

Town Clerk

**TOWN BOARD MEETING
AGENDA
PHILIP CARDINALE, Supervisor**

February 18th, 2004

**Edward Densieski, Councilman
George Bartunek, Councilman**

**Barbara Blass, Councilwoman
Rose Sanders, Councilwoman**

**Barbara Grattan, Town Clerk
Dawn Thomas, Town Attorney**

ELECTED OFFICIALS

**Laverne Tennenberg
Madelyn Sendlewski
Paul Leszczynski
Mark Kwasna
Maryann Wowak Heilbrunn
Richard Ehlers
Allen M. Smith**

**Chairwoman Board of Assessors
Board of Assessors
Board of Assessors
Highway Superintendent
Receiver of Taxes
Town Justice
Town Justice**

DEPARTMENT HEADS

**John J. Hansen
Leroy E. Barnes, Jr.
Andrea Lohneiss
Ken Testa
Richard Hanley
Chief David Hegermiller
Judy Doll
John Reeve
Michael Reichel
Gary Pendzick**

**Accounting Department
Building Department
Community Development
Engineering Department
Planning Department
Police Department
Senior Services
Sanitation Department
Sewer District
Water Department**

PUBLIC COMMENT ON ANY RESOLUTIONS LISTED

BELOW:

REGULAR TOWN BOARD MEETING:

- #122 Approves Site Plan of Riverhead Commerce Park Associates, LLC (lot #5)
- #123 Approves Amended Site Plan of East Main Street Associates (Social Security Office)
- #124 Approves Site Plan of RGR Associates/Emergency Vets (Lot #4)
- #125 Ratifies the Publication of Notice of Public Hearing-Site Plan of Application of John Hartill
- #126 Amends Resolution #108-2004 (Authorization to Publish Bid for Fuel System Upgrades at Maintenance Mechanic Facility)
- #127 Resolution Authorizing Supervisor to Execute Change Order No. 1- RWD-Construction of Plant 11, Contract G-General and Mechanical Construction
- #128 Accepts 5% Security Bond of Mill Pond Developers, LLC (Building 5 through 8)
- #129 Authorizes Town Clerk to Publish & Post Notice to Bidders for Water Service Materials
- #130 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
- #131 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 30 Entitled, "Planning Board" of the Riverhead Town Code
- #132 Adopts a Local Law to Amend Chapter 95 Entitled, "Taxation" of the Riverhead Town Code (Senior Citizen & Persons with Disabilities and Limited Incomes Exemptions)

- #133 Adopts a Local Law to Amend Chapter 95 Entitled, "Taxation" of the Riverhead Town Code (Senior Citizen & Persons with Disabilities and Limited Incomes Exemptions)
- #134 Authorizes the Supervisor to Execute an Agreement with LSM Development Corp.
- #135 Accepts Performance Bond of "Birchwood at Wading River-Section 4" (f/k/a "The Links at Wading River")
- #136 Accepts Performance Bond of "Birchwood at Wading River- Section 3" (f/k/a "The Links at Wading River")
- #137 Ratifies the Supervisor's Signature to the Application for State Assistance Payments in Connection with the Calverton Advanced Waste Water Treatment Facility
- #138 Authorizes the Supervisor, Police Chief and Fire Marshal to Execute the Town of Riverhead Hazardous Materials Response Plan
- #139 Authorizes the Chief of Police to Submit Grant Application
- #140 Adopts a Local Law to Amend Chapter 113A Entitled, "Marina Regulations" of the Riverhead Town Code
- #141 Appoints Detention Attendants to the Police Department
- #142 Authorization to Publish Advertisement for Disposal of Town of Riverhead Generated Waste
- #143 Authorization to Publish Bid for Food
- #144 Authorization to Publish Bid Advertisement for Meat & Poultry
- #145 Authorization to Publish Advertisement for Household Hazardous Waste
- #146 Authorization to Publish Advertisement for Janitorial Supplies
- #147 Authorization to Publish Advertisement for Police Uniforms

- #148 Authorization to Publish Advertisement for Propane
- #149 Hospitalization Buyback for Elected Officials
- #150 General Fund Budget Adjustment
- #151 Highway Fund Budget Adjustment
- #152 Sets Fees for the Skatepark for the Riverhead Recreation Department
- #153 Re-Appoints a P/T Asst. Recreation Center Manager (Teen Center) to the Recreation Department
- #154 Amends Resolution #52 of 2004 (Authorization of Fire Marshal to Attend Meetings)
- #155 Authorizing the Transfer of County Owned Property to the Town of Riverhead
- #156 Approves Temporary Sign Permit of Curves
- #157 Authorizes the Increase of the Imprest Petty Cash Account for the Highway Department
- #158 Authorizes the Supervisor to Execute Purchase of Development Rights Planning, Acquisition and Negotiations Services Contract with Peconic Land Trust
- #159 Authorizes the Supervisor to Execute Distribution Agreements for Vitagrants
- #160 Authorizes Supervisor to Execute a Lease Extension Agreement between East End Arts Council and the Town of Riverhead
- #161 Authorizes Town Clerk to Publish and Post Notice of Public Hearing-Special Permit of Martin Rosen
- #162 Pays Bills

February 18, 2004

TOWN OF RIVERHEAD

Resolution # 122

**APPROVES SITE PLAN OF RIVERHEAD COMMERCE PARK ASSOCIATES,
LLC. (Lot #5)**

COUNCILMAN DENSIESKI offered the following resolution,

which was seconded by COUNCILWOMAN SANDERS:

WHEREAS, a site plan and elevations were submitted by Riverhead Commerce Park Associates, LLC. for the construction of a one (1) story 9,840 sq. ft. office building and related site improvements located at 74 Commerce Avenue, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-101-01-10.9; and

WHEREAS, the Planning Department has reviewed the site plan dated November 20th, 2003 as prepared by Young and Young, LS and elevations dated June 10th, 2003, as prepared by Robert J. Gruber, R.A., and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

WHEREAS, based upon the Town Board's review of the Environmental Assessment Form and the proceedings had herein, the Town Board determines that the site plan applied for will be a(n) unlisted Action without a significant impact upon the environment pursuant to the State Environmental Conservation Law and 6 NYCRR Part 617; and

WHEREAS, a copy of the site plan has been marked and initialed by the Town Board to show changes that are further set forth in this resolution, which site plan shall be on record with the Town Clerk; and

WHEREAS, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 2003-1029 of the Office of the Supervisor of the Town of Riverhead; and;

WHEREAS, this Town Board has reviewed the site plan and elevations aforementioned.

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Riverhead Commerce Park Associates, LLC. for construction of a one (1) story 9,840 sq. ft. office building and related site improvements, located at 74 Commerce Avenue, Riverhead, New York, site plan dated November 20th, 2003, as prepared by Young and Young, L.S. and elevations

dated June 10th, 2003, as prepared by Robert J. Gruber, R.A. be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;
3. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan proves and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
4. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
5. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
6. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
7. That parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
8. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
9. That adequate parking for the handicapped, pursuant to State and Federal law and the Code of the Town of Riverhead, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, Riverhead Commerce Park Associates, LLC. hereby authorizes and consents to the Town of Riverhead to enter premises at 74 Commerce Avenue, Riverhead, New York, to enforce said handicapped parking regulations;

10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;
11. That all utilities shall be constructed underground;
12. That pursuant to Section 108-133I of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall post a performance bond or other equivalent security. The performance bond or other equivalent security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof.
13. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
14. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Riverhead Commerce Park Associates, LLC, 185 Old Country Road, Suite 5, Riverhead, New York 11901, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

THE VOTE

Bartunek yes no Sanders yes no
 Blass yes no Densieski yes no
 Cardinale yes no

THE RESOLUTION WAS WAS NOT
 THEREFORE DULY ADOPTED

DECLARATION AND COVENANTS

THIS DECLARATION, made the ____ day of _____, 2003, made by Riverhead Commerce Park Associates, LLC, 185 Old Country Road, Suite 5, Riverhead, New York 11901 Declarant:

WITNESSETH:

WHEREAS, Declarant is the owner of certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in SCHEDULE "A" annexed hereto, as provided by Declarant; and

WHEREAS, for and in consideration of the granting of said site plan, the Town Board of the Town of Riverhead has deemed it to be in the best interests of the Town of Riverhead, and the owner and prospective owners of said parcel, that the within covenants and restrictions be imposed on said parcel, and as a condition of granting said site plan and said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office; and

WHEREAS, Declarant has considered the foregoing and determined that same will be in the best interest of the Declarant and subsequent owners of said parcel.

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

That Declarant, for the purpose of carrying out the intentions above expressed, does hereby make known, admit, publish, covenant and agree that the said premises herein described shall hereafter be subject to the following covenants which shall run with the land, and shall be binding upon all purchasers and holders of said premises, their heirs, executors, legal representatives, distributees, successors and assigns, to wit:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
3. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

4. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled , "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
5. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
6. Parking, paving, and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
7. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
8. That adequate parking for the handicapped, pursuant to State and Federal law and the Code of the Town of Riverhead, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, Riverhead Commerce Park Associates, LLC hereby authorizes and consents to the Town of Riverhead to enter premises at 74 Commerce Avenue, Riverhead, New York, to enforce said handicapped parking regulations;
9. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter, and that any planters, planter boxes, window boxes, or other container plantings shall likewise be maintained on a year-round basis;
10. That all utilities shall be constructed underground;
11. That pursuant to Section 108-133I of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall pose a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;
12. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
13. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;

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

Riverhead Commerce Park
Associates, LLC.

STATE OF NEW YORK)

)ss.:

COUNTY OF SUFFOLK)

On the _____ day of _____, 2003, before me personally came Riverhead Commerce Park Associates, LLC. to me known and known to be the individual who executed the foregoing instrument; that (s)he is the owner of certain real property located at Lincoln Street, Riverhead, New York, the subject property of this Declaration and Covenant, and understands the content thereof; and that (s)he did swear to me that (s)he executed the same.

