffic area for the purpose of aerobatics, fly-bys, aerial competition, for entertainment, or for promotion.

**Authorized Emergency Vehicle** - Any vehicle operated by a governmental or emergency service such as law enforcement agencies, fire departments, the FAA, NTSB, and private ambulance companies.

**Aviation Related Activities** - Activities or services directly related to or necessitated by aircraft operation.

**Based aircraft** - Any aircraft that is based at or operated from the Airpark for more than 50% of any year.

**Town** - The Airpark Management , New York.

**Code** - Unless otherwise specifically stated, means the Town Municipal Code, as amended.

**Board** - The Town Board, Airpark Management , New York.

**Fire Marshall** - Duly appointed Towns Fire Marshall designee or appointee, having authority for fire suppression, fire prevention or safety inspections at the Airpark.

**Hangar Operator or Hangar Owner** - A person that operates or owns a hangar.

**Motor Vehicle** - Any motorized vehicle designed for movement of goods or people upon the

ground.

**Noise Abatement Procedures** - Procedures outlined for Airpark operations in order to reduce the impact of aircraft noise on surrounding areas.

**Non-Aviation Service Operator** - A person that meets minimum requirements specified in this document.

**Owner** - Any person, firm, corporation, association, partnership, or other form of association or organization, holding legal title of a motor vehicle, hangar lease, aircraft, or leaseback arrangement, as shown by proof of title as registered with, the State of New York, the Airpark Management , or the FAA Registration Branch.

**Person** - Includes the singular and the plural, and also means and includes any firm, corporation, association, partnership or any other form of association or organization.

**Property Owner** - Any person, firm, corporation, association, partnership, or other form of association or organization, which has an ownership, leasehold or other legal interest in personal or real property at the Airpark.

**Public Area** - All portions of the Airpark open to public use, including roadways, sidewalks, parking areas, observation areas, and all land not under a current lease, excluding hazardous areas such as the landing and taxiing areas, OPERATOR maintenance shops, or other areas as posted by the Airpark Manager or designee.

**Regulations** - The Calverton Airpark Rules and Regulations, dated January 1, 2000, as amended.

**Risk Manager** - The Town's risk manager.

**Skydive operator** - A person conducting commercial operations at the Airpark providing parachute jumping services to the public. Except where inconsistent with the context, the term also includes all the skydive operator's officers, employees, and agents, and all pilots engaged in providing the skydive operator's service.

**Skydiver** - Any person parachuting from an aircraft operated as part of the operations of a sky dive operator.

**Specialty Based Operator (SBO)** - A person that sells aviation related services, but not aviation fuel, to the public on the Airpark, such as airframe and power plant repair, aircraft painting, aircraft manufacturing, aircraft rental sales, aviation charter service, avionics and instrument repair, avionics propeller repair, crop dusting, flight school or skydiving.

**Tenant** - Any person who occupies the whole or any part of such building or land on the Airpark, whether alone or with others.

**Unauthorized Landing** - Landing on real or personal property without prior express permission of the property owner.

March 12, 2003

Adopted

# TOWN OF RIVERHEAD

RESOLUTION # 300

**AUTHORIZES THE ESTABLISHMENT OF A PETTY CASH ACCOUNT FOR THE RIVERHEAD SENIOR CITIZEN SITE COUNCIL**

COUNCILWOMAN SANDERS offered the following resolution which was seconded by COUNCILMAN LULL.

**WHEREAS**, the Town of Riverhead hereby authorizes the establishment of a petty cash account for the Riverhead Senior Citizen Site Council in the amount of Two Hundred dollars ($200.00); and

WHEREAS, that said petty cash account is assigned to Virginia Hubbard, Site Council Co-chairperson, and;

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

## THE VOTE

**Sanders** ☒ Yes ☐ No **Blass** ☒ Yes ☐ No

**Densieski** ☒ Yes ☐ No **Lull** ☒ Yes ☐ No

**Kozakiewicz** ☒ Yes ☐ No

**THE RESOLUTION WAS** ☒ ☐ **WAS NOT THEREUPON DULY DECLARED ADOPTED**

Adopted

TOWN OF RIVERHEAD

Resolution # 301

DECLARING LEAD AGENCY AND SEQRA FINDINGS AS TO THE SITING OF A TEMPORARY, PORTABLE ASPHALT MANUFACTURING PLANT AS PART OF THE RECLAMATION PROJECT AT THE YOUNG'S AVENUE LANDFILL IN ACCORDANCE WITH THE STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA)

COUNCILWOMAN BLASS offered the following resolution, was seconded by COUNCILMAN DENSIESKI:

**WHEREAS** the Town has previously entered into a Court-ordered Stipulation of Settlement with the New York State Department of Environmental Conservation Department, dated October 5, 1994, in the proceeding "Town of Riverhead v. The Department of Environmental Conservation of the State of New York," Suffolk County Index No. 91-19049; and

**WHEREAS** the Stipulation Settlement requires, among other things, that the Town close its Youngs Avenue Landfill in accordance with the Compliance Schedule contained in the Court-ordered Stipulation of Settlement; and

**WHEREAS** the Town, through its consultants, Young & Young, have prepared a Work Plan, last dated February 15, 2001; and in accordance with the Stipulation of Settlement; and

**WHEREAS** the workplan as been approved by the Department of Environmental Conservation on February 20, 2001; and

**WHEREAS** as part of the implementation of the reclamation workplan a temporary asphalt manufacturing facility will be sited at the premises; and

**WHEREAS** the manufacture of asphalt on-site has been approved by the Department of Environmental Conservation in a beneficial use determination dated August 1, 2002; and

**WHEREAS** the Town Board adopted Resolution # 223 on February 12, 2003 indicating its desire to act as lead agency under SEQRA as to the siting of the facility and its intent to coordinate review thereof with the Department of Environmental Conservation; and

**WHEREAS** by letter dated February 27, 2003 addressed to the Town's consultant, the New York State Department of

Environmental Conservation stated it had no objection to the Town acting as lead agency with respect to the siting of the facility; and

**WHEREAS** the Town is in receipt of and has reviewed the EAF, Parts I and II with respect to the siting of the facility, and the report of Coastal Environmental Corporation, dated March 10, 2003. Based upon these submittals, the Town Board, as lead agency, determines that the siting of the facility is an unlisted action without a significant impact on the environment;

**NOW THEREFORE, BE IT RESOLVED** that the Town Board of the Town of Riverhead hereby declares that it is the lead agency with respect to the siting of the temporary portable asphalt manufacturing facility at the Youngs Avenue Landfill; and it is further

**RESOLVED** that a negative declaration under SEQRA issue in the form annexed hereto and that the Supervisor or his designee is authorized to complete the EAF Part III annexed hereto; and it is further

**RESOLVED** that Town Clerk is hereby directed to forward a certified copy of this resolution by certified mail to the New York Department of Environmental Conservation, Region 1, Division of Environmental Permits, attn: Marilyn Peterson, Environmental Analyst, Building 40, SUNY Stony Brook, Stony Brook, New York 11790-2356; and by regular mail to Thomas C. Wolpert, P.E., c/o Young & Young; Kenneth Testa, P.E.; Frank A. Isler, Esq.; and the Town Attorney.

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

# NEGATIVE DECLARATION

This Negative Declaration has been prepared in accordance with article 8 of the Environmental Conservation Law.

Lead Agency: Town Board of the Town of Riverhead
Address: 200 Howell Avenue
Riverhead, New York 11901

Contact person: Robert F. Kozakiewicz, Supervisor
631-727-3200

Description of Project: Siting of a temporary portable asphalt plant as part of the Town's landfill reclamation project.

SEQR Classification: Unlisted.

Location: Young's Avenue landfill, Youngs Avenue, Riverhead, New York.

Determination of non-significance:

As set forth in the EAF Parts 1 and II, and in the report of Coastal Environmental Corporation, dated March 10, 2003, the project, which is temporary in scope and is in accordance with the Beneficial Use Determination issued by the New York State Environmental Conservation Department, will not have a significant impact on the environment. Potential impacts that were identified are all mitigated in the application submitted to the New York State Department of Environmental Conservation and by the applicant's compliance with applicable state and local regulations.

Dated: March 18, 2003

**SEQRA Report: Siting of a Temporary Portable Asphalt Manufacturing Plant as Part of the Landfill Reclamation Project and addendum NYSDEC Air Permit Application for GL Paving: dated Feb 14, 2003 (Application No. 1-4730-01180/0001) South side of Youngs Avenue, a.k.a 3 Youngs Avenue Riverhead, NY**

Date: March 10, 2003

Agency: Riverhead Town Board

Type: Land Use/Unlisted Action

Name: Temporary Portable Asphalt Manufacturing Plant as Part of the Landfill Reclamation Project

Description: The proposed action is the siting of a temporary (4-5 years) mobile, 400 ton per hour (max.) asphalt manufacturing facility. The facility will use reclaimed soils (as described in BUD application dated May 7, 2002 and NYSDEC approved BUD No. 753-1-52 dated Aug. 1, 2002). The action is described as part of the Town's required landfill reclamation project in accordance with 6NYCRR Part 360-2.18; the NYSDEC approved landfill reclamation project work plan.

Location: The subject site is located on the south side of Youngs Avenue approximately 2000 feet west of Osborne Avenue. SCTM # 600-80-2-6.1 & 600-80-2-9.1.

Site Visit: The site has been visited on numerous occasions. The location of the facility is not visible from Youngs Avenue because it is well below (20 feet) the surrounding area's adjacent ground elevations. The site is on part of the +/-70 acre Town of Riverhead (former) landfill, sand mine and yard-composting facilities. The sand mine restoration work (grade adjustments, top soil and seeding) is on-going as is the landfill reclamation project. The mobile asphalt plant is located +/- 150 from the nearest property boundary; there is undeveloped land to the west, the sanitary landfill to the east, Youngs Avenue to the north and undeveloped land and residential subdivision to the south. The asphalt facility occupies about 6 acres of the overall 70 acre complex. There is little vegetation at the site with a dominance of exposed soils. The asphalt plant's area and access road have been prepared with crushed asphalt, compacted for stability, essentially providing a low permeable land cover. The site is described as disturbed land.

**PART 1 (FEAF)**

A FEAF has been provided by GL Paving Products , Corp. as applicant for the operations of the temporary (4-5 years) asphalt manufacturing facility and subcontractor to Grimes Contracting, contractor for the landfill reclamation project.

Description: The proposed action is the siting of a temporary (4-5 years) mobile, 400 ton per hour (max.) asphalt manufacturing facility. The facility will use reclaimed soils

(as described in BUD application dated May 7, 2002 and NYSDEC approved BUD No. 753-1-52 dated Aug. 1, 2002). The action is described as part of the Town's required landfill reclamation project in accordance with 6NYCRR Part 360-2.18; the NYSDEC approved landfill reclamation project work plan. The application for a NYSDEC air permit has been filed with the State under application no. 1-4730-01180/00001. The facility requires a 2000 gallon above ground (AG) fuel oil tank for the operation of a 1.0 million BTU per hour oil-fired burner; a 500 gallon AG diesel tank for the generator, and a 500 gallon AG diesel tank for on-site vehicle fueling (back-hoes, excavators, etc.) (It is interpreted that these AG tanks will require a registration from the Suffolk County Department of Heath Services pursuant to Article 12).

The highest mechanical component of the facility is less than 50 feet.

8. Groundwater elevation is 19.5 AMSL; +/- five (5) feet below grade.

9. Site is above the sole source aquifer.

11-16. There are no wetlands, streams, significant natural resources contiguous to or within the project limits.

17. The site can be served with public utilities.

19. The site is not located within or contiguous to a Critical Environmental Area.

20. The specific area of the facility location has not been used for solid or hazardous waste disposal. The area was the former wind row/composting area; albeit the composted matter has been relocated and or removed as part of the landfill reclamation and sand mine (on-going) restoration work.