NOTARY PUBLIC

STATE OF NEW YORK)

ss.:

COUNTY OF SUFFOLK)

On this _____ day of _____, 1999, before me personally came _____, to me known, and known to me to be one of the members of the firm of _____, described in and who executed the foregoing instrument, and (s)he acknowledged to me that (s)he executed the same as and for the act and deed of said firm.

NOTARY PUBLIC

STATE OF NEW YORK)

ss.:
COUNTY OF SUFFOLK)

On the _____ day of _____, 1999, before me personally
came _____ who, being sworn by me,
did depose and say: that (s)he is the _____ of
_____; that (s)he knows the seal of the
corporation; that the seal affixed to this instrument is said seal; and that it was affixed by
order of the Board of Directors of the Corporation.

NOTARY

PUBLIC

February 18, 2004

TOWN OF RIVERHEAD

Resolution # 123

**APPROVES AMENDED SITE PLAN OF EAST MAIN STREET ASSOC.
(SOCIAL SECURITY OFFICE)**

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

WHEREAS, a site plan were submitted by East Main Street Associates, to expand an existing three building office park by the addition of approximately 1,400 sq. ft. onto one structure (Department of Social Security) including minor modifications to an existing parking area located at 518 East Main Street, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-129-3-33.1; and

WHEREAS, the Planning Department has reviewed the site plan dated July 28th, 2003, as prepared by John A. Notaro, R.A. and elevations dated July 28th, 2003, as prepared by John A. Notaro, R.A., and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

WHEREAS, THE Town Board has carefully considered the merits of the site plan application, the SEQRA record to date, the report of the Planning Department, as well as all other relevant Planning, Zoning and Environmental information; and

WHEREAS, a copy of the site plan has been marked and initialed by the Town Board to show changes that are further set forth in this resolution, which site plan shall be on record with the Town Clerk; and

WHEREAS, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 2003-0911 of the Office of the Supervisor of the Town of Riverhead; and

WHEREAS, this Town Board has reviewed the site plan and elevations aforementioned.

NOW, THEREFORE, BE IT

RESOLVED, that in the matter of the site plan application of the Riverhead Town Board hereby declares itself to be the Lead Agency and further determines the action to be Type II Pursuant to 6NYCRR Part 617.

BE IT FURTHER

RESOLVED, that the site plan submitted by East Main Street Associates, to expand an existing three building office park by the addition of approximately 1,400 sq. ft. onto one structure (Department of Social Security) including minor modifications to an existing parking area located at 518 East Main Street, Riverhead, New York, site plan dated July 28th, 2003, as prepared by John A. Notaro, R.A. and elevations as prepared by John A. Notaro, R.A. and dated July 28th, 2003 and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;
3. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
4. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
5. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
6. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
7. That parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
8. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
9. That adequate parking for the handicapped, pursuant to State and Federal law and the Code of the Town of Riverhead, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of

this document, hereby authorizes and consents to the Town of Riverhead to enter premises at 518 East Main Street, Riverhead, New York, to enforce said handicapped parking regulations;

- 10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;
- 11. That all new utilities shall be constructed underground;
- 12. That pursuant to Section 108-133(I) of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a land clearing and/or building permit, shall post a performance bond or other equivalent security. The performance bond or other equivalent security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof.
- 13. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
- 14. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to, Joseph Martirano, Jr., East Main Street Associates, 329 Jericho Turnpike, Suite A-4, Smithtown, New York 11787, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

THE VOTE

Bartunek	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Sanders	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Blass	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
			Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no

**THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED**

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 2003, made by, East Main Street Associates, residing at, 329 Jericho Turnpike, Suite A-4, Smithtown, New York 11787 Declarant:

WITNESSETH:

WHEREAS, Declarant is the owner of certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in SCHEDULE "A" annexed hereto, as provided by Declarant; and

WHEREAS, for and in consideration of the granting of said site plan, the Town Board of the Town of Riverhead has deemed it to be in the best interests of the Town of Riverhead, and the owner and prospective owners of said parcel, that the within covenants and restrictions be imposed on said parcel, and as a condition of granting said site plan and said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office; and

WHEREAS, Declarant has considered the foregoing and determined that same will be in the best interest of the Declarant and subsequent owners of said parcel.

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

That Declarant, for the purpose of carrying out the intentions above expressed, does hereby make known, admit, publish, covenant and agree that the said premises herein described shall hereafter be subject to the following covenants which shall run with the land, and shall be binding upon all purchasers and holders of said premises, their heirs, executors, legal representatives, distributees, successors and assigns, to wit:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
3. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

4. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled , "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
5. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
6. Parking, paving, and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
7. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
8. That adequate parking for the handicapped, pursuant to State and Federal law and the Code of the Town of Riverhead, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, hereby authorizes and consents to the Town of Riverhead to enter premises at 518 East Main Street, Riverhead, New York, to enforce said handicapped parking regulations;
9. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter, and that any planters, planter boxes, window boxes, or other container plantings shall likewise be maintained on a year-round basis;
10. That all new utilities shall be constructed underground;
11. That pursuant to Section 108-133(I) of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a land clearing and/or building permit, shall post a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;
12. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
13. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;

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

East Main Street Associates

STATE OF NEW YORK)

: ss.:

COUNTY OF SUFFOLK)

On the ____ day of _____, in the year _____ before me, the undersigned, personally appeared _____ personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

NOTARY

PUBLIC

TOWN OF RIVERHEAD

Resolution # 124

APPROVES SITE PLAN RGR ASSOCIATES/EMERGENCY VETS
(Lot #4)

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

WHEREAS, a site plan and elevations were submitted by RGR Associates, for construction of a one (1) story office building of 8,225 sq. ft. with related site improvements, located at 67 Commerce Park, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-101-01-10.8; and

WHEREAS, the Planning Department has reviewed the site plan dated November 20th, 2003, as prepared by Young and Young, L.S. and elevations dated June 26th, 2003, as prepared by Robert J. Gruber, R.A., and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved with conditions; and

WHEREAS, based upon the Town Board's review of the Environmental Assessment Form and the proceedings had herein, the Town Board determines that the site plan applied for will be a(n) unlisted Action without a significant impact upon the environment pursuant to the State Environmental Conservation Law and 6 NYCRR Part 617; and

WHEREAS, a copy of the site plan has been marked and initialed by the Town Board to show changes that are further set forth in this resolution, which site plan shall be on record with the Town Clerk; and

WHEREAS, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 2003-1029 of the Office of the Supervisor of the Town of Riverhead; and;

WHEREAS, this Town Board has reviewed the site plan and elevations aforementioned.

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by RGR Associates, for construction of a one (1) story office building of 8,255 sq. ft. with related site improvements, located at 67 Commerce Drive, Riverhead NY 11901, New York, site plan dated November 20th, 2003, as prepared by Young and Young, L.S. and elevations dated

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;
3. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan proves and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
4. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
5. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
6. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
7. That parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
8. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
9. That adequate parking for the handicapped, pursuant to State and Federal law and the Code of the Town of Riverhead, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, Riverhead Commerce Park Associates, LLC., hereby authorizes and consents to the Town of Riverhead to enter premises at 67 Commerce Drive, Riverhead NY 11901, to enforce said handicapped parking regulations;
10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;

11. That all utilities shall be constructed underground;
12. That pursuant to Section 108-133I of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall post a performance bond or other equivalent security. The performance bond or other equivalent security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof.
13. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
14. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Richard Israel, Esq., 443 Main Street, PO Box 2130, Greenport, New York 11944, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

THE VOTE

Bartunek	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Sanders	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Blass	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no			

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 2003
made by Riverhead Commerce Park Associates, LLC, Declarant:

WITNESSETH:

WHEREAS, Declarant is the owner of certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in SCHEDULE "A" annexed hereto, as provided by Declarant; and

WHEREAS, for and in consideration of the granting of said site plan, the Town Board of the Town of Riverhead has deemed it to be in the best interests of the Town of Riverhead, and the owner and prospective owners of said parcel, that the within covenants and restrictions be imposed on said parcel, and as a condition of granting said site plan and said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office; and

WHEREAS, Declarant has considered the foregoing and determined that same will be in the best interest of the Declarant and subsequent owners of said parcel.

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

That Declarant, for the purpose of carrying out the intentions above expressed, does hereby make known, admit, publish, covenant and agree that the said premises herein described shall hereafter be subject to the following covenants which shall run with the land, and shall be binding upon all purchasers and holders of said premises, their heirs, executors, legal representatives, distributees, successors and assigns, to wit:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
3. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

4. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled , "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
5. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
6. Parking, paving, and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
7. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
8. That adequate parking for the handicapped, pursuant to State and Federal law and the Code of the Town of Riverhead, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, Riverhead Commerce Park Associates, LLC., hereby authorizes and consents to the Town of Riverhead to enter premises at 67 Commerce Drive, Riverhead NY 11901, to enforce said handicapped parking regulations;
9. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter, and that any planters, planter boxes, window boxes, or other container plantings shall likewise be maintained on a year-round basis;
10. That all utilities shall be constructed underground;
11. That pursuant to Section 108-133I of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall pose a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;
12. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
13. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;

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

RIVERHEAD COMMERCE PARK
ASSOCIATES, LLC.

STATE OF NEW YORK)

)ss.:

COUNTY OF SUFFOLK)

On the _____ day of _____, 1998, before me personally came Gemini Realty, to me known and known to be the individual who executed the foregoing instrument; that (s)he is the owner of certain real property located at 160 Kroemer Ave. Riverhead NY 11901, New York, the subject property of this Declaration and Covenant, and understands the content thereof; and that (s)he did swear to me that (s)he executed the same.

NOTARY PUBLIC

STATE OF NEW YORK)

ss.:

COUNTY OF SUFFOLK)

On this _____ day of _____, 1998, before me personally came _____, to me known, and known to me to be one of the members of the firm of _____, described in and who executed the foregoing instrument, and (s)he acknowledged to me that (s)he executed the same as and for the act and deed of said firm.

NOTARY PUBLIC

STATE OF NEW YORK)

ss.:
COUNTY OF SUFFOLK)

On the _____ day of _____, 1998, before me personally came _____ who, being sworn by me, did depose and say: that (s)he is the _____ of _____; that (s)he knows the seal of the corporation; that the seal affixed to this instrument is said seal; and that it was affixed by order of the Board of Directors of the Corporation.

NOTARY PUBLIC

2/18/04

TOWN OF RIVERHEAD

Resolution # 125RATIFIES THE PUBLICATION OF NOTICE OF PUBLIC HEARING – SITE PLAN
OF APPLICATION OF JOHN HARTILL

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

Whereas, adopted resolution #111 of the February 3, 2004 Town Board Meeting authorized the Town Clerk to public and post a notice of a Public Hearing for the site plan application of John Hartill incorrectly listed the time of the public hearing.

Whereas, the Town of Riverhead Public Notice was correctly posted in the official newspaper and on the signboard(s) in Town Hall listing the March 3, 2004 Public Hearing time as 2:05 p.m. at the Riverhead Town Hall.

NOW, THEREFORE BE IT RESOLVED, that resolution #111 of February 3, 2004 is hereby corrected and ratified to reflect the correct Town Board Public Hearing time of 2:05 p.m. for the March 3, 2004 regular Town Board Meeting.

THE VOTE

Sanders	<input checked="" type="radio"/> Yes	<input type="radio"/> No	Blass	<input checked="" type="radio"/> Yes	<input type="radio"/> No
Densieski	<input checked="" type="radio"/> Yes	<input type="radio"/> No	Bartunek	<input checked="" type="radio"/> Yes	<input type="radio"/> No
Cardinale	<input checked="" type="radio"/> Yes	<input type="radio"/> No			

THE RESOLUTION WAS DECLARED DULY ADOPTED.

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE, that a public hearing will be held on the 3rd day of March, 2004, at 2:05 p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to consider the exemption application of John Hartill from Local Law Number 22 of 2003, "Moratorium on Residential Development: in order to allow the construction of a four (4) unit residential development upon real property located at Sweezy Avenue, Riverhead; such real property more particularly described as Suffolk County Tax Map Parcel Number 0600-128-2-11.

DATED: February 3, 2004
Riverhead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, TOWN CLERK

TOWN OF RIVERHEAD

Resolution # 126

AMENDS RESOLUTION #108-2004 (Authorization to Publish Bid for Fuel System Upgrades at Maintenance Mechanics Facility)

COUNCILMAN DENSIESKI offered the following resolution, which was seconded by COUNCILMAN BARTUNEK.

WHEREAS, the Town Clerk was authorized to publish and post the publication for Fuel System Upgrades at Maintenance Mechanic Facility on February 3, 2004.

WHEREAS, resolution #108-2004 should also have rejected the prior bid for Fuel System Upgrades at Maintenance Mechanic Facility.

BE IT RESOLVED, that this resolution amends resolution #108-2004, and that the Town Clerk be and is hereby authorized to return any and all bid bonds/certified checks from the prior bid.

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy to this resolution to H2M Group.

THE VOTE
Bartunek yes ___ no Sanders yes ___ no
Blass ___ yes ___ no Densieski yes ___ no
Cardinale yes ___ no
THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

Adopted

2/18/04

TOWN OF RIVERHEAD

RESOLUTION AUTHORIZING SUPERVISOR TO
EXECUTE CHANGE ORDER No. 1
RIVERHEAD WATER DISTRICT
CONSTRUCTION OF PLANT 11
CONTRACT G - GENERAL & MECHANICAL CONSTRUCTION

RESOLUTION # 127

Adopted _____

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

RESOLVED, that the Supervisor be and is hereby authorized to execute Change Order No. 1 for the project known as Construction of Plant 11, Contract G - General & Mechanical Construction, and be it further

RESOLVED, that the Town Clerk shall forward a certified copy of this resolution to H2M; Frank Isler, Esq.; Philip Ross Industries; Accounting Department; and Gary Pendzick.

RESOLUTION PREPARED BY FRANK A. ISLER, ESQ.
SUBMITTED BY RIVERHEAD WATER DISTRICT

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
Blass ___ yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

WITHDRAWN 3/3/04

TABLED

TOWN OF RIVERHEAD

Resolution # 128

ACCEPTS 5% SECURITY BOND OF MILL POND DEVELOPERS, LLC
(BUILDINGS 5 THRU 8)

COUNCILWOMAN BLASS offered the following resolution,

which was seconded by COUNCILWOMAN SANDERS

WHEREAS, Mill Pond Developers, LLC has posted a security bond in the sum of One Hundred Three Thousand Five Hundred Seventy Six Dollars (\$103,576) (Selective Insurance Company of America #B197813) representing the 5% site plan security bond as noted in the approved site plan dated March 20, 1990 Resolution #203 and Amended Site Plan approval dated November 2, 1992 Resolution #659 for Buildings 5 thru 8 located at Elton Avenue, Riverhead, New York, Suffolk County Tax Map # 600-109.00-02-001.00 and 109.00-01-010.00 pursuant to Section 108-133 (I) of the Riverhead Town Code; and

WHEREAS, the Town Attorney has reviewed said security 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 5% security bond in the sum of One Hundred Three Thousand Five Hundred Seventy Six Dollars (\$103,576) 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 Mill Pond Developers, LLC, PO Box 999, Riverhead, New York 11901, the Building Department; the Planning Department and the Town Attorney's Office.

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

* 3/3/04- Councilwoman Blass offered to have the resolution WITHDRAWN, and was seconded by Councilwoman Sanders. The vote was unanimous to WITHDRAW the resolution.

The Resolution Was Was Not

Thereupon Duly Declared TABLED

COUNCILWOMAN BLASS OFFERED TO TABLE THE RESOLUTION, WHICH WAS SECONDED BY COUNCILWOMAN SANDERS. ALL IN FAVOR OF TABLING THE RESOLUTION. THE RESOLUTION WAS DECLARED DULY TABLED.

February 18, 2004

Adopted

TOWN OF RIVERHEAD

AUTHORIZES TOWN CLERK TO PUBLISH & POST NOTICE TO BIDDERS FOR WATER SERVICE MATERIALS

RESOLUTION # 129

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the
attached Notice to Bidders for **Water Service Materials**; and be it further

RESOLVED, that the Town Clerk is authorized to forward a certified copy of this
resolution to the Riverhead Water District and the Purchasing Department.

THE VOTE

Bartunek <input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Sanders <input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Blass <input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Densieski <input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Cardinale <input checked="" type="checkbox"/> yes		<input type="checkbox"/> no	

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of WATER SERVICE MATERIALS 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 **11:00 a.m. on March 8, 2004.**

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 WATER SERVICE MATERIALS.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

2/18/04

TOWN OF RIVERHEAD

Resolution # 130

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

BY

COUNCILMAN DENSIESKI

offered the following resolution, was seconded by

COUNCILWOMAN BLASS

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 February 26, 2004 issue of the News Review, 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 Planning Department; the Planning Board; the Building Department and the Office of the Town Attorney.

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

**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 3rd day of March, 2004 at 2:15 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code as follows:

Chapter 108
Zoning

§ 108-129. Review authorized; approval required; penalties; issuance of permits and certificates of occupancy; expiration.

- A. Authorization. The Town Board is ~~hereby authorized~~ hereby authorizes the Planning Board, pursuant to §274-a of the Town Law, to review and approve, approve with modifications, or disapprove site plans for the activities and land uses listed herein.
- C. Permits. No building permit or land clearing permit as required by Chapter 52, Building Construction, required for any such activity, including, without limitation, grading, clearing, cutting and filling, excavating or tree removal associated therewith, or the erection, construction, alteration, demolition or moving of any structure, shall be issued until the required site plan approval shall have been granted, and the approved site plan thereafter shall have been signed by a majority of the ~~Town Board~~ Planning Board.
- D. Certificates of occupancy. No certificate of occupancy shall be issued until all requirements and conditions of the site plan approval have been implemented and an as-built survey, including without limitation the location of all buildings, structures, curb cuts, and other required improvements (e.g., berms, buffer areas), has been submitted to the Planning Director or his duly authorized representative. Any significant change to the approved site plan or elevations that affects the physical character of the building(s) and/or the site, in the absence of an approved amended site plan reflecting said changes, shall cause the certificate of occupancy to be withheld until such change is approved by the ~~Town Board~~ Planning Board. The Planning Director shall determine the significance of any such change.
- E. Expiration. Site plan approval shall remain in effect for 36 months. In the event that the applicant has not obtained a valid building permit within said thirty-six-month period, the ~~Town Board~~ Planning Board may grant one twelve-month extension of site plan approval, upon the request of the applicant made at least 30 days prior to the expiration of the original thirty-six-month period. This section shall also apply to site plans which have been approved but which have not obtained a building permit prior to the date of adoption of this section.

§ 108-130. Review and approval required.

The following shall be subject to site plan review and require site plan approval by the ~~Town Board~~ Planning Board:

§ 108-131. Application procedure; fees.

C. Further processing.

(2) The Planning Department will, upon review and receipt of comments from those named herein, initiate any amendments or revisions to the site plan, or its component parts, through discussion with the applicant or his or her representative, in accordance with the Town Code of the Town of Riverhead and the aesthetic standards desired by the Architectural Review Board. The Planning Department will then recommend approval, approval with modifications, or disapproval in a timely fashion such that within 62 days of receipt of said completed application by the Town Clerk or, if a public hearing is held, within 62 days of the public hearing, the ~~Town Board~~ Planning Board shall approve, approve with modifications, or disapprove said site plan and shall state its reason(s) for modifications or disapproval. The time within which the ~~Town Board~~ Planning Board must render its decision may be extended by mutual consent of the applicant and the Board.

D. The Building Department shall not issue a building permit for any site improvements which have not secured the required Town Board site plan approval. In the event that the ~~Town Board~~ Planning Board requires modifications and the applicant agrees to same, the Building Department may thereupon issue a permit conforming to such modified plan without further submission to the ~~Town Board~~ Planning Board.

E. Appeals.

(2) Should such relief be sought and obtained, said relief does not preclude denial of the site plan by the ~~Town Board~~ Planning Board when appropriate cause for such denial is duly indicated.