B. PROJECT DESCRIPTION

1.a & b. The project is described as occupying 6 acres of the 30 acre site however it is more accurate to regard this as part of the 70 acre complex as there is a direct connection between the purpose and need (pursuant to SEQRA) of the facility and the landfill reclamation project. This would include the need of the reclaimed soils for asphalt production and the final land use plan for the entire 70 acre site (once the temporary asphalt plant is removed and the site restored).

f. There is adequate room for off street parking.

g. The maximum vehicle trips per hour of 15 is reasonable.

25. Approvals Required:
The project requires a NYSDEC air permit, which is pending Region One approval. The State application has been reviewed with this FEAF. There has been dialogue with the NY State, Region One to ascertain what measures are required at the facility to avoid

minimize and or mitigate potential for significant impact to air quality. The State required measures to minimize air impact potential include discharge limits that will limit the operational hours of the facility to meet NYS air quality discharge standards (by limiting air pollutant discharges generated by the facility ; inclusive of the cumulative total of stack emissions from the plant, on-site power generators NOx, CO, $CO_2$ , etc. fugitive dust and particulates); air quality monitoring for stack emissions and submission of discharge reports; odor monitoring and reports; addition of odor masking additives if odor is produced, monitoring of records and environmental conditions by the Town of Riverhead on-site representatives (Young & Young). These measures have been included in the NYSDEC air permit application no. 1-4730-01180/00001 and filed by the applicant. The wind rose indicates predominate wind direction is from the southwest-away from potential residential receptor location and towards (generally) farmlands/commercial areas.

C. ZONING & PLANNING INFORMATION

The zoning classifications of the sites include Industrial A and Agricultural A. The use of the 70-acre complex has been for sand mining, composting, landfills, transfer station and similar municipal activities.

**FEAF PART II.**

1. Impact on Land: Minimal impact to land: longer range (4-5 years) the land will be improved compared to its current condition. The on-going mine restoration work has already improved slope stability and erosion control.

2. Impact on Water: There are no surface water conditions that would be impacted by the project. Groundwater impact potential is minimized by the application of a near impermeable layer of recycled asphalt blend over the +/- 6 -acre area of the facility. The requirements of the SCDOH AG registration program include tank designs of double walls and impoundment areas for leak/spill. These requirements are described under article 12 and are adequate to protect groundwater

3. Impact on Air: The State required measures to minimize air impact potential are reasonable and adequate. The measures include discharge limits that will limit the operational hours of the facility to meet NYS air quality discharge standards (by limiting air pollutant discharges generated by the facility ; inclusive of the cumulative total of stack emissions from the plant, on-site power generators NOx, CO, $CO_2$ , etc. fugitive dust and particulates); air quality monitoring for stack emissions and submission of discharge reports; odor monitoring and reports; addition of odor masking additives if odor is produced, monitoring of records and environmental conditions by the Town of Riverhead on-site representatives (Young & Young). These measures have been included in the NYSDEC air permit application no. 1-4730-01180/00001 and filed by the applicant. The wind rose indicates predominate wind direction is from the southwest-away from potential residential receptor location and towards (generally) farmlands/commercial areas.

4. Impact on Plants & Animals: There are no significant impacts expected to plants and animals.

5. Impact on Agricultural Land Resources: The action is not expected to have significant impact on agricultural resources.

6. Impact on Aesthetic Resources: The action is located below grade of the adjacent lands and is not visible from Youngs Avenue. The placement of the facility adequately screens the project from interrupting view-sheds. The facility is located 150 feet from the adjacent undeveloped land to the west and there is a minimum 25 foot vegetated buffer required by NYSDEC pursuant to the sand mine restoration plan, that is applicable to the entire (former) sand mine perimeter. This would be adequate to minimize aesthetic impact potential.

7. Impact on Historic & Archaeological Resources: A Structural Archeological Assessment Form has been filed with NY State. There are no known cultural resources associated with the site and no impacts expected.

8. Impact on Open Space & Recreation: The site is not currently used as open space or recreation. Upon completion of the landfill reclamation program and the de-commissioning of the temporary asphalt manufacturing facility associated with the use of the reclaimed landfill soils, the 70 acre complex is expected to be used as Town recreational space. Long range this is a public benefit realized by the intended use.

9. Impact on Transportation: There is no significant impact on transportation expected from the action.

10. Impact on Energy: There is minor impact on energy use but well below the 5% increase within the municipality used as a threshold for impact assessment. There is no significant impact on energy expected by the action.

11. Noise & Odor Impact: The noise levels expected from the project will conform to the Town of Riverhead noise limit requirements. The existing conditions and location of the facility within the depression of the sand mine will reduce noise impact potential and no significant noise impact or nuisance noise is expected. The odor controls requirements described in the NYS air permit application and subsequent monitoring and reporting are adequate to minimize and/or avoid site generated odor potential.

12. Impact on Public Health: There is no significant impact potential to public health associated with the manufacture of asphalt. The reclaimed soils used as feedstock have been analyzed by the required NYSDEC approved Reclamation Work Plan and BUD. The balance of the feedstock is asphalt cement material and aggregate. The air quality standards and requirements of the NYS air permit are regarded as adequate to minimize potential harm to the public and environment.

13. Impact On Growth & Character of Community or Neighborhood: There is no impact expected on general community services (schools, public utilities, EMS, etc.) expected by the action. The longer-range (4-5 year) landfill reclamation program, which provides the need for the proposed action is regarded as a public benefit and is in compliance with the NYSDEC required landfill closure program. Consequently the temporary operation of the asphalt manufacturing facility to accommodate the landfill closure action will have short range albeit low level impact on the surrounding community. The location, below grade and out of view, will for the duration of its operation, avoid impact on community character. There is no significant impact on growth, or community character expected from the action.

Submitted by:

Jeffrey L. Seeman, CEP
Coastal Environmental Corp.
March 10, 2003

TOWN OF RIVERHEAD

Adopted

# 302

## SETS SALARIES FOR SUMMER PERSONNEL FOR 2003 RECREATION DEPARTMENT

COUNCILWOMAN SANDERS offered the following resolution, which was seconded by COUNCILMAN LULL

RESOLVED, that the Town Board sets salaries for summer personnel 2003 for the Recreation Department.

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the recreation Department and the Office of Accounting.

THE VOTE

Sanders [X] Yes [ ] No  Blass [X] Yes [ ] No

Denisieski [X] Yes [ ] No  Lull [X] Yes [ ] No

Kozakiewicz [X] Yes [ ] No

*Recreation Department*
*200 Howell Avenue*
*Riverhead, NY 11901*
*(631) 727-5744*

## PROPOSED SUMMER PERSONNEL SALARIES- 2003

| | Lifeguard | WSI | Rec Aide | Concession/ Bch Att. | Park Attn I | Park Attn II | Score-Keeper |
|---|---|---|---|---|---|---|---|
| Level I. | $ 9.50 | $ 10.00 | $7.50 | $7.50 | $7.50 | $9.50 | $7.00 |
| Level II. | $ 10.50 | $ 11.00 | $8.50 | $8.50 | $8.50 | $10.50 | $8.00 |
| Level III. | $ 11.00 | $ 11.50 | $9.00 | $9.00 | $9.00 | $11.00 | $8.50 |
| Level IV. | $ 11.50 | $12.00 | $9.50 | $9.50 | $9.50 | $11.50 | $9.00 |
| Level V. | $ 12.00 | $12.50 | $10.00 | $10.00 | $10.00 | $12.00 | $9.50 |
| Level VI. | $12.50 | $13.00 | | | | | |
| Level VII. | $13.00 | $13.50 | | | | | |

SUMMER REC. PROGRAM LEADER- $12.50 with .50 increase to max out at $16.00

WATERFRONT COORDINATOR- $13.50 with .50 increase to max out at $16.00

**NOTE:** **The above salaries are listed on a per hour basis. Experience may influence starting level. Level raises depend upon job performance.**

1

Rec.Doris. Proposed Summer salaries 2003

Adopted

# TOWN OF RIVERHEAD

## HORTON AVENUE PLAYGROUND

## CAPITAL PROJECT

## BUDGET ADJUSTMENT

## RESOLUTION # 303

COUNCILWOMAN SANDERS offered the following resolution,

which was seconded by COUNCILWOMAN BLASS

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

| | | FROM: | TO: |
|---|---|---|---|
| 406.095031.481900.70007 | TRANSFER FROM PARK & REC | $4,000. | |
| 406.071100.523029.70007 | BASKETBALL COURT IMPROVEMENT | | $4,000. |

THE VOTE

Sanders [X] Yes [ ] No  Blass [X] Yes [ ] No

Densieski [X] Yes [ ] No  Lull [X] Yes [ ] No

Kozakiewicz [X] Yes [ ] No

F:\Cindy\Bjt\ADJ\406.HORTON.doc

Adopted

# TOWN OF RIVERHEAD

## JOHN SIPALA FARMLAND DEVELOPMENT RIGHTS

## CAPITAL PROJECT

## BUDGET ADJUSTMENT

## RESOLUTION # 304

COUNCILMAN LULL offered the following resolution ,

which was seconded by COUNCILWOMAN BLASS

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

| | | FROM: | TO: |
|---|---|---|---|
| 406.019400.494200.42017 | SERIAL BOND PROCEEDS | $7,500. | |
| 406.019400.521000.42017 | LAND ACQUISITON | | $7,500. |

THE VOTE

Sanders [X] Yes [ ] No  Blass [X] Yes [ ] No

Densieski [X] Yes [ ] No  Lull [X] Yes [ ] No

Kozakiewicz [X] Yes [ ] No

MARCH 18, 2003

Adopted

TOWN OF RIVERHEAD

Resolution # 305

43 KAY ROAD CHAPTER 54

CAPITAL PROJECT

BUDGET ADOPTION

COUNCILWOMAN SANDERS offered the following resolution ,

which was seconded by COUNCILMAN DENSIESKI

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

| | | FROM: |
|---|---|---|
| 406.010010.411000.41045 | TRANSFER FROM PROPERTY TAXES | $22,200. |

| | | TO: |
|---|---|---|
| 406.086660.523021.41045 | DEMO & CLEAN UP OF REAL PROPERTY | $20,000 |
| 406.086660.549001.41045 | ADMINISTRATION FEE | $2,200 |

THE VOTE

Sanders ☒ Yes ☐ No  Blass ☒ Yes ☐ No

Densieski ☒ Yes ☐ No  Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

\\CPNTA\AcctShare2\Cindy\Bjt\ADPT\406.KAY ROAD.doc

Adopted

# TOWN OF RIVERHEAD

## VERNON WELLS #III FARMLAND PRESERVATION CAPITAL PROJECT BUDGET ADOPTION

## RESOLUTION # 306

COUNCILWOMAN SANDERS offered the following Resolution which was seconded by COUNCILMAN DENSIESKI.

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

| | | FROM | TO |
|---|---|---|---|
| 406.019400.494200.42023 | SERIAL BOND PROCEEDS | $1,119,200 | |
| 406.019400.521000.42023 | LAND - DEVELOPMENT RIGHTS | | $1,105,100 |
| 406.019400.543000.42023 | PROFESSIONAL SERVICES | | 14,100 |

THE VOTE

Sanders [X] Yes [ ] No  Blass [X] Yes [ ] No

Densieski [X] Yes [ ] No  Lull [X] Yes [ ] No

Kozakiewicz [X] Yes [ ] No

Adopted

TOWN OF RIVERHEAD

WILLIAM BURNS FARMLAND PRESERVATION
CAPITAL PROJECT
BUDGET ADOPTION

RESOLUTION # 307

COUNCILWOMAN BLASS offered the following Resolution which was seconded by COUNCILWOMAN SANDERS.