§ 108-133. Conditions for approval.

In reviewing a site plan submitted to it under this article, the ~~Town Board~~ Planning Board may call upon expert advice in varied disciplines to assist it in making the determination required of it. It shall seek to further the overall purposes and goals of this chapter, and of other applicable provisions of the Town Code and state law. Moreover, it shall make certain that any development plan it approves hereunder conforms to the following:

A. Physical compatibility. The rural character and open space environment of the Town shall be fostered by preserving, whenever possible, significant built and natural features of the site. Extensive grading, clearing, cutting and filling, excavating or tree removal associated therewith shall be avoided. Screening with trees or other plantings may be required for parking and other disturbed areas which are created. Permitted coverage shall only be calculated based on buildable area of a site. Wetlands, slopes in excess of 15%, and cross-easements for roads, and other such areas as shall be so deemed, shall be nonbuildable.

- I. Performance bond or other equivalent security. Upon approval of a final site plan by the ~~Town Board~~ Planning Board and prior to the issuance of a building permit, the applicant shall post a performance bond or other equivalent security in a form approved by the Town Attorney and adopted by resolution of the ~~Town Board~~ Planning Board, in an amount equal to 5% of the cost of construction as estimated by the Building Department or Town Engineer. The ~~Town Board~~ Planning Board may, at its discretion, reduce or waive a performance bond upon a showing of significant hardship. No certificate of occupancy shall be issued until all site improvements have been inspected and approved by the Planning Department and Architectural Review Board and said performance bond or equivalent security has been released by resolution of the ~~Town Board~~ Planning Board. In the event that the applicant fails to comply with the provisions of this article, the performance bond or other security shall be forfeited to the Town, and the Town of Riverhead shall complete the site plan improvements. Where the cost of the improvements exceeds the forfeited security, the additional cost, including but not limited to any legal fees incurred, shall be and constitute a lien upon the land upon which the improvements are to be made and shall be included in the levy against such property and shall be collected and enforced in the same manner, by the same proceedings, at the same time and under the same penalties as are provided by law for the collection and enforcement of real property taxes in the Town of Riverhead.

Dated: Riverhead, New York
February 18, 2004

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

* Overstrike represents deletion(s)

* Underline represents addition(s)

Adopted

2/18/04

TOWN OF RIVERHEAD

Resolution # 131

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO
CONSIDER A LOCAL LAW TO AMEND CHAPTER 30 ENTITLED,
"PLANNING BOARD" OF THE RIVERHEAD TOWN CODE**

COUNCILWOMAN BLASS offered the following resolution, was seconded by

COUNCILMAN BARTUNEK :

RESOLVED, the Town Clerk be and is hereby authorized to publish the attached public to consider a local law to amend Chapter 30 entitled, "Planning Board" of the Riverhead Town Code once in the February 26, 2004 issue of the **News Review**, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law 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 Planning Department; the Planning Board; the Riverhead Building Department and the Office of the Town Attorney.

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public meeting will be held before the Town Board of the Town of Riverhead at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on the 3rd day of March, 2004 at 2:10 o'clock to consider a local law amending Chapter 30 of the Riverhead Town Code entitled, "Planning Board" as follows:

Chapter 30
PLANNING BOARD

§ 30-1. Authority and powers.

The Planning Board of the Town of Riverhead is hereby authorized and empowered to approve subdivision plats showing lots, blocks or sites, with or without streets or highways, and to approve preliminary plats, within that part of the Town of Riverhead outside the limits of any incorporated city or village. The Planning Board of the Town of Riverhead is further authorized and empowered to ~~approve the development of plats already filed in the office of the Suffolk County Clerk or Register of Suffolk County, if such plats are entirely or partially undeveloped.~~ approve or disapprove site plans pursuant to §274-a of the Town Law and Article XXVI of the Riverhead Zoning Ordinance.

§ 30-2. Referral of pertinent matters by Town Board.

The Town Board of the Town of Riverhead may refer any matter or class of matters pertaining to planning, parking, parks, housing, transportation, safety, health and welfare, ~~other than those referred to in § 272 of the Town Law,~~ as well as special use permits pursuant to §274-b of the Town Law to the Planning Board of the Town of Riverhead, and said Planning Board shall submit its report thereon to the Town Board of Riverhead before final action on said matters by the Town Board.

Dated: Riverhead, New York
February 18, 2004

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

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

2/18/04

TOWN OF RIVERHEAD

Resolution # 132

ADOPTS A LOCAL LAW TO AMEND CHAPTER 95 ENTITLED "TAXATION" OF THE RIVERHEAD TOWN CODE (SENIOR CITIZEN & PERSONS WITH DISABILITIES AND LIMITED INCOMES EXEMPTIONS)

COUNCILMAN BARTUNEK _____ offered the following resolution, was seconded by

COUNCILMAN DENSIESKI _____ :

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a local law amending Chapter 95, entitled "Taxation" of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 3rd day of February, 2004 at 7:15 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

NOW THEREFORE BE IT RESOLVED, that the local law amending Chapter 95 entitled, "Taxation" of the Riverhead Town Code be and is hereby adopted as specified in the attached notice of adoption; and be it further

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

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Assessor's Office and the Town Attorney's Office.

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law amending Chapter 95 entitled "Taxation" of the Riverhead Town Code at its regular meeting held on February 18, 2004 as follows:

Senior Citizens Exemption

§95-3. Conditions for exemption.

- B. The income of the owner or the combined income of the owners of the property must not exceed the sum of ~~\$21,500~~ \$24,000 for the income tax year immediately preceeding the date of making application for exemption.

Where title is vested in either the husband or the wife, their combined income may not exceed such sum. Such income shall include social security and retirement benefits, interest dividends, rental income, salary or earnings and income from self-employment, but shall not include gifts or inheritances.

Footnote

Income	Percentage of Exemptions
\$21,500 <u>\$24,000</u> or less	50%
\$21,501 <u>\$24001</u> to \$22,500 <u>\$25,000</u>	45%
\$22,501 to \$25,101 \$23,500 <u>\$26,100</u>	40%
\$23,501 to \$26,101 \$24,500 <u>\$27,000</u>	35%
\$24,501 to \$27,001 \$25,400 <u>\$27,900</u>	30%
\$25,401 to \$27,901 \$26,300 <u>\$28,800</u>	25%
\$26,301 to \$28,801 \$27,200 <u>\$29,700</u>	20%
\$27,201 to \$29,701 \$28,100 <u>\$30,600</u>	15%

\$28,101 to <u>\$30,601</u> \$29,000 <u>\$31,500</u>	10%
\$29,001 to <u>\$31,501</u> \$29,900 <u>\$32,400</u>	5%

Exemptions for Persons with Disabilities and Limited Incomes

§ 95-22. Exemption granted.

Real property owned by one or more persons with disabilities, or real property owned by a husband, wife, or both, or by siblings, at least one of whom has a disability, and whose income, as hereafter defined, is limited by reason of such disability, shall be exempt from taxation by the town to the maximum extent of 50% of the assessed valuation thereof in accordance with the sliding scale set forth below:

Annual Income	Percentage of Assessed Valuation Exempt From Taxation
\$21,500 <u>\$24,000</u> or less	50%
\$21,501 <u>\$24,001</u> to \$22,500 <u>\$25,000</u>	45%
\$22,501 to <u>\$25,101</u> \$23,500 <u>\$26,100</u>	40%
\$23,501 to <u>\$26,101</u> \$24,500 <u>\$27,000</u>	35%
\$24,501 to <u>\$27,001</u> \$25,400 <u>\$27,900</u>	30%
\$25,401 to <u>\$27,901</u> \$26,300 <u>\$28,800</u>	25%
\$26,301 to <u>\$28,801</u> \$27,200 <u>\$29,700</u>	20%
\$27,201 to <u>\$29,701</u> \$28,100 <u>\$30,600</u>	15%
\$28,101 to <u>\$30,601</u> \$29,000 <u>\$31,500</u>	10%

~~\$29,001~~ to \$31,501
~~\$29,900~~ \$32,400

5%

Dated: Riverhead, New York
February 18, 2004

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

BARBARA GRATTAN, Town Clerk

- Underscore represents addition(s)
- Overstrike represents deletion(s)

2/18/04

TOWN OF RIVERHEAD

Resolution # 133

ADOPTS A LOCAL LAW TO AMEND CHAPTER 95 ENTITLED "TAXATION" OF THE RIVERHEAD TOWN CODE (SENIOR CITIZEN & PERSONS WITH DISABILITIES AND LIMITED INCOMES EXEMPTIONS)

COUNCILMAN DENSIESKI offered the following resolution, was seconded by

COUNCILWOMAN SANDERS :

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a local law amending Chapter 95, entitled "Taxation" of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 3rd day of February, 2004 at 7:20 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

NOW THEREFORE BE IT RESOLVED, that the local law amending Chapter 95 entitled, "Taxation" of the Riverhead Town Code be and is hereby adopted as specified in the attached notice of adoption; and be it further

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

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Assessor's Office and the Town Attorney's Office.

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law amending Chapter 95 entitled " Taxation" of the Riverhead Town Code at its regular meeting held on February 18, 2004 as follows:

**Chapter 95
TAXATION**

**PERSONS WITH DISABILITIES AND
LIMITED INCOMES EXEMPTIONS**

§ 95-25. Conditions for exemption.

A. If the income of the owner or the combined income of the owners of the property for the income tax year immediately preceding the date of making application for exemption exceeds the sum of ~~\$29,900.00~~ \$32,400.00. "Income tax year" shall mean the twelve-month period for which the owner or owners filed a federal personal income tax return, or if no such return is filed, the calendar year. Where title is vested in either the husband or the wife, their combined income may not exceed such sum, except where the husband or wife or ex-husband or ex-wife is absent from the property due to divorce, legal separation or abandonment, then only the income of the spouse or ex-spouse residing on the property shall be considered and may not exceed ~~\$29,900.00~~ \$32,400.00.

Dated: Riverhead, New York
February 18, 2004

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

BARBARA GRATTAN, Town Clerk

- Underscore represents addition(s)
- Overstrike represents deletion(s)

02/18/04

TOWN OF RIVERHEAD

Resolution # 134

AUTHORIZES THE SUPERVISOR TO EXECUTE AN AGREEMENT WITH LSM DEVELOPMENT CORP.

COUNCILWOMAN SANDERS offered the following resolution, was seconded by

COUNCILWOMAN BLASS :

WHEREAS, the Town has engaged LSM Development Corp. to perform renovations on the Town's property located at 201 Howell Avenue, Riverhead, New York, and

WHEREAS, the Town wishes to complete some of the necessary work at the site using its own labor to save on expenses, and

WHEREAS, LSM wishes to be held harmless in connection with the work done by the Town at the site,

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to the attached hold harmless agreement, and be it further

RESOLVED that the Town Clerk is hereby directed to forward a certified copy of this resolution to LSM Development Corp.; the Office of the Town Attorney and the Office of Accounting.

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no **ABSTAINED**

Cardinale ___ yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

AGREEMENT

Made between the **Town of Riverhead**, a municipal corporation with offices located at 200 Howell Avenue, Riverhead, New York and **LSM Development Corp.**, ("LSM") a New York corporation having its principal place of business at East Main Street, Riverhead, New York 11901.

WHEREAS, the parties have entered into a contract whereby LSM will complete renovations to a building owned by the Town located at 201 Howell Avenue, Riverhead, New York, and

WHEREAS, during the initial phases of construction, it was determined by the parties that additional insulation of the structure was necessary; and

WHEREAS, the additional insulation was not included in the original contract between the parties; and

WHEREAS, the parties agreed that it would be preferential for the Town of Riverhead to complete this work using its own labor and materials.

NOW THEREFORE, IT IS HEREBY AGREED AS FOLLOWS:

That in consideration of the foregoing, the Town of Riverhead, to the fullest extent permitted by law, shall indemnify and hold harmless LSM for and against claims, damages, losses and expenses arising out of or resulting from the performance of the aforesaid work by the Town of Riverhead, provided that the claim, damage, injury to or destruction of tangible property (other than the work itself) including loss of use resulting therefrom, but only to the extent caused in whole by negligent acts or omissions of the Town of Riverhead.

Dated: February , 2004
Riverhead, New York

LSM DEVELOPMENT CORP.

TOWN OF RIVERHEAD

By: _____

By: _____
Philip Cardinale, Supervisor

2/18/04

Adopted

TOWN OF RIVERHEAD

Resolution # 135

**ACCEPTS PERFORMANCE BOND OF "BIRCHWOOD AT
WADING RIVER – SECTION 4"
(f/k/a "THE LINKS AT WADING RIVER")**

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

WHEREAS, by resolution adopted on December 11, 2000, the Riverhead Planning Board conditionally approved the final plat entitled, "The Links at Wading River" filed by WR Development, LLC, which has since been sold and is now known as "Birchwood at Wading River – Section 4", currently owned by Birchwood at Wading River, LLC and National Birchwood Corp. as Co-Principal, with one of the conditions of final approval being the submission and filing of a performance bond in the amount of \$272,000.00 covering improvements to be completed within said subdivision; and

WHEREAS, Birchwood at Wading River, LLC and National Birchwood Corp. has submitted to the Town of Riverhead, International Fidelity Insurance Company Performance Bond #362218 in the amount of Two Hundred Seventy-Two Thousand and 00/100 (\$272,000.00) Dollars, for improvements to be completed within said subdivision; and

WHEREAS, the Town Attorney has reviewed said performance bond and determines same to be acceptable covering the improvements to be completed in the subdivision entitled, "Birchwood at Wading River – Section 4".

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts International Fidelity Insurance Company Performance Bond #362218 in the amount of Two Hundred Seventy-Two Thousand and 00/100 (\$272,000.00) Dollars for improvements to be completed within said subdivision; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Peter S. Danowski, Jr., Esq., P.O. Box 779, Riverhead, New York 11901; the Planning Department; the Building Department, and the Town Attorney's Office.

THE VOTE
Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no
**THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED**

2/18/04

Adopted

TOWN OF RIVERHEAD

Resolution # 136

ACCEPTS PERFORMANCE BOND OF "BIRCHWOOD AT WADING RIVER - SECTION 3" (f/k/a "THE LINKS AT WADING RIVER")

COUNCILMAN DENSIESKI offered the following resolution, was seconded
by COUNCILMAN BARTUNEK :

WHEREAS, by resolution adopted on December 11, 2000, the Riverhead Planning Board conditionally approved the final plat entitled, "The Links at Wading River" filed by WR Development, LLC, which has since been sold and is now known as "Birchwood at Wading River - Section 3", currently owned by Birchwood at Wading River, LLC and National Birchwood Corp. as Co-Principal, with one of the conditions of final approval being the submission and filing of a performance bond in the amount of \$501,000.00 covering improvements to be completed within said subdivision; and

WHEREAS, Birchwood at Wading River, LLC and National Birchwood Corp. has submitted to the Town of Riverhead, International Fidelity Insurance Company Performance Bond #362217 in the amount of Five Hundred One Thousand and 00/100 (\$501,000.00) Dollars, for improvements to be completed within said subdivision; and

WHEREAS, the Town Attorney has reviewed said performance bond and determines same to be acceptable covering the improvements to be completed in the subdivision entitled, "Birchwood at Wading River - Section 3".

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts International Fidelity Insurance Company Performance Bond #362217 in the amount of Five Hundred One Thousand and 00/100 (\$501,000.00) Dollars for improvements to be completed within said subdivision; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Peter S. Danowski, Jr., Esq., P.O. Box 779, Riverhead, New York 11901; the Planning Department; the Building Department and the Town Attorney's Office.

THE VOTE

Bartunek	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Sanders	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Blass	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
			Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

Adopted

February 18, 2004

TOWN OF RIVERHEAD RESOLUTION

137

RATIFYING THE SUPERVISOR'S SIGNING OF THE APPLICATION FOR STATE ASSISTANCE PAYMENTS IN CONNECTION WITH THE CALVERTON ADVANCED WASTE WATER TREATMENT FACILITY

COUNCILMAN BARTUNEK offered the following resolution,

which was seconded by COUNCILWOMAN SANDERS

WHEREAS, the consultants to the Calverton Sewer District have prepared an application to the New York State Environmental Facility Corporation for a grant, funding of the construction of the Calverton Advance Waste Water Treatment Facility; and

WHEREAS, it is in the best interest of the Town and the Calverton Sewer District to seek this grant money; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby ratifies the Supervisor's signing the application and he is further authorized to sign any other documents necessary to complete the application for the New York State Environmental Facilities Corporation for said grant.

BE IT FURTHER RESOLVED, that the Town Clerk forward certified copies of this resolution to, H2M Group, Frank Isler, Esq. and Michael Reichel.

This resolution has been prepared by Frank A. Isler, Esq., attorney for the Calverton Sewer District

THE VOTE

Bartunek yes no Sanders yes no
 Blass yes no Densieski yes no
 Cardinale yes no

THE RESOLUTION WAS WAS NOT
 THEREFORE DULY ADOPTED

Resolution # 138

AUTHORIZES THE SUPERVISOR, POLICE CHIEF AND FIRE MARSHAL TO EXECUTE THE TOWN OF RIVERHEAD HAZARDOUS MATERIALS RESPONSE PLAN

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by COUNCILWOMAN BLASS

WHEREAS, the Town of Riverhead wishes to finalize and update the emergency plan for response to hazardous materials incidents by Town Police, Fire, Emergency Medical Services and other emergency agencies; and

WHEREAS, the Emergency Response Plan and Resource Manual is essential to the health and safety of the residents of the Town of Riverhead and Emergency response; and

WHEREAS, this plan incorporated the Town's intermunicipal response agreements with the Town of Brookhaven, Town of Southampton and the Brookhaven National Lab.

WHEREAS, the Police Chief, Fire Marshal, Town Fire Departments and Town Volunteer Ambulance Corp have ratified this Emergency Response Plan and Resource Manual,

NOW, THEREFORE BE IT HEREBY RESOLVED, that the Supervisor, Police Chief and Fire Marshal are authorized to execute the Town of Riverhead Hazardous Materials Response Plan,

RESOLVED, that the Police Chief or Fire Marshal are authorized to activate the intermunicipal hazardous materials response plan to assist with the emergency mitigation of a hazardous material incident or similar emergency.

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Jamesport Fire District, Manorville Fire District, Riverhead Fire District, Wading River Fire District, Chairman, Riverhead Town Fire Marshal, Riverhead Town Police Chief, Riverhead Town Board and the Office of the Town Attorney.

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

February 3, 2004

TOWN OF RIVERHEAD

Resolution # 139

AUTHORIZES THE CHIEF OF POLICE TO SUBMIT GRANT APPLICATION

COUNCILMAN DENSIESKI

seconded by COUNCILMAN BARTUNEK offered the following resolution, which was

WHEREAS, a legislative grant from the New York State Division of Criminal Justice Services exists in the amount of \$4,000.00 to help fund the continuation of the Riverhead Youth Court for the year 2004; and

WHEREAS, Chief David J. Hegermiller has requested authorization from the Town Board to act as the main contact person and submit the grant application on behalf of the Town and the Riverhead Youth Court.

NOW, THEREFORE BE IT RESOLVED, that the Town Board hereby designates Chief David J. Hegermiller as the contact person for the grant and authorizes him to complete and submit the grant application to the New York State Division of Criminal Justice Services.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Police Chief David J. Hegermiller, Cheryl Hardy and the Office of Accounting.

THE VOTE

Bartunek	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Sanders	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Blass	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
			Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

TABLED

2/18/04

TOWN OF RIVERHEAD

Resolution # 140

ADOPTS A LOCAL LAW TO AMEND CHAPTER 113A ENTITLED, "MARINA REGULATIONS" OF THE RIVERHEAD TOWN CODE

COUNCILWOMAN BLASS offered the following resolution, was seconded by

COUNCILWOMAN SANDERS :

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a local law amending Chapter 113A of the Riverhead Town Code entitled, "Marina Regulations", once in the News Review, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and

WHEREAS, a public hearing was held on the 3rd day of February, 2004 at 7:25 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

NOW THEREFORE BE IT RESOLVED, that a local law amending Chapter 113A entitled, "Marina Regulations" of the Riverhead Town Code be and is hereby adopted as specified in the attached notice of adoption; and be it further

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

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Councilperson Barbara Blass; Councilperson Rose Sanders; the Riverhead Recreation Department; the Office of Accounting and the Office of the Town Attorney.