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

| | | FROM | TO |
|---|---|---|---|
| 406.019400.494200.49022 | SERIAL BOND PROCEEDS | $1,078,500 | |
| 406.019400.521000.42022 | LAND – DEVELOPMENT RIGHTS | | $1,065,000 |
| 406.019400.543000.42022 | PROFESSIONAL SERVICES | | 13,500 |

THE VOTE

Sanders [X] Yes [ ] No  Blass [X] Yes [ ] No

Densieski [X] Yes [ ] No  Lull [X] Yes [ ] No

Kozakiewicz [X] Yes [ ] No

March 18, 2003

Adopted

**TOWN OF RIVERHEAD**

**852 ROANOKE AVENUE CHAPTER 96 CAPITOL PROJECT BUDGET ADOPTION**

**RESOLUTION # 308**

COUNCILWOMAN BLASS offered the following Resolution which was seconded by COUNCILMAN LULL.

**BE IT RESOLVED, that the Supervisor be, and hereby is, authorized to establish the following Budget Adoption:**

| | | FROM | TO |
|---|---|---|---|
| 406.010010.411000.41047 | REAL PROPERTY TAX | $2,750 | |
| 406.086660.540000.41047 | CONTRACTUAL EXPENSE | | $ 2,000 |
| 406.086660.540000.41047 | ADMINITRATIVE FEE | | $ 750 |

THE VOTE

Sanders ☒ Yes ☐ No  Blass ☒ Yes ☐ No

Densieski ☒ Yes ☐ No  Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

March 18, 2003

Adopted

TOWN OF RIVERHEAD

Resolution # 309

**9 ZION STREET CHAPTER 54**

**CAPITAL PROJECT**

**BUDGET ADOPTION**

COUNCILMAN DENSIESKI offered the following resolution ,

which was seconded by COUNCILMAN LULL

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

| | | FROM: |
|---|---|---|
| 406.010010.411000.41046 | PROPERTY TAXES | $22,200. |

| | | TO: |
|---|---|---|
| **406.086660.523021.41046** | **DEMO & CLEANUP OF REAL PROP.** | **$20,000.** |
| **406.086660.549001.41046** | **ADMIN. FEES** | **2,200.** |

**THE VOTE**

**Sanders** ☒ **Yes** ☐ **No** **Blass** ☒ **Yes** ☐ **No**

**Densieski** ☒ **Yes** ☐ **No** **Lull** ☒ **Yes** ☐ **No**

**Kozakiewicz** ☒ **Yes** ☐ **No**

Adopted

**TOWN OF RIVERHEAD**

**RIFTA FUND**
**BUDGET ADOPTION**

**RESOLUTION # 310**

COUNCILWOMAN SANDERS offered the following Resolution which was seconded by COUNCILMAN DENSIESKI.

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

| | | FROM | TO |
|---|---|---|---|
| 023.092801.481024 | TRANSFER FROM TOWN BOARD SPECIAL PROGRAM FUND | $67,600 | |
| | ARTS & CULTURE: | | |
| 023.070200.545110 | BLDG RENT EXPENSE | | $42,600 |
| 023.070200.546000 | UTILITY EXPENSE | | 10,000 |
| 023.070200.541150 | BLDG REPAIRS & MAINTENANCE | | 10,000 |
| 023.070200.543975 | BLDG SECURITY EXPENSE | | 5,000 |

THE VOTE

Sanders ☐ Yes ☒ No  Blass ☐ Yes ☒ No

Densieski ☒ Yes ☐ No  Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

MARCH 18, 2003



Adopted

**TOWN OF RIVERHEAD**

**TOWN BOARD SPECIAL PROGRAM FUND**
**BUDGET ADJUSTMENT**

**RESOLUTION # 311**

COUNCILWOMAN SANDERS offered the following Resolution which was seconded by COUNCILWOMAN BLASS.

**BE IT RESOLVED, that the Supervisor be, and hereby is, authorized to establish the following Budget Adjustment:**

| | | FROM | TO |
|---|---|---|---|
| 024.000000.390599 | APPROPRIATED FUND BALANCE | $67,600 | |
| 024.099010.595023 | TRANSFER TO RIFTA FUND | | $67,600 |

THE VOTE

Sanders ☐ Yes ☒ No  Blass ☐ Yes ☒ No

Densieski ☒ Yes ☐ No  Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

MARCH 18, 2003

Adopted

# TOWN OF RIVERHEAD

Resolution # 312

## WATER DISTRICT

## BUDGET ADJUSTMENTS

COUNCILWOMAN SANDERS offered the following resolution ,

which was seconded by COUNCILMAN LULL

**BE IT RESOLVED**, that the Supervisor be and is hereby authorized to establish the following budget adjustments:

| | | FROM: |
|---|---|---|
| 112.000000.390599 | APPROPRIATED FUND BALANCE | $38,700. |

| | | TO: |
|---|---|---|
| **112.083200.524000** | **SOURCE OF SUPPLY, EQUIPMENT** | **$30,000.** |
| **112.083200.545300** | **SOURCE OF SUPPLY, LAND RENTAL EXP.** | **8,700.** |

## THE VOTE

**Sanders** ☒ **Yes** ☐ **No** **Blass** ☒ **Yes** ☐ **No**

**Densieski** ☒ **Yes** ☐ **No** **Lull** ☒ **Yes** ☐ **No**

**Kozakiewicz** ☒ **Yes** ☐ **No**

MARCH 18, 2003

Adopted

# TOWN OF RIVERHEAD

## 2003 RECREATION CAPITAL IMPROVEMENT PROJECT

## CAPITAL PROJECT

## BUDGET ADJUSTMENT

## RESOLUTION # 313

COUNCILMAN DENSIESKI offered the following resolution, which was seconded by COUNCILWOMAN SANDERS

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

| | | FROM: | TO: |
|---|---|---|---|
| 406.095031.481900.70052 | PARK & REC. FUND | $24,000. | |
| 406.071100.523034.70052 | CLOCK IMPROVEMENT EXP. | | $24,000. |

THE VOTE

Sanders ☐ Yes ☒ No  Blass ☒ Yes ☐ No

Densieski ☒ Yes ☐ No  Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No  adopted as amended

Councilman Lull offered the resolution to be amended, which was seconded by Councilman Densieski.

The VOTE: Sanders, no, Blass, yes, Densieski, yes, Lull, yes, and Kozakiewicz, yes.

The resolution was adopted for amendment.

Councilman Densieski offered the resolution as amended, which was seconded by Councilman Lull.

The VOTE: Sanders, no, Blass, yes, Densieski, yes, Lull, yes, and Kozakiewicz, yes.

Resolution was adopted as amended.

F:\Cindy\Bjt\ADJ\406.03 REC..doc

MARCH 18, 2003

586

Adopted

**TOWN OF RIVERHEAD**

**GENERAL FUND**

**BUDGET ADJUSTMENT**

**RESOLUTION #** 314

COUNCILMAN LULL offered the following resolution ,

which was seconded by COUNCILMAN DENSIESKI

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

| | | FROM: | TO: |
|---|---|---|---|
| 001.000000.390599 | APPROPRIATED FUND BALANCE | $25,000. | |
| **001.011100.543905** | **JUSTICE, ADMIN. CONSULTANT** | | **$25,000.** |
| 001.014100.524000 | TOWN CLERK, EQUIPMENT | $500. | |
| **001.014100.549000** | **TOWN CLERK, MISC. EQUIPMENT** | | **$500.** |
| 001.031200.512500 | POLICE, CIVILIAN OVERTIME | $3,300. | |
| **001.031200.549000** | **POLICE, MISC. EXPENSE** | | **$3,300.** |
| 001.031250.541500 | JAB, CAR MAINTENANCE EXPENSE | $250. | |
| **001.031250.549000** | **JAB, MISC. EXPENSE** | | **$250.** |
| 001.000000.390599 | APPROPRIATED FUND BALANCE | $800. | |
| **001.036200.524000** | **SAFETY INSPECTOR, EQUIPMENT** | | **$800.** |
| 001.081600.547507 | REFUSE & GARBAGE, YARD WASTE DISPOSAL EXP. | $250. | |
| **001.081600.549000** | **REFUSE & GARBAGE, MISC. EXPENSE** | | **$250.** |
| 001.000000.390599 | APPROPRIATED FUND BALANCE | $25,000. | |
| **001.013100.524000** | **FINANCE, EQUIPMENT** | | **$25,000.** |
| 001.000000.390599 | APPROPRIATED FUND BALANCE | $1,000. | |
| **001.071400.524000** | **PLAYGROUND & REC. CENTER, EQUIP.** | | **$1,000.** |

| | | FROM: | TO: |
|---|---|---|---|
| 001.031200.541402 | POLICE, SCUBA MAINT | $625. | |
| **001.031200.524912** | **POLICE, SUBA EQUIPMENT** | | **$625.** |
| 001.031200.542311 | POLICE, FINGERPRINT KIT SUPPLIES | $350. | |
| **001.031200.542502** | **POLICE, EVIDENCE STORAGE MATERIALS** | | **$350.** |
| 001.031200.524502 | POLICE, VEHICLE & TRUNK EQUIPMENT | $175. | |
| **001.031200.524440** | **POLICE, FIRE EXTINGUISHER EQUIPMENT** | | **$175.** |
| 001.000000.390599 | APPROPRIATED FUND BALANCE | $2,000. | |
| **001.014200.542100** | **TOWN ATTORNEY, OFFICE SUPPLIES** | | **$2,000.** |

**THE VOTE**

**Sanders** ☒ **Yes** ☐ **No** — **Blass** ☒ **Yes** ☐ **No**

abstain

**Densieski** ☐ **Yes** ☒ **No** — **Lull** ☒ **Yes** ☐ **No**

**Kozakiewicz** ☒ **Yes** ☐ **No**

March 18, 2003

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 315

AUTHORIZES TOWN SUPERVISOR TO EXECUTE CHANGE ORDER FOR MUNICIPAL GARAGE MECHANICS MAINTENANCE FACILITY – PLUMBING

COUNCILWOMAN SANDERS offered the following resolution which was seconded by COUNCILMAN LULL.

WHEREAS, on December 4, 2001, the Riverhead Town Board adopted Resolution No. 1192 entitled, "Awards Bids for Municipal Garage Mechanics Maintenance Facility Addition and Improvements HVAC, Plumbing, Electrical; and

WHEREAS, the bid was awarded to Hirsch & Company, LLC in the amount of Sixty Seven Thousand One Hundred Ninety Eight & 00/100 ($67,198.00); and

WHEREAS, the Town Engineer has recommended installation of the waste oil tank concrete pad be eliminated for a contract credit in the amount of Two Thousand & 00/100 ($2,000.00).

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor be and is hereby authorized to execute a credit change order in the amount of $2,000.00; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Hirsch & Company, LLC, 95 Toledo Street, Farmingdale, NY 11735, Kenneth Testa, P.E. and the Office of Accounting.