THE VOTE

Bartunek	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Sanders	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Blass	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no			

THE RESOLUTION WAS WAS NOT THEREFORE DULY TABLED

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COUNCILWOMAN BLASS OFFERED TO TABLE THE FOLOWING RESOLUTION, WHICH WAS SECONDED BY COUNCILMAN DENSIESKI. ALL IN FAVOR OF TABLING THE RESOLUTION. THE RESOLTUION WAS DECLARED DULY TABLED.

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law amending Chapter 113A entitled, "Marina Regulations" of the Riverhead Town Code at its regular meeting held on February 18, 2004 as follows:

**Chapter A113
MARINA REGULATIONS
DOCKING FACILITY REGULATIONS**

§ A113-1. General provisions.

A. ~~The "Riverhead Town Dock"~~ "Riverfront Dock" shall be defined as the dockage along the Peconic Riverfront from Peconic Avenue to the west extending eastward along the southerly portion of the Peconic River Parking Lot, ending at the eastern portion of the parking lot. ~~The "Riverhead Town Marina" shall be defined as the dockage located at East Creek, Jamesport~~

B. ~~The "Riverhead Town Marina"~~ "East Creek Docking Facility" shall be defined as the dockage located at East Creek, Jamesport.

~~B. C.~~ The Riverhead Town Dock Riverfront Dock is open to all Town of Riverhead residents as defined in § A113-2.

~~C. D.~~ Nonresident Transient dockage at the Town Dock Riverfront Dock is allowed as specified in § A113-2.

~~D. E.~~ All motor vehicles parked in the parking lot of the East Creek Town Marina East Creek Docking Facility in Jamesport must have a beach parking sticker.

~~E. — The Town of Riverhead may elect to lease the Town Marina at East Creek from time to time. When under lease to another operator, the dockage rules and regulations of the private operator shall apply. In the event that the Town of Riverhead elects to operate said facility, the fee and permit schedule as defined in § A113-2 shall apply.~~

§ A113-2. Permit required; regulations; fees.

~~A. — All residents and nonresidents must have a permit to dock at the Town Dock or Marina.~~

~~B. — A permit shall be valid for one season with the right of renewal. A season exists from January 1 to December 31.~~

~~C. — Residents shall pay \$5 and nonresidents \$10 for each permit.~~

~~D. — The Recreation Department, the Dock Master and/or the Central Town Cashier shall be authorized to collect all fees and distribute permits for the Town Dock and/or Marina.~~

~~E. — No permit shall be issued to anyone under 18 years of age.~~

~~F. — Permits are nontransferable.~~

~~G. — In addition to the annual permit fees, overnight dockage and other charges will be required on any vessel staying longer than 24 hours or overnight (whichever is shorter), as defined below:~~

~~(1) — Town residents.~~

(a) — Dockage first 72 hours: no charge; over 72 hours: \$1 per foot/per day.

(b) — Electric 6:00 a.m. to 6:00 p.m.: no charge; over 12 hours: \$5 per day.

(c) — Cablevision: no charge.

(2) — Nonresidents.

(a) — Dockage 6:00 a.m. to 6:00 p.m.: no charge; over 12 hours: \$1 per foot/per day.

(b) — Electric hook up over one hour: \$5 per day.

(c) — Cablevision over one hour: \$10 per day, plus deposit.

H. — Waste pump out shall be no charge.

I. — A Deck Master may be appointed and compensated by the Town Board to enforce all sections of this chapter.

J. — No vessel shall be permitted to stay more than 10 consecutive days without permission from the Town Board.

A. All residents and nonresidents must have a license to dock at any Town docking facility.

B. Only transient docking is permitted at the Riverfront Dock.

C. Seasonal docking is permitted at the East Creek Docking Facility.

D. The Town Clerk and the Recreation Department shall be authorized to collect all fees and distribute permits in accordance with an approved docking license.

E. No permit shall be issued to anyone under 18 years of age.

F. Permits are non-transferable.

G. East Creek Docking Facility season shall be from April 1st through November 15th.

H. The Bay Constable shall be authorized to enforce all sections of this chapter.

I. No transient vessel shall be permitted to dock overnight without prior approval from the Recreation Department.

J. The Town Board shall establish fees each year for seasonal docking.

K. All vessels docked at Town facilities shall comply with all applicable US Coast Guard rules and regulations, including inspections, if any.

§ A113-3. Waste and debris.

A. No owner or other person in charge of any boat, vessel or other watercraft shall empty, clean out, pump out or otherwise discharge water or waste material from the bilge or toilets thereof into the waters. ~~of the marina.~~

§ A113-4. Rights of the Town Board. ~~and Dock Master.~~

A. The Town Board or its representative ~~and Dock Master~~ can ask any vessel to leave the ~~marina~~ Town docking facility or dock if that vessel is causing ~~hazard to someone else~~ damage to persons or property.

B. Any representative of the Town Board shall have the right to board any boat in order to secure it or prevent it from bumping into or scraping other boats moored ~~in the Town Marina or Town Dock~~ at its facility.

§ A113-5. Mooring; tying; owner responsibility.

B. Dinghies, rowboats, floats or any small craft usually tied to the stern of a larger boat are not permitted ~~in the marina~~ except when firmly secured to the upper deck of the accompanying boat or placed in the davits which are usually provided for on such boats.

§ A113-6. Prohibited acts.

A. Swimming is prohibited in ~~the Town Marina or Town Dock~~ all Town docking facilities.

C. No boat shall be operated at a speed greater than ~~four~~ five miles per hour in ~~the Town Marina or Town Dock~~ all Town Docking facilities.

D. No unleashed animals are permitted in the ~~marina~~ Town docking facilities.

§ A113-7. Emergency repairs.

Only emergency repairs ~~only~~ are permitted on boats ~~in the marina~~ at the Town docking facilities. Minor repairs which will enable a boat to be ~~removed~~ operational are considered emergency repairs.

Dated: Riverhead, New York
February 18, 2004

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

BARBARA GRATTAN, Town Clerk

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

Adopted

February 18, 2004

TOWN OF RIVERHEAD

Resolution # 141

APPOINTS DETENTION ATTENDANTS TO THE POLICE DEPARTMENT

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

WHEREAS, the need for Detention Attendants exists in the Police Department;
and,

WHEREAS, pursuant to interviews and completed background investigations, a recommendation has been made by the Chief of Police to hire Linda M. Cozell and Lisa Donnelly for this position.

NOW, THEREFORE, BE IT RESOLVED, effective February 18, 2004, Linda M. Cozell and Lisa Donnelly are appointed to the position of Detention Attendant at an hourly rate of pay as set forth in the current Town Board resolution that sets salaries of Detention Attendants; and,

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Linda M. Cozell, Lisa Donnelly, the Chief of Police and the Office of Accounting.

THE VOTE

Bartunek	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Sanders	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Blass	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
			Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

Adopted

2/18/03

TOWN OF RIVERHEAD

Resolution # 142

AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR DISPOSAL OF TOWN OF RIVERHEAD GENERATED WASTE

COUNCILWOMAN BLASS

offered the following resolution,

which was seconded by COUNCILMAN BARTUNEK

WHEREAS,; the Town Clerk is authorized to publish and post a notice to bidders for processing & disposal of TOWN OF RIVERHEAD GENERATED WASTE from the Town of Riverhead departments 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 News Review 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 Yes No

Blass Yes No

Densieski Yes No

BARTUNEK Yes No

CARDINALE Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids, for DISPOSAL OF TOWN OF RIVERHEAD GENERATED WASTE 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 MARCH 18, 2004

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 DISPOSAL OF TOWN OF RIVERHEAD GENERATED WASTE.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

Adopted

FEBRUARY 18, 2004

TOWN OF RIVERHEAD

Resolution # 143

AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR FOOD

COUNCILMAN BARTUNEK 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 FOOD and;

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the FEBRUARY 26TH, 2004 issue of the News Review and;

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

THE VOTE

Bartunek Yes No
Blass Yes No

Sanders Yes No

Densieski Yes No

Cardinale Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

295

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 **11:10 a.m. on MARCH 19TH, 2004**

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 BIDS FOR FOOD.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

Adopted

FEBRUARY 18, 2004

TOWN OF RIVERHEAD

Resolution # 144

AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR MEAT & POULTRY

COUNCILWOMAN SANDERS offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

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 FEBRUARY 26TH, 2004 issue of the News Review and;

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

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

**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 OCTOBER 25TH, 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 **BIDS FOR MEAT & POULTRY PRODUCTS.**

Adopted

2/18/04

TOWN OF RIVERHEAD

Resolution # 145

AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR HAZARDOUS HOUSEHOLD PRODUCTS (HAZMAT)

COUNCILMAN DENSIESKI offered the following resolution,

which was seconded by COUNCILMAN BARTUNEK

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 February 26th, 2004 issue of the News Review 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

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of **REMOVAL OF HOUSEHOLD HAZARDOUS WASTE (HAZMAT)** 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 **11:05 a.m. on MARCH 18TH, 2004**

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 **BIDS FOR REMOVAL OF HOUSEHOLD HAZARDOUS WASTE (HAZMAT)**.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

Adopted

FEBRUARY 18, 2004

TOWN OF RIVERHEAD

Resolution # 146

AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR JANITORIAL SUPPLIES

COUNCILMAN BARTUNEK 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 JANITORIAL SUPPLIES and;

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the FEBRUARY 26TH, 2004 issue of the News Review and;

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

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of JANITORIAL SUPPLIES 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 MARCH 19TH, 2004.