THE VOTE

Sanders ✓ Yes ___ No Blass ✓ Yes ___ No

Densleski ✓ Yes ___ No Lull ✓ Yes ___ No

Kozakiewicz ✓ Yes ___ No

THE RESOLUTION WAS ✓ WAS NOT ___

THEREUPON DULY ADOPTED

3/18/03

589

Adopted

TOWN OF RIVERHEAD

ORDER ESTABLISHING EXTENSION 78
TO THE RIVERHEAD WATER DISTRICT
BAITING HOLLOW FARMS

RESOLUTION # 316

Adopted 3/18/2003

Councilperson COUNCILWOMAN SANDERS offered the following resolution which was seconded by Councilperson COUNCILMAN LULL,

WHEREAS, a petition has been filed by the developers for the subdivision known as Baiting Hollow Farms Subdivision in Calverton, New York, covering property located along the easterly side of Twomey Avenue, south of Deep Hole Road, to provide water facilities to their parcel of land located just outside the boundaries of the existing Water District, and

WHEREAS, a map and plan detailing the proposed construction of water mains and appurtenances has been prepared by H2M, consulting engineers to the Riverhead Water District for an extension to the Riverhead Water District to be known as Extension No. 78, and

WHEREAS, the cost for the installation of said mains and appurtenances shall be borne solely by the developer with no portion thereof to be borne by the district as a whole, and

WHEREAS, the cost of the proposed extension is $178,000, to be borne by the applicant and no public monies shall be expended for this extension, and

WHEREAS, the petitioner will be required to pay key money in the amount of $50,000, and

WHEREAS, the Town Board called a public hearing for March 4, 2003, which hearing was held and all persons wishing to be heard were heard,

NOW, THEREFORE, BE IT

RESOLVED that the Town Board, upon the proceeding and record of the hearing had herein, determines that the extension to the Riverhead Water District to be known as Extension No. 78 as shown on Exhibit A attached is in the best interest of the district and will benefit the property to be served, which extension shall serve property located along the easterly side of Twomey Avenue, south of Deep Hole Road, and

BE IT FURTHER RESOLVED that the Town Board determines that the installation of the water mains and appurtenances is a Type II action pursuant to the State Environmental Quality Review Act which will not have a significant impact upon the environment, and

BE IT FURTHER RESOLVED, that this extension is conditioned and shall not become effective until the conditions contained herein are complied with, and

BE IT FURTHER RESOLVED, that the cost of installation of said mains and appurtenances is $178,000, all being constructed subject to the following conditions:

1. The owners grant a permanent, unobstructed subsurface easement for the installation and maintenance of water mains and appurtenances within the proposed extension;

2. The developer has deposited cash, bank or certified check with the Town of Riverhead prior to the award of the bid covering the cost of construction in the amount of $178,000 and key money in the amount of $50,000;

3. That the petitioner execute an acknowledgment evidencing their acceptance of the terms and conditions of this resolution and agree to be bound by it before it shall become effective; such acknowledgment to be filed with the Town Clerk, and it is further

RESOLVED, that when the conditions called for herein have been completed, the Town Clerk shall cause a copy of this Order to be recorded in the Office of the Clerk of Suffolk County and filed with the New York State Comptroller, and it is further

RESOLVED, that the Town Clerk forward a certified copy of the resolution to Frank Isler, Esq., H2M, Superintendent Gary Pendzick, and the applicant.

THIS RESOLUTION PREPARED BY FRANK A. ISLER FOR THE RIVERHEAD WATER DISTRICT

THE VOTE

Sanders ✓ Yes ___ No Blass ✓ Yes ___ No

Densleski ✓ Yes ___ No ✓ Lull ✓ Yes ___ No

Kozakiewicz ✓ Yes ___ No

THE RESOLUTION WAS ✓ WAS NOT ___

THEREUPON DULY ADOPTED

EXHIBIT "A"

# RIVERHEAD WATER DISTRICT

## ENGINEERING REPORT
## FOR
## PROPOSED EXTENSION NO. 78
## BAITING HOLLOW FARMS

## DESCRIPTION OF EXTENSION

JANUARY 2003

All those certain lots, parcels of land, said properties being known as Section 80, Block 4, Lots 3 & 4 and Section 100, Block 2, Lots 2.1, 3, 25.3, 25.4 & 25.5, situated and lying and being at Calverton, Town of Riverhead, County of Suffolk and State of New York, along with the right-of-way known as Twomey Avenue, bounded and described as follows:

BEGINNING at a point formed by the southerly right-of-way of May Drive and the westerly right-of-way of Twomey Avenue and having a radius of 40.00 feet and a length of 62.83 feet. Traveling southerly along the westerly right-of-way of Twomey Avenue a distance of approximately 422 feet to a POINT OF BEGINNING.

From said POINT OF BEGINNING, running easterly from a point formed by the apparent intersection of the westerly right-of-way of Twomey Avenue and the northerly property line of Section 80, Block 4, Lot 3 to the easterly property line of said lot.

THENCE running southerly along the easterly property lines of Section 80, Block 4, Lots 3 & 4 and Section 100, Block 2, Lots 25.3, 25.4 and 25.5 to a point.

THENCE running easterly from said point along the northerly property lien of Section 100, Block 2, Lot 2.1 to a point formed by the easterly property line and the northerly property line of Section 100, Block 2, Lot 2.1.

THENCE running southerly from said point along the easterly property line of Section 100, Block 2, Lot 2.1 to a point. Said point being formed by the easterly property line of Section 100, Block 2, Lot 2.1 and the northerly property line of Section 100, Block 2, Lot 11, also known as LILCO right-of-way.

THENCE running westerly from last mentioned point to a point formed by the northerly property line of LILCO right-of-way known as Section 100, Block 1, Lot 13 and the westerly right-of-way of Twomey Avenue.

THENCE running northerly from said point along the westerly right-of-way of Twomey Avenue to the said POINT OF BEGINNING.

END OF SECTION

March 18, 2003

**TOWN OF RIVERHEAD**

Adopted

**Resolution #** 317

**AMENDS RESOLUTION #232**

COUNCILMAN LULL offered the following resolution, which was seconded by COUNCILWOMAN BLASS.

**WHEREAS,** Resolution #232, adopted on March 4, 2003, authorized the attendance of one police officer at an F.B.I. Instructor School entitled Basic Gas/Chemical Weapons Instructor School to be held in Fort Dix, New Jersey, from March 17 through March 21, 2003; and

**WHEREAS,** Resolution #232 authorized reimbursement of travel, meal and supply expenses not to exceed a total of $250.00 but did not include lodging costs; and

**WHEREAS,** it has been determined that lodging costs will not exceed a total of $400.00.

**NOW, THEREFORE, BE IT RESOLVED,** that the Town Board hereby authorizes the attendance of one police officer at the aforementioned training class; and,

**BE IT FURTHER RESOLVED,** that the Town Board hereby authorizes reimbursement of expenses, not to exceed $650.00, upon proper submission of receipts; and,

**BE IT FURTHER RESOLVED,** that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Chief Hegermiller and the Office of Accounting.

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

C:\Mary\Resolutions\Training 2.doc

March 18, 2003

Adopted

**TOWN OF RIVERHEAD**

**Resolution #318**

**AUTHORIZES THE ATTENDANCE OF ONE POLICE OFFICER AT THE TRAUMAS OF LAW ENFORCEMENT TRAINING SCHOOL**

COUNCILWOMAN BLASS offered the following resolution, which was seconded by ~~COUNCILMAN LULL~~.

**WHEREAS,** Police Chief Hegermiller has requested authorization from the Riverhead Town Board for the attendance of an officer at a training class; and,

**WHEREAS,** the class will be held in Portland, Maine, from March 24 through March 26, 2003.

**NOW, THEREFORE, BE IT RESOLVED,** that the Town Board hereby authorizes the attendance of a police officer at the aforementioned training class; and,

**BE IT FURTHER RESOLVED,** that the Town Board hereby authorizes reimbursement of expenses, not to exceed $650.00, upon proper submission of receipts; and,

**BE IT FURTHER RESOLVED,** that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Chief Hegermiller and the Office of Accounting.

THE VOTE

Sanders ✓ Yes ___ No Blass ✓ Yes ___ No

Densleski ✓ Yes ___ No Lull ✓ Yes ___ No

Kozakiewicz ✓ Yes ___ No

THE RESOLUTION WAS ✓ WAS NOT ___

THEREUPON DULY ADOPTED

C:\Mary\Resolutions\Training 1.docC:\Mary\Resolutions\Training 1.doc

March _____, 2003

Adopted

Town of Riverhead

Resolution # 319

AUTHORIZES ATTENDANCE OF POLICE OFFICER
AT ANNUAL MAGLOCLEN TRAINING CONFERENCE

COUNCILMAN LULL offered the following resolution, was seconded by COUNCILWOMAN SANDERS.

WHEREAS, Police Chief Hegermiller has requested authorization from the Riverhead Town Board for the attendance of a Police Officer at an Annual Training Conference,

AND WHEREAS, the Training Conference will be held in Atlantic City, New Jersey, April 14th, 2003 through April 18th, 2003.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the attendance of a Police Officer at the aforementioned training conference; and

BE IT FURTHER RESOLVED that the Town Board authorizes reimbursement of expenses, not to exceed $750.00, upon submission of proper receipts; and

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

THE VOTE
Sanders ✓ Yes ___ No
Densleski ✓ Yes ___ No
Kozakiewicz ✓ Yes ___ No
Blass ✓ Yes ___ No
Lull ✓ Yes ___ No
THE RESOLUTION WAS ✓ WAS NOT ___
THEREUPON DULY ADOPTED

C:\Roberta\Internal Correspondence\Resolution Draft.doc

03/18/03

Adopted

**TOWN OF RIVERHEAD**

**Resolution #** 320

**ACCEPTS RESIGNATION OF**
**CONSERVATION ADVISORY COUNCIL MEMBER**

COUNCILWOMAN BLASS offered the following resolution, which was seconded by COUNCILWOMAN SANDERS

**WHEREAS,** George Bartunek has notified the Riverhead Town Supervisor in writing of his resignation effective March 14, 2003.

**NOW, THEREFORE, BE IT RESOLVED,** that the Town Board of the Town of Riverhead hereby accepts, with regret, the resignation of George Bartunek from the Riverhead Conservation Advisory Council.

**BE IT FURTHER, RESOLVED,** That the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to George Bartunek, the Riverhead Planning Department, and the Office of Accounting.

**THE VOTE**

Sanders ☐ Yes ☐ No (abstain) Blass ☒ Yes ☐ No

Densieski ☒ Yes ☐ No Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

The Resolution Was ☒ Was Not ☐
Thereupon Duly Declared Adopted

RFK/tmm

03/13/03

Adopted

TOWN OF RIVERHEAD

Resolution #321

APPROVES REQUEST FOR LEAVE OF ABSENCE

COUNCILMAN LULL offered the following resolution, which was seconded by COUNCILWOMAN SANDERS

**WHEREAS**, Shannon Gilmore, a Homemaker for the Seniors Department, has requested A six month, non-paid medical leave of absence for the Town Board.

**NOW, THEREFORE, BE IT RESOLVED**, that Shannon Gilmore's request for a non-paid leave of absence from March 10, 2003 through September 10, 2003 is hereby approved subject to the following condition(s):

(1) To facilitate the proper functioning of the Town offices, the employee shall submit written Notice to the Town Supervisor of her intent to return to work, resign, retire or other relief at least thirty (30) Days prior to the expiration of the leave of absence, and

**BE IT FUTHER, RESOLVED**, That the Town Clerk be and is hereby authorized to forward a copy of this resolution to Shanna Gilmore, the Seniors Department, and the Office of Accounting.

THE VOTE

Sanders ☒ Yes ☐ No Blass ☒ Yes ☐ No

Densieski ☒ Yes ☐ No Lull ☒ Yes ☐ No

Kozakiewicz Yes ☒ ☐ No

March 18, 2003

Adopted

**TOWN OF RIVERHEAD**

**Resolution # 322**

**RATIFIES THE PROMOTION OF DET. FRANK HERNANDEZ TO THE POSITION OF DETECTIVE GRADE II**

COUNCILWOMAN BLASS offered the following resolution, which was seconded by COUNCILMAN LULL.

**WHEREAS**, Det. Frank Hernandez, has been assigned to the position of Detective Grade III of the Riverhead Police Department since December 16, 1997; and

**WHEREAS**, the Labor Contract between the Town of Riverhead and the Riverhead Police Benevolent Association, Inc., 1999 – 2001, Article XVIII – Promotion – Detective, states in part, "Effective August 17, 1999, notwithstanding the preceding sentence, detectives serving in a grade for 5 consecutive years shall be promoted to the next grade. Time served in grade by employees assigned as detectives on the date of the implementation of this provision shall be credited toward the 5 consecutive years threshold".

**NOW THEREFORE BE IT RESOLVED**, as per the current labor contract that exists between the Riverhead Police Benevolent Association, Inc. and the Town of Riverhead ratifies the promotion of Det. Frank Hernandez to the position of Detective Grade II, effective December 16, 2002, at an annual salary as provided in the same contract; and,

**BE IT FURTHER RESOLVED**, that the Town Clerk be and is hereby directed to forwarded a copy of this resolution to Frank Hernandez, the Chief of Police and the Office of Accounting.

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

C:\Mary\Resolutions\Det Promotion.doc

MARCH 18, 2003

Adopted

TOWN OF RIVERHEAD

Resolution # 323

**APPOINTS MAINTENANCE MECHANIC IV**
**IN THE DEPARTMENT OF BUILDINGS AND GROUNDS**

COUNCILMAN LULL offered the following resolution, which was seconded by COUNCILWOMAN BLASS

**WHEREAS**, a vacancy now exists in the Department of Buildings and Grounds due to a recent retirement, and

**WHEREAS**, this position was duly posted (posting #4) and all qualified applicants were interviewed and

**WHEREAS,** the recommendation of the Personnel Committee and the Department Head has been received.

**NOW, THEREFORE, BE IT RESOLVED**, that effective March 24, 2003, Gary Hubbard is hereby promoted to the position of Maintenance Mechanic IV as found on Group 10, Step 5A of the Salary Administration Schedule, and

**BE IT FURTHER, RESOLVED**, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Gary Hubbard, the Department of Buildings and Grounds, and the Office of Accounting.

**THE VOTE**

**Sanders** ☒ **Yes** ☐ **No** **Blass** ☒ **Yes** ☐ **No**

**Densieski** ☒ **Yes** ☐ **No** **Lull** ☒ **Yes** ☐ **No**

**Kozakiewicz** ☒ **Yes** ☐ **No**

March 18, 2003

Adopted

**TOWN OF RIVERHEAD**

**Resolution #** 324

**Appoints Ordinance Inspector**

COUNCILMAN LULL offered the following resolution,

which was seconded by COUNCILWOMAN BLASS

**WHEREAS,** there exists a vacancy of Ordinance Inspector in the Building Department; and

**WHEREAS,** all willing applicants found on Civil Service list #02-5181-054 were interviewed, and

**WHEREAS,** the Personnel Committee has made a recommendation that an Ordinance Inspector be hired with the condition that said person work weekends.

**NOW THEREFORE BE IT RESOLVED**, that Matthew White is hereby appointed to the position of Ordinance Inspector Group 5 Step P of the Salary Administration Schedule effective March 23, 2003, and

**BE IT FURTHER, RESOLVED,** that Matthew White shall perform his duties from Saturday through Wednesday, and

**BE IT FURTHER, RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Matthew White, the Building Department and the Accounting Department.

**THE VOTE**

Sanders ☒ Yes ☐ No  Blass ☒ Yes ☐ No

Densieski ☒ Yes ☐ No  Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

The Resolution Was ☒ Was Not ☐
Thereupon Duly Declared Adopted

RFK/jml.appoints.provisional.chief.of.police

March 18, 2003

601

Adopted

TOWN OF RIVERHEAD

Resolution # 325

REASSIGNES CLERK TYPIST

COUNCILWOMAN SANDERS offered the following resolution, which was seconded by COUNCILMAN DENSIESKI

**WHEREAS,** TBR# 64 on January 22, 2003 assigned a Clerk Typist to serve in both the Building Department and the Town Attorney's Office, and

**WHEREAS,** the Town Board wishes to assign this position to be totally in the Building Department, and,

**THEREFORE, BE IT RESOLVED,** that Susan Edwards is now assigned solely to the Building Department serving in the position of Clerk Typist effective March 24, 2003.

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

THE VOTE

Sanders ☒ Yes ☐ No  Blass ☒ Yes ☐ No

Densieski ☒ Yes ☐ No  Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

G:\Resolutions\Employment\RESOLUTION REASSIGNING CLERK TYPIST.doc

MARCH 18, 2003

Adopted

TOWN OF RIVERHEAD

Resolution # 326

**CONVERTS PART TIME TO FULL-TIME ACCOUNT CLERK TYPIST**

COUNCILMAN DENSIESKI offered the following resolution, which was seconded by COUNCILWOMAN SANDERS

**WHEREAS** there currently is a part time position of Account Clerk Typist in the Recreation Department, and

**WHEREAS**, the Town Board wishes to convert said position to full time; and

**WHEREAS,** the Personnel Committee has recommended the incumbent be appointed full time; and

**NOW, THEREFORE, BE IT RESOLVED**, that Lorraine Miller is hereby appointed to the full time position of Account Clerk Typist Group 9 Step 5A of the Salary Administration Schedule effective March 24, 2003, and

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

**THE VOTE**

**Sanders** ☒ **Yes** ☐ **No** **Blass** ☒ **Yes** ☐ **No**

**Densieski** ☒ **Yes** ☐ **No** **Lull** ☒ **Yes** ☐ **No**

**Kozakiewicz** ☒ **Yes** ☐ **No**

March 18, 2003

603

Adopted

# TOWN OF RIVERHEAD

Resolution #327

## TOWN RE-ESTABLISHES TERMS & CONDITIONS – LEGISLATIVE SECRETARY

COUNCILMAN LULL offered the following resolution,

which was seconded by COUNCILWOMAN BLASS

**WHEREAS**, the Town Board wishes to re-establishes the terms and conditions of employment of the Legislative Secretary, Gina Chew; and

**NOW, THEREFORE, BE IT, RESOLVED**, that the terms and conditions of employment for the Legislative Secretary, Gina Chew, will be equal to that of the 2002 Department Head contracts for this calendar year and subsequent years except for the following Articles and/or sections; and

| Article | Title |
|---|---|
| I | Duration |
| II | Recognition |
| IV Section 1 | Vacations – employee will be entitled to 105 hours of vacation per calendar year. |
| VIII Section 5 | Health Insurance |
| X Section 8 | General Provisions |
| XI | Wages |

**THE VOTE**

Sanders ☐ Yes ☒ No (abstain)

Blass ☐ Yes ☒ No (abstain)

Densieski ☒ Yes ☐ No

Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

\\CPNTA\AcctShare2\Cindy\Res\res.GinaChew.terms.doc

March 18, 2003

Adopted

# TOWN OF RIVERHEAD

Resolution # 328

## TOWN RE-ESTABLISHES TERMS & CONDITIONS – EXECUTIVE SECRETARY

COUNCILMAN LULL offered the following resolution, which was seconded by COUNCILMAN DENSIESKI COUNCILWOMAN SANDERS

**WHEREAS**, the Town Board wishes to re-establishes the terms and conditions of employment of the Executive Secretary, Tara McLaughlin; and

**NOW, THEREFORE, BE IT, RESOLVED**, that the terms and conditions of employment for the Executive Secretary, Tara McLaughlin, will be equal to that of the 2002 Department Head contracts for this calendar year and subsequent years except for the following Articles and/or sections; and

| Article | Title |
|---|---|
| I | Duration |
| II | Recognition |
| IV Section 1 | Vacations – employee will be entitled to 105 hours of vacation per calendar year. |
| X Section 8 | General Provisions |
| XI | Wages |

**THE VOTE**

Sanders ☒ Yes ☒ No (abstain) Blass ☒ Yes ☒ No (abstain)

Densieski ☒ Yes ☐ No Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

\\CPNTA\AcctShare2\Cindy\Res\res.TMcLaughlin.terms.doc

March 18, 2003

# TOWN OF RIVERHEAD

**Resolution #** 329

## TOWN RE-ESTABLISHES TERMS & CONDITIONS – EXECUTIVE ASSISTANT

COUNCILMAN LUL offered the following resolution ,

which was seconded by COUNCILMAN - COUNCILMAN DENSIESKI

**WHEREAS**, the Town Board wishes to re-establishes the terms and conditions of employment of the Executive Assistant, Joey MacLellan; and

**NOW, THEREFORE, BE IT, RESOLVED**, that the terms and conditions of employment for the Executive Assistant, Joey MacLellan, will be equal to that of the 2002 Department Head contracts for this calendar year and subsequent years except for the following Articles and/or sections; and

| Article | Title |
|---|---|
| I | Duration |
| II | Recognition |
| IV Section 1 | Vacations – employee will be entitled to 140 hours of vacation per calendar year. |
| X Section 8 | General Provisions |
| XI | Wages |

**THE VOTE**

Sanders ☒ Yes ☒ No (abstain)

Blass ☒ Yes ☒ No (abstain)

Densieski ☒ Yes ☐ No

Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

3/18/03

Adopted

**TOWN OF RIVERHEAD**

Resolution # 330

**APPOINTS CHAPERONES FOR THE RECREATION DEPARTMENT**

COUNCILWOMAN SANDERS offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

**WHEREAS,** The Recreation Department requires a chaperone on all of it's sponsored bus trips, and

**WHEREAS,** The Town Board wishes to create an on call status chaperone list to be utilized when scheduling bus trips in the Recreation Department.

**NOW, THEREFORE, BE IT RESOLVED,** that a list be established with the following people in the position of Recreation Aide- Chaperone:

Cynthia Hynds
Nancy Swenk

**BE IT FURTHER, RESOLVED,** that this position of chaperone will pay $8.50 per hour effective March 19, 2003, and

**BE IT FURTHER, RESOLVED,** that the positions are effective upon completion of all the necessary employment paperwork, and

[1]

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

[1] Rec. Doris /Res. Chaperone List

MARCH 18, 2003

607

Adopted

# TOWN OF RIVERHEAD

## DOWNTOWN RESTROOM PROJECT

## CAPITAL PROJECT

## BUDGET ADOPTION

## RESOLUTION # 331

COUNCILMAN DENSIESKI offered the following resolution ,

which was seconded by COUNCILMAN LULL

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

| | | FROM: | TO: |
|---|---|---|---|
| 406.086800.491000.40110 | S. C. DOWNTOWN REVITALIZATION #IV AID | $20,000. | |
| 406.086800.492550.40110 | NYS EMPIRE STATE DEVELOPMENT CORP GRANT | 25,000. | |
| **406.086800.523035.40110** | **MODULAR COMFORT STATION** | | **$45,000.** |

**THE VOTE**

**Sanders** ☒ **Yes** ☐ **No** **Blass** ☒ **Yes** ☐ **No**

**Densieski** ☒ **Yes** ☐ **No** **Lull** ☒ **Yes** ☐ **No**

**Kozakiewicz** ☒ **Yes** ☐ **No**

F:\Cindy\Bjt\ADPT\406.DOWTOWN RESTROOM.doc

# TOWN OF RIVERHEAD

Adopted

## MIDDLE ROAD TRAFFIC CONTROL PROJECT

## CAPITAL PROJECT

## BUDGET ADOPTION

## RESOLUTION # 332

COUNCILMAN LULL offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

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

| | | FROM: | TO: |
|---|---|---|---|
| 406.092705.421050.40104 | DEVELOPER FEES | $150,000. | |
| 406.051820.523013.40104 | TRAFFIC LIGHT INSTALLATION | | $125,00. |
| 406.051820.543502.40104 | ENGINEERING EXPENSE | | 25,000. |

THE VOTE

Sanders ☒ Yes ☐ No  Blass ☒ Yes ☐ No

Densieski ☒ Yes ☐ No  Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

Adopted

# TOWN OF RIVERHEAD

## 2003 PUBLIC PARKING RIVERFRONT PARKING

## CAPITAL PROJECT

## BUDGET ADJUSTMENT

RESOLUTION # 1333

COUNCILMAN DENSIESKI offered the following resolution ,

which was seconded by COUNCILWOMAN BLASS

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

| | | FROM: | TO: |
|---|---|---|---|
| 406.095731.494200.10020 | SERIAL BOND PROCEEDS | $100,000. | |
| **406.051100.523030.10020** | **ROAD RECONSTRUCTION IMPROV.** | | **$100,000.** |

**THE VOTE**

**Sanders** ☒ **Yes** ☐ **No** **Blass** ☒ **Yes** ☐ **No**

**Densieski** ☒ **Yes** ☐ **No** **Lull** ☒ **Yes** ☐ **No**

**Kozakiewicz** ☒ **Yes** ☐ **No**

F:\Cindy\Bjt\ADJ\406.'02 PPKG..doc

3/18/03

Adopted

TOWN OF RIVERHEAD

Resolution # 334

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED, "ZONING" OF THE RIVERHEAD TOWN CODE (DEFINITION OF COUNTRY INN)**

COUNCILWOMAN BLASS offered the following resolution, was seconded by

COUNCILWOMAN SANDERS :

**RESOLVED,** the Town Clerk be and is hereby authorized to publish the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the March 27, 2003 issue of the Traveler-Watchman, 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; and be it further

**RESOLVED,** that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Riverhead Planning Department; the Riverhead Planning Board and the Riverhead Building Department.