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 BIDS FOR JANITORIAL SUPPLIES.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

Adopted

FEBRUARY 18, 2004

TOWN OF RIVERHEAD

Resolution # 147

AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR POLICE UNIFORMS

COUNCILWOMAN SANDERS offered the following resolution,

COUNCILWOMAN BLASS

which was seconded by _____

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

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the FEBRUARY 26TH, 2004 issue of the News Review and;

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

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of **POLICE UNIFORMS** 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 **11:00 a.m. on MARCH 25TH, 2004.**

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 BIDS FOR POLICE UNIFORMS.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

Adopted

FEBRUARY 18, 2004

TOWN OF RIVERHEAD

Resolution # 148

AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR PROPANE

COUNCILMAN BARTUNEK offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

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 FEBRUARY 26TH, 2004 issue of the News Review and;

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

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

The Resolution Was 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 11:05 a.m. on MARCH 18TH, 2004

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 BIDS FOR PROPANE.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

TOWN OF RIVERHEAD

HOSPITALIZATION BUYBACK FOR ELECTED OFFICIALS

RESOLUTION # 149

COUNCILMAN DENSIESKI offered the following resolution,

which was seconded by COUNCILWOMAN BLASS

WHEREAS, the Town of Riverhead provides in all union contracts, a provision to provide a payment to employees who choose to forego membership in the hospitalization program; and

WHEREAS, this program has proven to be extremely cost effective with great savings to the taxpayers of the Town of Riverhead; and

WHEREAS, employees covered by the CSEA and non-elected department heads choosing not to participate in the hospitalization program for family coverage receive a yearly cash payment of \$1,650 and single coverage receive a yearly cash payment of \$750; and

WHEREAS, the only group of employees that this benefit has not been offered to, are the elected officials.

NOW, THEREFORE, BE IT RESOLVED, that any elected official who elects not to participate in the Town's hospitalization program may make application by a yearly signed declaration and may receive a yearly cash payment of \$1,650 if qualified for family coverage and \$750 if qualified for single coverage with said payment being made in November of each year, a signed declaration is made; and

BE IT RESOLVED, that no proration will be permitted if employee options back into the hospitalization program during the year.

BE IT FURTHER RESOLVED, that the Town Clerk be, and hereby is, directed to forward a certified copy of this Resolution to the Office of Accounting.

THE VOTE

Sanders <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Blass <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Densieski <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Bartunek <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Cardinale <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	

THE RESOLUTION WAS DECLARED DULY ADOPTED.

Adopted

FEBRUARY 18, 2004

TOWN OF RIVERHEAD

GENERAL FUND

BUDGET ADJUSTMENT

RESOLUTION # 150

COUNCILWOMAN BLASS 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:

		<u>FROM</u>	<u>TO</u>
001.000000.390599	APPROPRIATED FUND BALANCE	\$750	
001.014100.524000	TOWN CLERK EQUIPMENT		\$750

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

THE RESOLUTION WAS DECLARED DULY ADOPTED

FEBRUARY 18, 2004

TOWN OF RIVERHEAD

HIGHWAY FUND

BUDGET ADJUSTMENT

RESOLUTION # 151

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

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

		<u>FROM</u>	<u>TO</u>
111.000000.350599	APPROPRIATED FUND BALANCE	\$25,000	
111.051420.540000	SNOW REMOVAL, CONTR. EXP.		\$25,000

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

THE RESOLUTION WAS DECLARED DULY ADOPTED.

2/17/04

TOWN OF RIVERHEAD

Resolution # 152

SETS FEES FOR THE SKATE PARK FOR THE RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN BARTUNEK offered the following resolution,
which was seconded by COUNCILMAN DENSIESKI

RESOLVED, that the Town Board does authorize the Recreation Department to set the following fees for the Skate Park for the 2004 calendar year

Session Fees

\$5.00 Residents
\$10.00 Non-residents

Annual Fees

\$25.00 Residents
\$75.00 Non-residents

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.

I

THE VOTE

Bartunek yes no Sanders yes no
Blass yes no Densieski yes no
Cardinale yes no
THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

¹ Rec. Doris/Resolution Set Fees Skate Park

2/17/04

TOWN OF RIVERHEAD

Resolution # 153

RE-APPOINTS A P/T ASST. RECREATION CENTER MGR. (TEEN CENTER) TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN DENSIESKI offered the following resolution,

which was seconded by COUNCILWOMAN BLASS

RESOLVED, that Gilbert Henderson is hereby re-appointed to serve as a P/T Asst.Recreation Center Mgr for the Teen Center, effective, January 5th,2004, to serve as needed on an at will basis and to be paid at the rate of \$13.6366 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.

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.

1

THE VOTE

Bartunek	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Sanders	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Blass	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
			Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

TOWN OF RIVERHEAD

Resolution # 154

AMENDS RESOLUTION #52 OF 2004 (AUTHORIZATION OF FIRE MARSHAL TO ATTEND MEETINGS)

COUNCILWOMAN BLASS offered the following resolution,

which was seconded by COUNCILMAN BARTUNEK

WHEREAS, Resolution #52 adopted by the Riverhead Town Board on January 20, 2004 authorized the Fire Marshal to attend these meetings of the Joint Fire Service Council: and

WHEREAS, the Fire Marshal has been appointed to the Building Code of New York State Technical Subcommittee of the State Codes Council and will attend meetings of the Technical Subcommittee and Codes Council in place of the New York State Joint Fire Services Council;

NOW, THEREFORE BE IT RESOLVED, that the Riverhead Town Board hereby amends Resolution #52 dated January 20, 2004 to include the following correct dates:

Monday March 15, 2004
Friday April 16, 2004
Wednesday May 19, 2004
Thursday June 10, 2004

Wednesday March 31, 2004
Wednesday June 9, 2004
Friday
Wednesday September 15, 2004
Tuesday December 7, 2004: and be it further

RESOLVED, that the reimbursement for reimbursement for gas, parking and tolls not to exceed \$35.00: and be it further

RESOLVED, that all other terms and conditions of Resolution #52 shall remain in full force and effect; and be it further;

RESOLVED, that the Town Clerk be and is authorized to forward a copy of this resolution to the Building Department Administrator, Fire Marshal and Office of Accounting.

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 155

AUTHORIZING THE TRANSFER OF COUNTY OWNED PROPERTY TO THE TOWN OF RIVERHEAD

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

WHEREAS, through tax default the County of Suffolk has acquired the real property known as 0600-105-2-14 (18 Melene Avenue), in the Town of Riverhead; and

WHEREAS, the Town of Riverhead's intended use of the real property known as 0600-105-2-14 (Melene Avenue), is for affordable housing purposes; and

WHEREAS, this property may be transferred to the Town of Riverhead pursuant to General Municipal Law 72-h;

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Riverhead hereby authorizes the Supervisor to take all necessary steps to take title to the tax default property known as 0600-105-2-14 (18 Melene Avenue); and be it further;

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to County of Suffolk, Department of Planning Division of Real Estate, Thomas A. Isles, Director, P.O. Box 6100, Hauppauge, New York 11788; Elaine Harrison, Office of the Suffolk County Treasurer, 330 Center Drive, Riverhead, New York 11901; Honorable Michael J. Caracciolo, County Legislator, First District, 423 Griffing Ave., Riverhead, New York, 11901; Town Engineer; Highway Department; ; Assessor's Office; Tax Receiver's Office; the Supervisor's Office, the Building Department, Community Development Office, and the Town Attorney's Office.

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

Adopted

February 17, 2004

TOWN OF RIVERHEAD
Resolution # 156

APPROVES TEMPORARY SIGN PERMIT OF CURVES

COUNCILWOMAN SANDERS

offered the following resolution, which was seconded by

COUNCILMAN DENSIESKI

WHEREAS, a temporary sign permit and sketch were submitted by Jeanette DiCarlo for Curves for property located at 6263 Rt. 25A, Wading River, New York and designated by SCTM # 075.00-03-003.03; and

WHEREAS, pursuant to Section 108-56 C (5) of the Code of the Town of Riverhead, the application does not require the recommendation of the Architectural Review Board; and

WHEREAS, sketch has been approved the three (3) Town Board members;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby approves the temporary sign permit application submitted by Jeanette DiCarlo for Curves and be it

RESOLVED, that said temporary sign permit shall expire on May 17, 2004 and the applicant shall removed the affected sign, in its entirety, on or before said date; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Jeanette DiCarlo, 36 Soundview Drive, Belle Terre, New York, 11777, the Planning Department and the Building Department.

THE VOTE

Bartunek Yes No

Sanders Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

Adopted

TB 2/11/04

TOWN OF RIVERHEAD

RESOLUTION # 157

Adopted February 17, 2004

AUTHORIZES THE INCREASE OF THE IMPREST PETTY CASH ACCOUNT FOR THE HIGHWAY DEPARTMENT

COUNCILMAN DENSIESKI

OFFERED THE FOLLOWING

RESOLUTION WHICH WAS SECONDED BY COUNCILWOMAN SANDERS

WHEREAS, the Town Board previously approved an imprest petty cash account of one hundred dollars (\$100.00) to be assigned to Mark Kwasna, Superintendent of Highways; and

WHEREAS, the Highway Department has requested an increase to this imprest petty cash account of an additional one hundred dollars (\$100.00); and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby approves this increase; and

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

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

Adopted

February 18, 2004

TOWN OF RIVERHEAD

Resolution # 158

AUTHORIZES THE SUPERVISOR TO EXECUTE PURCHASE OF DEVELOPMENT RIGHTS PLANNING, ACQUISITION AND NEGOTIATIONS SERVICES AGREEMENT WITH THE PECONIC LAND TRUST

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

WHEREAS, the Peconic Land Trust ("PLT") is a regional non-profit land conservation corporation, organized under §501(c)(3) of the Internal Revenue Code; and

WHEREAS, Pursuant to the Community Preservation Project Plan for the Town of Riverhead, the Town Board is authorized to acquire, preserve and protect farmland and open space properties which are integral to the unique community character of the Town of Riverhead; and

WHEREAS, Pursuant to Chapter 44 and Chapter 14 of the code of the Town of Riverhead, the Town Board has authorized the Farmland Preservation Committee to review potential agricultural parcels upon which development rights may be acquired; and

WHEREAS, The Town Board wishes to enter into a cooperative agreement with Peconic Land Trust to identify alternatives to public acquisition and to negotiate directly with landowners for the acquisition of development rights and/or fee title for agricultural and open space parcels.