**THE VOTE**

Sanders ✓ Yes ___ No Blass ✓ Yes ___ No
Densieski ✓ Yes ___ No ___ Lull ✓ Yes ___ No
Kozakiewicz ✓ Yes ___ No
THE RESOLUTION WAS ✗ WAS NOT ___
THEREUPON ADOPTED

Z:\Laura\reso\108-3.ph.doc

**TOWN OF RIVERHEAD**
**PUBLIC NOTICE**

**PLEASE TAKE NOTICE** that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 15th day of April, 2003 at 7:20 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code as follows:

§108-3 Definitions.

~~COUNTRY INN -- A business or commercial use of a lot consisting of a building, not to exceed two stories, which contains not more than 50 rooms, which are arranged or designed to be made available as sleeping quarters for paying customers for not greater than a two-week rental basis. A restaurant or catering facility shall be permitted in the same building or on the same lot if the area of the subject lot is large enough to accommodate two of the uses.~~

COUNTRY INN –A commercial use of real property consisting of a building not to exceed two stories and which contains no more than twenty (20) rooms arranged or designed to be made available as overnight accommodations for guests for a stay of no longer than a two (2) week rental. Accessory restaurant or tavern use of a premises shall be housed within the principal building with a total restaurant seating not to exceed six (6) times the number of guest units and total tavern seating not to exceed one third of the restaurant seating. In the event that a parcel is improved with a country inn, the subject property is restricted from improvement with any other permitted or specially permitted uses. Accessory uses within the country inn building are limited to recreational use, conference room, or library not to exceed ten percent (10%) of the total floor area of rooms provided. The architectural style, height, size, scale and appearance of the building shall be compatible with the hamlet in which the country inn is located as determined in Town Board site plan approval. Traditional materials such as aged brick, wood and stone shall be used. Incompatible materials shall include concrete block, metal or vinyl siding and reflective glass.

Dated: Riverhead, New York
March 18, 2003

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

* Overstrike represents deletion(s)
* Underline represents addition(s)

Z:\Laura\reso\108-3.ph.doc

03/18/03

Adopted

**TOWN OF RIVERHEAD**

**Resolution # 335**

**Appoints Member to the Conservation Advisory Council**

COUNCILMAN DENSIESKI offered the following resolution, which was seconded by COUNCILWOMAN BLASS

**WHEREAS,** Conservation Advisory Committee chairman George Bartunek has filed his letter of resignation causing an open vacancy on the Conservation Advisory Committee; and

**WHEREAS,** Riverhead Town resident Duane Lewin has expressed an interest in serving on the Conservation Advisory Committee.

**NOW, THEREFORE, BE IT RESOLVED,** that the Town Board of the Town of Riverhead do and hereby appoints Duane Lewin to the Riverhead Conservation Advisory Committee; and

**BE IT FURTHER, RESOLVED,** that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Riverhead Conservation Advisory Council, Duane Lewin and the Accounting Department.

**THE VOTE**

Sanders ☒ Yes ☐ No  Blass ☒ Yes ☐ No

Densieski ☒ Yes ☐ No Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

The Resolution Was ☒ Was Not ☐
Thereupon Duly Declared Adopted

Supertmm

March 18, 2003

613

Adopted

TOWN OF RIVERHEAD

Resolution # 336

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER THE PURCHASE OF DEVELOPMENT RIGHTS OF A PARCEL LOCATED IN THE TOWN OF RIVERHEAD (JOHN CICHANOWICZ AND HELEN CICHANOWICZ)**

COUNCILMAN LULL offered the following resolution, was seconded by

COUNCILWOMAN BLASS:

**WHEREAS,** pursuant to the provisions of §247 of the New York State General Municipal Law, fee simple owners of agricultural lands may elect to sell and the Town of Riverhead may elect to purchase development rights associated with said lands; and be it further

**WHEREAS,** John Cichanowicz and Helen Cichanowicz have expressed a desire to sell the development rights on approximately 10.1 acres of their agricultural lands located on the northeast corner of Northville Turnpike and Doctors Path, Riverhead, New York, at $34,000.00 per acre, further described as Suffolk County Tax Map Number 0600-65-6-10 to the Town of Riverhead.

**NOW THEREFORE BE IT RESOLVED,** that the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider the purchase of development rights of agricultural lands owned by John Cichanowicz and Helen Cichanowicz, once in the Traveler Watchman on March 27, 2003, hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed purchase of development rights 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 a copy of this resolution to Peter S. Danowski, PO Box 779, Riverhead, New York 11901; the Farmland Preservation Committee; Peconic Land Trust, Attn: Julie T. Wesnofske, 296 Hampton Road, P.O. Box 1776, Southampton, New York, 11969; the Planning Department; the Assessor's Office; the Tax Receiver's Office; the Accounting Office and the Town Attorney's Office.

THE VOTE

Sanders ✓ Yes ___ No
Densieski ✓ Yes ___ No
Blass ✓ Yes ___ N
Kozakiewicz ✓ Yes ___ No
Lull ✓ Yes ___

THE RESOLUTION WAS ✓ WAS NOT ___
THEREUPON DULY ADOPTED

Z:\TnAttyShare\Sean II\Purchase of Dev and open Space\Cichanowicz\public hearing.doc

# TOWN OF RIVERHEAD
# NOTICE OF PUBLIC HEARING

**PLEASE TAKE NOTICE** that a public hearing will be held on the 15th day of April, 2003 at 7:10 o'clock p.m., at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons to consider the purchase of development rights of approximately 10.1 acres of agricultural lands owned by John Cichanowicz and Helen Cichanowicz located on the northeast corner of Northville Turnpike and Doctors Path, Riverhead, New York, at $34,000.00 per acre, further described as Suffolk County Tax Map Number 0600-65-6-10 pursuant to §247 of the New York State General Municipal Law and Chapter 44 of the Riverhead Town Code.

Dated: Riverhead, New York
March 18, 2003

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

MARCH 18, 2003

Adopted

TOWN OF RIVERHEAD

Resolution # 337

## APPOINTS A PROVISIONAL RECREATION SUPERVISOR

COUNCILMAN LULL offered the following resolution, which was seconded by COUNCILWOMAN BLASS

**WHEREAS** a vacancy exists in the position of Recreation Supervisor in the Recreation Department, and

**WHEREAS**, said position was duly posted (posting #8 ) and advertised; and

**WHEREAS,** the Suffolk County Department of Civil Service has certified there is no Certified List of Eligibles and has authorized a provisional appointment; and

**WHEREAS,** all qualified candidates were interviewed and the Personnel Committee has made a recommendation, and

**NOW, THEREFORE, BE IT RESOLVED**, that Colleen Fox is hereby appointed provisionally to the position of Recreation Supervisor Group 4 Step P of the Salary Administration Schedule effective March 24, 2003, and

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

**THE VOTE**

**Sanders** ☒ **Yes** ☐ **No** **Blass** ☒ **Yes** ☐ **No**

**Densieski** ☒ **Yes** ☐ **No** **Lull** ☒ **Yes** ☐ **No**

**Kozakiewicz** ☒ **Yes** ☐ **No**

03/18/03

Adopted

**TOWN OF RIVERHEAD**

**Resolution #** 338

**HOME RULE MESSAGE**
**FOR TOWN OF RIVERHEAD**
**DEPARTMENT OF HIGHWAY**
**(AMENDING CHAPTER 25, ARTICLE X, § 271, ¶ 3A)**

COUNCILMAN LULL offered the following resolution, which was seconded by COUNCILWOMAN SANDERS

**WHEREAS,** The State of New York Highway Law, Chapter 25 of the Consolidated Laws, Article X Finances, § 271, ¶ 3a states that "*unless duly authorized by vote at a special or biennial town election, there shall not be levied and collected in any one year in any town* [except those stipulated], *for the purchase of stone crushers, power rollers, motor trucks, scarifiers, concrete mixers, traction engines or road machines for grading and scraping, equipment, tools and other implements, an amount greater than hereinafter specified, to wit: (1) Two Hundred thousand dollars...*"

**WHEREAS,** State Senator Kenneth LaValle and Assemblywoman Pat Acampora and Assemblyman Fred Thiele have proposed State Legislation (S.2479 and A.5423) that would allow the Town of Riverhead (along with the towns of Southold and Southampton) to increase that $200,000 amount to $300,000 a year through taxes; and

**WHEREAS,** In the Town of Riverhead there currently exists a need to purchase additional equipment to better serve the residents of this town and to further care for the more than 200 miles of roadway; and

**WHEREAS,** The State of New York Highway Law, Chapter 25 of the Consolidated Laws, Article X Finances, § 271, ¶ 3a has not been amended since 1979, while the cost of equipment has drastically increased during that time period; and

**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

RFK/jml.home.rule.labor.dept

**WHEREAS,** The Town Board of the Town of Riverhead hereby invokes its sovereign rights under the State of New York Municipal Home Rule Law and respectfully requests that the Legislature of the State of New York adopt and approve the proposed amendments to The State of New York Highway Law, Chapter 25 of the Consolidated Laws, Article X Finances, § 271, ¶ 3a (S.2479 and A.5423).

**NOW THEREFORE, BE IT RESOLVED**, That the Town Board of the Town of Riverhead does hereby request that the Legislature of the State of New York adopt and approve the proposed amendments to the State of New York Highway Law, Chapter 25 of the Consolidated Laws, Article X Finances, § 271, ¶ 3a (S.2479 and A.5423); and

**BE IT FURTHER RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to State Senator Kenneth LaValle, Assemblywoman Pat Acampora, Assemblyman Fred Thiele, the State of New York Home Rule Counsel (at Senate Post Office, and the Assembly Post Office at The Capital, Albany, NY 12224), and the Town Attorney's Office.

**THE VOTE**

Sanders ☒ Yes ☐ No  Blass ☒ Yes ☐ No

Densieski ☒ Yes ☐ No  Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

The Resolution Was ☒ Was Not ☐
Thereupon Duly Declared Adopted

RFK/jml.home.rule.labor.dept

3/18/03

Town of Riverhead
Resolution # 339

Adopted

Authorizes the Supervisor to Execute a Memorandum of Understanding with Suffolk County and NYS Empire State Development Corporation

COUNCILMAN LULL offered the following resolution, which was seconded by COUNCILWOMAN BLASS.

**WHEREAS**, the COUNTY as primary applicant, and the TOWN as joint applicant applied for designation of a portion of the Calverton Enterprise Park ("ZONE") as an Economic Development Zone (subsequently renamed "Empire Zone"), which designation was made by New York State, and approved by Governor George Pataki, in June of 1998; and

**WHEREAS**, at the time of such application, the COUNTY adopted Resolution No. 803-1997 authorizing the Suffolk County Executive to submit such application on behalf of the TOWN, and the TOWN adopted Local Law 12-1997, on September 29, 1997, which designated the boundaries of the ZONE, the Town Attorney as the ZONE Certifying Officer, and the generic composition of the Zone Administrative Board ("ZAB"), which actions were taken in consultation with and upon the advice of the New York State Department of Economic Development ("DEPARTMENT");

**WHEREAS** the DEPARTMENT reviewed the application, as submitted, and recommended its approval;

**WHEREAS**, the composition of the ZAB has been constituted in accordance with statutory and regulatory requirements and appointments made thereto by Resolutions of the Riverhead Town Board, including Resolution #747 (1998), 1098 (1998), and 519 (1999), and in 1999 the COUNTY and TOWN agreed, with the concurrence of the DEPARTMENT, that the Chairperson of the ZAB shall be the County Executive's designee and that the balance of the ZAB would be maintained, as constituted by the TOWN;

**WHEREAS**, the DEPARTMENT has now determined, by letter dated January 13, 2003, that the COUNTY must adopt a Local Law to be in compliance with General Municipal Law §961;

**WHEREAS**, in an attempt to achieve a compromise that satisfies the concerns of NYS ESDC regarding the zone's compliance with General Municipal Law §961 and administration thereof from 1998 to the present and preserves the actions taken by the Zone Administrative Board and Town of Riverhead to further economic development at

the Calverton Enterprise Park to date, the Town of Riverhead, Suffolk County and NYS have been diligently pursuing a negotiated settlement to resolve issues involving the creation of additional subzones and the composition of the board; and

**WHEREAS,** NYS and Suffolk County have determined that it is critical that the Town Board take immediate action on the Memorandum at this time due to changes in regulations affecting the Empire Zones Program.

**THEREFORE, BE IT RESOLVED,** that the Town Board hereby authorizes the Supervisor to execute a Memorandum of Understanding with Suffolk County and NYS ESDC substantially in the form attached hereto ; and

**BE IT FURTHER RESOLVED,** that the Town Clerk is directed to provide a certified copy of this resolution to Dawn Thomas, Town Attorney, Andrea Lohneiss, CDA Director, Clerk of the Suffolk County Legislature, George Gatta, Deputy County Executive, Lori Taggart, ZAB Chairperson, Martha Luft of the firm Twomey, Latham, Shea and Kelly, Fred DiMaggio, ESDC, and Bob Ryan, ESDC.

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

# MEMORANDUM OF UNDERSTANDING

MEMORANDUM OF UNDERSTANDING made this ____ day of MARCH, 2003, by and between the TOWN OF RIVERHEAD, having its principal office at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, (hereinafter referred to as "the Town") and the COUNTY OF SUFFOLK, having a principal office at the H. Lee Dennison Building, 100 Veterans Memorial Highway, Hauppauge, New York 11788 (hereinafter referred to as "the County").

WHEREAS, on September 16, 1997, the Suffolk County Legislature adopted Resolution No. 803-1997 setting forth zone boundaries and authorizing the Suffolk County Executive to submit an application for Economic Development Zone designation, as primary applicant, on behalf of the Town of Riverhead, and the TOWN as joint applicant adopted Local Law 12-1997 on September 29, 1997 which designated the boundaries of the zone, the Town Attorney as the zone certifying officer and the generic composition of the Zone Administrative Board ("ZAB"), which actions were taken in consultation with and upon the advice of the New York State Department of Economic Development ("DEPARTMENT");

WHEREAS the DEPARTMENT reviewed the application, as submitted, and recommended approval, and designation of a portion of the Calverton Enterprise Park as an Economic Development Zone (subsequently renamed "Empire Zone" and hereinafter referred to as "ZONE"), was then approved by Governor George Pataki, in June of 1998;

WHEREAS, the composition of the Zone Administrative Board has been constituted in accordance with the application and appointments made thereto by Resolutions of the Riverhead Town Board including Resolution # 747 (1998), 1098 (1998), and 519 (1999), and in 1999 the COUNTY and TOWN agreed, with the concurrence of the DEPARTMENT, that the Chairperson of the ZAB shall be the County Executive's designee and that the balance of the ZAB would be maintained, as constituted by the TOWN;

WHEREAS, the DEPARTMENT has now determined, by letter dated January 13, 2003, that the COUNTY must adopt a Local Law to be in compliance with General Municipal Law §961;

WHEREAS, a Boundary Amendment Preapplication was submitted for the ZONE in 1999 requesting allocation of the 32 undesignated acres in the ZONE to downtown Riverhead, and including a detailed, specific map of the area to be so designated;

WHEREAS, the COUNTY requested certain changes to the Boundary Amendment application beginning in December of 2001;

WHEREAS, on July 11, 2002, the ZAB Chairperson submitted to the DEPARTMENT another Preliminary Boundary Revision Proposal which requested that the 32 undesignated acres in the ZONE, together with 292.26 acres from within the ZONE be reallocated as follows: 48 acres to Gabreski Airport in the Town of Southampton, 28.01 acres to downtown Riverhead, 25 acres to Riverside in the Town of Southampton, and 139.45 acres to be added at the Calverton Enterprise Park;

WHEREAS, a Public Hearing on the 2002 Preliminary Boundary Revision proposal was duly noticed for and held on September 3, 2002 by Resolution of the Town Board of Riverhead;

WHEREAS, on December 3, 2002, the Riverhead Town Board did not approve Resolution #1209 (2002) which contained the Preliminary Boundary Revision Proposal of July 11, 2002 submitted by the ZAB Chairperson, but rather adopted Resolution #1245 (2002), reflecting transfer of 61 acres to downtown Riverhead and 139 acres within the industrial area at Calverton Enterprise Park;

NOW, THEREFORE

IT IS HEREBY AGREED, by and between the parties as follows:

1. The COUNTY shall enact a Local Law in accordance with General Municipal Law §961 designating the Riverhead Town Attorney as ZONE certification officer, and designating the generic composition of the ZAB and the boundaries of the ZONE, as designated in the TOWN'S Local Law 12-1997.

2. Neither the COUNTY nor the County Executive's designee to the ZAB shall take any action to reconstitute the ZAB, other than that the Suffolk County Legislature shall appoint two (2) additional ZAB members who shall be area resident representatives of the two new zone areas, Wyandanch and Riverside. Any future appointments or filling of vacancies, other than that of the County Executive's designee and the Wyandanch and Riverside area resident representatives, shall be made by the Riverhead Town Board.

3. The TOWN's Community Development Agency is the entity authorized by contract to administer the ZONE, and shall continue to be such, recognizing that the Zone administrative agency has full responsibility to promote and assist the development of businesses in those areas of Suffolk County covered by this Memorandum of Understanding, which are duly authorized sub-zones, in accordance with the adopted Calverton Empire Zone Development Plan.

4. The Zone Coordinator will continue on the TOWN's payroll and will continue to report directly to the Director of the Community Development Agency in the Town of Riverhead

5. (A). An amended Boundary Amendment Application shall be submitted to the DEPARTMENT, upon approval by the ZAB, for which a Public Hearing must be duly noticed and held by both the Riverhead Town Board and the Suffolk County Legislature, to include the following:

a. 61 acres to Downtown Riverhead
b. 139.5 acres additional within the Calverton site
c. 25 acres to Wyandanch, Town of Babylon,
d. 7 acres to Riverside, Town of Southampton,
e. Approximately 2 acres in Riverside, Town of Southampton comprised of six lots with the following Town of Southampton tax map designations: 118-2-3.1, 4, 5, 6, 7, 29.
f. 48 acres at Gabreski Airport, Town of Southampton
g. These parcels total approximately 282.5 acres, with a total of 1137 retained at the Grumman property – a net loss within the

fence of only 11 acres, and a total of 1198 acres of Empire Zone designation retained within the Town of Riverhead.

(B). The parties agree that should the designated acreage at Gabreski Airport not be utilized, that said acreage will be undesignated and redesignated to the Riverside area, Town of Southampton.

6. Areas from within the Grumman property which the Empire Zone designation to be undesignated will include the total of approximately 53.43 acres within the fence retained by the US Navy, 14.57 acres from the sewage treatment plant site, and 182.5 acres of runway surface and taxi-way on the 7000 foot runway. These parcels, combined with the originally undesignated 32 acres, total 282.5 acres, an even exchange of designation.

7. Administrative funding will continue for the July, 2002 - June, 2003 contract year with funding from New York State at $47,000, Suffolk County at $23,500 and Town of Riverhead at $24,000. Future funding for administration of the zone will be shared among those municipalities within which the zone is located, including Suffolk County. The Town of Babylon has committed $25,000, or $2,000.00 per acre, annually for administrative funding. The Town of Southampton has also committed to a pro rata share of funding, which sum shall not be less than $14,000.00, or $2,000.00 per acre, annually. Additional funding may need to be sought from the Suffolk County Legislature and the Riverhead Town Board, the Southampton Town Board and the Babylon Town Board for future contract years to make up for lack of state

funding, should Governor Pataki's current budget be adopted or should any future budget exclude or reduce administrative funding.

8. Upon adoption of appropriate authorizing resolutions by the Suffolk County Legislature and the Riverhead Town Board, and signatures of the chief elected officials of both jurisdictions, and the concurrence of the DEPARTMENT, this Memorandum of Understanding shall be deemed fully executed. The County of Suffolk acknowledges that new public hearings will be required in order for the County Legislature to adopt the Local Laws necessary to comply with the terms of this agreement.

THE COUNTY OF SUFFOLK

By:_____
Robert J. Gaffney
County Executive

THE TOWN OF RIVERHEAD

By:_____
Robert F. Kozakiewicz
Town Supervisor

Concurred with by

THE NEW YORK STATE DEPARTMENT OF ECONOMIC DEVELOPMENT

By:_____
Fernando Di Maggio
Director, Empire Zones Program

# Adopted

RESOLUTION # 340 ABSTRACT #10-03 MARCH 06, 2003 (TB 03/18/03)

COUNCILMAN LULL

COUNCILWOMAN BLASS offered the following Resolution which was seconded by

| FUND NAME | | CD 02/28/03 | CHECKRUN TOTALS | GRAND TOTALS |
|---|---|---|---|---|
| GENERAL TOWN | 001 | $ 4,800,000.00 | $ 683,202.00 | $ 5,483,202.00 |
| POLICE ATHLETIC LEAGUE | 004 | $ 2,500.00 | $ 200.47 | $ 2,700.47 |
| TEEN CENTER | 005 | $ 4,000.00 | $ - | $ 4,000.00 |
| RECREATION PROGRAM | 006 | $ 90,000.00 | $ 1,346.58 | $ 91,346.58 |
| SR NUTRITION SITE COUNCIL | 007 | $ 2,000.00 | $ - | $ 2,000.00 |
| D.A.R.E. PROGRAM FUND | 008 | $ 2,000.00 | $ - | $ 2,000.00 |
| CHILD CARE CENTER BUILDING FUND | 009 | $ 19,000.00 | $ - | $ 19,000.00 |
| AG-FEST COMMITTEE FUND | 021 | $ - | $ - | $ - |
| HUMAN SERVICES FUND | 022 | $ - | $ - | $ - |
| TOWN BD SPECIAL PROGRAM FND | 024 | $ - | $ - | $ - |
| YOUTH COURT SCHOLARSHIP FUND | 025 | $ 1,000.00 | $ - | $ 1,000.00 |
| SRS DAYCARE BUILDING FUND | 027 | $ - | $ 2,604.56 | $ 2,604.56 |
| COMMUNITY P.E.T.S. SHELTER | 028 | $ 12,000.00 | $ - | $ 12,000.00 |
| ANIMAL SPAY & NEUTERING FUND | 029 | $ - | $ 120.00 | $ 120.00 |
| EDZ FUND | 030 | $ - | $ 2,555.08 | $ 2,555.08 |
| HIGHWAY | 111 | $ 710,000.00 | $ 115,802.28 | $ 825,802.28 |
| WATER | 112 | $ 70,000.00 | $ 71,268.73 | $ 141,268.73 |
| REPAIR & MAINTENANCE | 113 | $ 185,000.00 | $ - | $ 185,000.00 |
| RIVERHEAD SEWER DISTRICT | 114 | $ 1,250,000.00 | $ 20,768.71 | $ 1,270,768.71 |
| REFUSE & GARBAGE COLLECTION | 115 | $ 35,000.00 | $ 7,083.13 | $ 42,083.13 |
| STREET LIGHTING | 116 | $ 135,000.00 | $ 9,444.63 | $ 144,444.63 |
| PUBLIC PARKING | 117 | $ 48,000.00 | $ 3,821.74 | $ 51,821.74 |
| BUSINESS IMPROVEMENT DISTRICT | 118 | $ 1,000.00 | $ 218.21 | $ 1,218.21 |
| TOR URBAN DEV CORP TRUST ACCT | 119 | $ - | $ - | $ - |
| AMBULANCE DISTRICT | 120 | $ 110,000.00 | $ 2,082.99 | $ 112,082.99 |
| CALVERTON SEWER DISTRICT | 124 | $ 120,000.00 | $ 7,469.82 | $ 127,469.82 |
| RIVERHEAD SCAV WASTE DISTRICT | 128 | $ - | $ 23,105.83 | $ 23,105.83 |
| WORKER'S COMPENSATION FUND | 173 | $ 800,000.00 | $ 14,530.56 | $ 814,530.56 |
| RISK RETENTION FUND | 175 | $ 75,000.00 | $ - | $ 75,000.00 |
| UNEMPLOYMENT INSURANCE FUND | 176 | $ 6,000.00 | $ - | $ 6,000.00 |
| MAIN STREET REHAB PROGRAM | 177 | $ - | $ - | $ - |
| REVOLVING LOAN PROGRAM | 178 | $ - | $ - | $ - |
| RESIDENTIAL REHAB | 179 | $ - | $ - | $ - |
| DISCRETIONARY/SMALL CITIES | 180 | $ - | $ - | $ - |
| CDBG CONSORTIUM ACCOUNT | 181 | $ - | $ 963.61 | $ 963.61 |
| URBAN DEVEL CORP WORKING | 182 | $ - | $ - | $ - |
| RESTORE | 184 | $ - | $ - | $ - |
| PUBLIC PARKING DEBT | 381 | $ 30,000.00 | $ - | $ 30,000.00 |
| SEWER DISTRICT DEBT | 382 | $ 785,000.00 | $ - | $ 785,000.00 |
| WATER DEBT | 383 | $ 75,000.00 | $ - | $ 75,000.00 |
| GENERAL FUND DEBT SERVICE | 384 | $ 2,325,000.00 | $ - | $ 2,325,000.00 |
| SCAVENGER WASTE DEBT | 385 | $ 250,000.00 | $ - | $ 250,000.00 |
| TOWN HALL CAPITAL PROJECTS | 406 | $ 3,885,000.00 | $ 865,530.62 | $ 4,750,530.62 |
| EIGHT HUNDRED SERIES | 408 | $ - | $ - | $ - |
| WATER IMPROVEMENT CAP PROJ | 409 | $ - | $ - | $ - |
| NUTRITION CAPITAL IMPS | 441 | $ - | $ - | $ - |
| CHIPS | 451 | $ - | $ - | $ - |
| YOUTH SERVICES | 452 | $ - | $ 1,980.94 | $ 1,980.94 |
| SENIORS HELPING SENIORS | 453 | $ - | $ 2,468.40 | $ 2,468.40 |
| EISEP | 454 | $ - | $ 886.27 | $ 886.27 |
| SCAVENGER WASTE CAP PROJ | 470 | $ - | $ - | $ - |
| MUNICIPAL FUEL FUND | 625 | $ 25,000.00 | $ 6,249.31 | $ 31,249.31 |
| MUNICIPAL GARAGE | 626 | $ 10,000.00 | $ 32,687.50 | $ 42,687.50 |
| TRUST & AGENCY | 735 | | $ 685,208.14 | $ 685,208.14 |
| SPECIAL TRUST | 736 | $ 700,000.00 | $ 95,000.00 | $ 795,000.00 |
| COMMUNITY PRESERVATION FUND | 737 | $ - | $ - | $ - |
| CDA-CALVERTON | 914 | $ 325,000.00 | $ 10,227.57 | $ 335,227.57 |
| COMMUNITY DEVELOPMENT AGENCY | 915 | $ - | $ 4,748.10 | $ 4,748.10 |
| JOINT SCAVENGER WASTE | 918 | $ - | $ - | $ - |
| CENTRAL CLEARING ACCOUNT | 999 | $ - | $ - | $ - |
| TOTALS | | $ 16,887,500.00 | $ 2,671,595.78 | $ 19,559,095.78 |
| **SCHOOL & TOWN TAXES | | $ - | | $ - |

THE VOTE

Sanders ___ Yes ✓ No Blass ✓ Yes ___ No

Danielski ✓ Yes ___ No Lull ✓ Yes ___ No

Kozakiewicz ✓ Yes ___ No

THE RESOLUTION WAS ✓ WAS NOT ___

THEREUPON DULY ADOPTED

02.ABSTRACT.SJB

**COUNCILMAN LULL** offered the following Resolution which was seconded by

**COUNCILWOMAN BLASS**

627

Adopted

| FUND NAME | | CD - NONE | CHECKRUN TOTALS | GRAND TOTALS |
|---|---|---|---|---|
| GENERAL TOWN | 001 | $ - | $ 66,012.49 | $ 66,012.49 |
| POLICE ATHLETIC LEAGUE | 004 | $ - | $ - | $ - |
| TEEN CENTER | 005 | $ - | $ 182.83 | $ 182.83 |
| RECREATION PROGRAM | 006 | $ - | $ 654.00 | $ 654.00 |
| SR NUTRITION SITE COUNCIL | 007 | $ - | $ - | $ - |
| D.A.R.E. PROGRAM FUND | 008 | $ - | $ - | $ - |
| CHILD CARE CENTER BUILDING FUND | 009 | $ - | $ 991.22 | $ 991.22 |
| AG-FEST COMMITTEE FUND | 021 | $ - | $ - | $ - |
| HUMAN SERVICES FUND | 022 | $ - | $ - | $ - |
| TOWN BD SPECIAL PROGRAM FND | 024 | $ - | $ 13,090.92 | $ 13,090.92 |
| YOUTH COURT SCHOLARSHIP FUND | 025 | $ - | $ - | $ - |
| SRS DAYCARE BUILDING FUND | 027 | $ - | $ - | $ - |
| COMMUNITY P.E.T.S. SHELTER | 028 | $ - | $ - | $ - |
| ANIMAL SPAY & NEUTERING FUND | 029 | $ - | $ - | $ - |
| EDZ FUND | 030 | $ - | $ 28.80 | $ 28.80 |
| HIGHWAY | 111 | $ - | $ 153,520.74 | $ 153,520.74 |
| WATER | 112 | $ - | $ 10,965.24 | $ 10,965.24 |
| REPAIR & MAINTENANCE | 113 | $ - | $ - | $ - |
| RIVERHEAD SEWER DISTRICT | 114 | $ - | $ 12,060.60 | $ 12,060.60 |
| REFUSE & GARBAGE COLLECTION | 115 | $ - | $ 344.30 | $ 344.30 |
| STREET LIGHTING | 116 | $ - | $ 28,146.50 | $ 28,146.50 |
| PUBLIC PARKING | 117 | $ - | $ 1,802.87 | $ 1,802.87 |
| BUSINESS IMPROVEMENT DISTRICT | 118 | $ - | $ - | $ - |
| TOR URBAN DEV CORP TRUST ACCT | 119 | $ - | $ - | $ - |
| AMBULANCE DISTRICT | 120 | $ - | $ 1,407.15 | $ 1,407.15 |
| CALVERTON SEWER DISTRICT | 124 | $ - | $ 51,520.30 | $ 51,520.30 |
| RIVERHEAD SCAV WASTE DISTRICT | 128 | $ - | $ 10,533.60 | $ 10,533.60 |
| WORKER'S COMPENSATION FUND | 173 | $ - | $ 9,207.21 | $ 9,207.21 |
| RISK RETENTION FUND | 175 | $ - | $ 46,986.24 | $ 46,986.24 |
| UNEMPLOYMENT INSURANCE FUND | 176 | $ - | $ - | $ - |
| MAIN STREET REHAB PROGRAM | 177 | $ - | $ - | $ - |
| REVOLVING LOAN PROGRAM | 178 | $ - | $ - | $ - |
| RESIDENTIAL REHAB | 179 | $ - | $ - | $ - |
| DISCRETIONARY/SMALL CITIES | 180 | $ - | $ - | $ - |
| CDBG CONSORTIUM ACCOUNT | 181 | $ - | $ 7,956.60 | $ 7,956.60 |
| URBAN DEVEL CORP WORKING | 182 | $ - | $ - | $ - |
| RESTORE | 184 | $ - | $ - | $ - |
| PUBLIC PARKING DEBT | 381 | $ - | $ - | $ - |
| SEWER DISTRICT DEBT | 382 | $ - | $ - | $ - |
| WATER DEBT | 383 | $ - | $ - | $ - |
| GENERAL FUND DEBT SERVICE | 384 | $ - | $ - | $ - |
| SCAVENGER WASTE DEBT | 385 | $ - | $ - | $ - |
| TOWN HALL CAPITAL PROJECTS | 406 | $ - | $ 1,988,115.53 | $ 1,988,115.53 |
| EIGHT HUNDRED SERIES | 408 | $ - | $ - | $ - |
| WATER IMPROVEMENT CAP PROJ | 409 | $ - | $ - | $ - |
| NUTRITION CAPITAL IMPS | 441 | $ - | $ - | $ - |
| CHIPS | 451 | $ - | $ - | $ - |
| YOUTH SERVICES | 452 | $ - | $ 6.60 | $ 6.60 |
| SENIORS HELPING SENIORS | 453 | $ - | $ - | $ - |
| EISEP | 454 | $ - | $ - | $ - |
| SCAVENGER WASTE CAP PROJ | 470 | $ - | $ - | $ - |
| MUNICIPAL FUEL FUND | 625 | $ - | $ 7,323.43 | $ 7,323.43 |
| MUNICIPAL GARAGE | 626 | $ - | $ 19,925.70 | $ 19,925.70 |
| TRUST & AGENCY | 735 | $ - | $ 108.76 | $ 108.76 |
| SPECIAL TRUST | 736 | $ - | $ - | $ - |
| COMMUNITY PRESERVATION FUND | 737 | $ - | $ - | $ - |
| CDA-CALVERTON | 914 | $ - | $ 1,555.87 | $ 1,555.87 |
| COMMUNITY DEVELOPMENT AGENCY | 915 | $ - | $ 3,203.77 | $ 3,203.77 |
| JOINT SCAVENGER WASTE | 918 | $ - | $ - | $ - |
| CENTRAL CLEARING ACCOUNT | 999 | $ - | $ - | $ - |
| TOTALS | | $ - | $ 2,435,651.27 | $ 2,435,651.27 |
| **SCHOOL & TOWN TAXES | | $ - | | $ - |

02.ABSTRACT.SJB

03/18/03

628

Adopted

TOWN OF RIVERHEAD

Resolution # 341

**ACCEPTS CASH SECURITY IN LIEU OF PERFORMANCE BOND OF ISLAND WATER PARK**

COUNCILMAN LULL offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

WHEREAS, Island Water Park has posted cash Security in lieu of a Performance Bond in the sum of Forty Thousand Five Hundred Dollars ($40,500.00) representing 5% of the projected total project costs for Island Water Park, Suffolk County Tax Map # 600-135.00-01-007.05, pursuant to Section 108-133 (I) of the Riverhead Town Code;

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts the cash security in the sum of Forty Thousand Five Hundred Dollars ($40,500.00) ; and,

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to Island Water Park, the Building Department; the Planning Department and the Town Attorney's Office.

**THE VOTE**

Sanders ☒ Yes ☐ No  Blass ☒ Yes ☐ No

Densieski ☒ Yes ☐ No  Lull ☒ Yes ☐ No

Kozakiewicz ☒ Yes ☐ No

The Resolution Was ☒ Was Not ☐
Thereupon Duly Declared Adopted

V:\Building\2003\IslandWaterPark.PerfoprmanceBond.2003.doc