NOW, THEREFORE, it is hereby

RESOLVED the Town Board of the Town of Riverhead authorizes the Supervisor to execute a Purchase of Development Rights Planning, Acquisition and Negotiations Services Agreement with the Peconic Land Trust; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Hoot Sherman, Peconic Land Trust, 296 Hampton Road, Southampton, NY 11969, Office of the Town Supervisor, the Farmland Select Committee, Planning Department, the Office of the Town Attorney and the Office of Accounting.

THE VOTE

Bartunek	✓	yes	___	no	Sanders	✓	yes	___	no
Blass	✓	yes	___	no	Densieski	✓	yes	___	no
Cardinale	✓	yes	___	no					

THE RESOLUTION WAS WAS NOT THEREFORE DULY ADOPTED

02/18/04

TOWN OF RIVERHEAD

Resolution # 159

AUTHORIZES THE SUPERVISOR TO EXECUTE DISTRIBUTION AGREEMENTS FOR VITAGRANT

COUNCILWOMAN BLASS offered the following resolution, was seconded by

COUNCILMAN DENSIESKI :

WHEREAS, the Town of Riverhead is a recipient of a New York State Attorney General "VITAgant" and,

WHEREAS, the Town Board of the Town of Riverhead wishes to distribute the funds received through the VITAgant to various not-for-profit agencies who shall provide services for the improvement of health and or nutrition of New York residents or the advancement of nutritional, dietary or agricultural sciences as required by the grant,

NOW, THEREFORE, BE IT

RESOLVED that the Supervisor is hereby authorized to execute agreements with following entities for the provision of services under the VITAgant:

- Ellen Nora Goldstein
- Cornell Cooperative Extension
- Little Flower Children's Services UFSD
- Annette Renner

and be it further

RESOLVED that the Town Clerk is hereby directed to forward a certified copy of this resolution to Ellen Nora Goldstein, Cornell Cooperative Extension Little Flower Children's Services UFSD, Annette Renner, the Town Attorney and the Office of Accounting.

THE VOTE

Bartunek	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Sanders	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Blass	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
			Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no

THE RESOLUTION WAS WAS NOT THEREFORE DULY **TABLED**.

X:\Dawn Thomas\resolutions\vitagrant agreements.doc

COUNCILWOMAN BLASS OFFERED TO TABLE THE RESOLUTION, WHICH WAS SECONDED BY COUNCILMAN DENSIESKI. ALL IN FAVOR OF TABLING THE RESOLUTION. THE RESOLUTION WAS DECLARED DULY TABLED.

TABLED

02/18/04

TOWN OF RIVERHEAD

Adopted

02/24/04

Resolution # 159

AUTHORIZES THE SUPERVISOR TO EXECUTE DISTRIBUTION AGREEMENTS FOR VITAGRANT

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

WHEREAS, the Town of Riverhead is a recipient of a New York State Attorney General "VITAgant" and,

WHEREAS, the Town Board of the Town of Riverhead wishes to distribute the funds received through the VITAgant to various not-for-profit agencies who shall provide services for the improvement of health and or nutrition of New York residents or the advancement of nutritional, dietary or agricultural sciences as required by the grant,

NOW, THEREFORE, BE IT

RESOLVED that the Supervisor is hereby authorized to execute agreements with following entities for the provision of services under the VITAgant:

- Ellen Nora Goldstein
Cornell Cooperative Extension
Little Flower Children's Services UFSD
Annette Renner

and be it further

RESOLVED that the Town Clerk is hereby directed to forward a certified copy of this resolution to Ellen Nora Goldstein, Cornell Cooperative Extension Little Flower Children's Services UFSD, Annette Renner, the Town Attorney and the Office of Accounting.

THE VOTE

Bartunek [checked] yes ___ no Sanders [checked] yes ___ no
Blass [checked] yes ___ no Densieski [checked] yes ___ no
Cardinale [checked] yes ___ no

THE RESOLUTION [checked] WAS ___ WAS NOT THEREFORE DULY TABLED.

X:\Dawn Thomas\resolutions\vitagrant agreements.doc

COUNCILWOMAN BLASS OFFERED TO TABLE THE RESOLUTION, WHICH WAS SECONDED BY COUNCILMAN DENSIESKI. ALL IN FAVOR OF TABLING THE RESOLUTION. THE RESOLUTION WAS DECLARED DULY TABLED.

2/18/04

TABLED

Withdrawn
2/24/04

TOWN OF RIVERHEAD

Resolution # 160

AUTHORIZES THE SUPERVISOR TO EXECUTE A LEASE EXTENSION AGREEMENT BETWEEN EAST END ARTS COUNCIL AND THE TOWN OF RIVERHEAD

COUNCILMAN DENSIESKI

offered the following resolution, was seconded by

COUNCILWOMAN SANDERS

WHEREAS, the Town Board executed an agreements with East End Arts Council dated May 31, 1997 which agreement leased Benjamin and Davis-Corwin houses to the East End Arts Council for a five year period ending December 31, 2001; and

WHEREAS, by Resolution #434 dated May 1, 2001, the Town Board had extended the Lease Agreement through December 31, 2007; and

WHEREAS, the East End Arts Council and the Town Board of the Town of Riverhead wish to extend the aforementioned Lease Agreement.

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Riverhead hereby authorizes the Supervisor to execute a lease extension agreement to extend the current lease through December 31, 2019. All other terms and conditions of the Lease Agreement are to remain in full force and effect; and be it further

RESOLVED, that the Town Clerk is hereby directed to deliver a certified copy of this resolution to the Town Supervisor, the own Attorney and the East End Arts Council, 133 East Main Street, Riverhead, New York, 11901.

THE VOTE

Bartunek yes ___ no Sanders yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY TABLED.

COUNCILMAN DENSIESKI OFFERED TO TABLE THE RESOLUTION, WHICH WAS SECONDED BY COUNCILWOMAN BLASS ALL IN FAVOR OF TABLING THE RESOLUTION. THE RESOLUTION WAS DECLARED DULY TABLED.

ADDENDUM TO LEASE AGREEMENT BETWEEN

THE TOWN OF RIVERHEAD, a municipal corporation with offices at 200 Howell Avenue, Riverhead, New York 11901, hereinafter referred to as "TOWN" and **EAST END ARTS COUNCIL**, with offices at 133 East Main Street, Riverhead, New York, 11901, dated February 19, 2004; and

WHEREAS, the Town Board of the Town of Riverhead and East End Arts Council hereby agree to extend the aforementioned Lease Agreement through December 31, 2019; and

WHEREAS, all other terms and conditions in the Lease Agreement dated May 31, 1997 are to remain in full force and effect.

IN WITNESS HEREOF, this Addendum has been executed by the respective parties as of the date hereinabove set forth.

EAST END ARTS COUNCIL

TOWN OF RIVERHEAD

PHILIP CARDINALE

APPROVED AS TO FORM

DAWN C. THOMAS
Town Attorney

JACK HANSEN
Town Financial Administrator

February 18, 2004

Adopted

TOWN OF RIVERHEAD

Resolution # 161

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING – SPECIAL PERMIT OF MARTIN ROSEN

Councilwoman Sanders offered the following resolution which was seconded by Councilman Bartunek

WHEREAS, the Town Board of the Town of Riverhead is in receipt of a special permit petition from Martin Rosen pursuant to Articles XXVIA and XXXXI of the town Code for an existing 161 foot telecommunications tower with two equipment sheds and the right to add amateur radio antennas without future special permit on premises located on a right of way off Sound Avenue, Jamesport; such property more particularly described as Suffolk County Tax Map Number 0600-2-2-3.2, and

WHEREAS, the Riverhead Town Board by resolution #787 of 2003 declared themselves Lead Agency, and

WHEREAS, the Town Board has referred the petition to the Riverhead Planning Board for its report and recommendation; such Planning Board recommending the granting of the special permit with conditions, and

WHEREAS, Chapter 108, Section 108-133.1 of the Town of Riverhead Zoning Ordinance requires the holding of a public hearing in the consideration of a special use petitions, and

WHEREAS, the Town Board desires to hold such public hearing at this time, now

THEREFORE BE IT

RESOLVED, that the Town Clerk be authorized to publish and post the attached notice of public hearing in the official newspaper of the Town of Riverhead.

RH/Planning/rosen.tb

THE VOTE

Bartunek	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Sanders	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Blass	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
			Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no

THE RESOLUTION WAS WAS NOT THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE, that a public hearing will be held on the 3rd day of March, 2004 at 2:20 o'clock p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to consider the special permit petition of Martin Rosen to allow the operation of a wireless communication tower upon real property located at Sound Avenue, Riverhead; such real property more particularly described as Suffolk County Tax Map Parcel Number 0600-2-2-3.2.

DATED: February 18, 2004
Riverhead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, TOWN CLERK

William J. Sanders offered the following Resolution which was seconded by *Michael Sanders*

Adopted

FUND NAME		CD- 01/30/04	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$ 7,275,000.00	\$ 571,648.74	\$ 7,846,648.74
POLICE ATHLETIC LEAGUE	004	\$ 12,000.00	\$ -	\$ 12,000.00
TEEN CENTER	005	\$ 5,000.00	\$ 330.00	\$ 5,330.00
RECREATION PROGRAM	006	\$ 3,500.00	\$ 346.88	\$ 3,846.88
SR NUTRITION SITE COUNCIL	007	\$ -	\$ -	\$ -
D.A.R.E. PROGRAM FUND	008	\$ -	\$ -	\$ -
CHILD CARE CENTER BUILDING FU	009	\$ 32,500.00	\$ 100.00	\$ 32,600.00
AG-FEST COMMITTEE FUND	021	\$ -	\$ -	\$ -
R.I.F.T.A. FUND	023	\$ -	\$ 3,779.54	\$ 3,779.54
TOWN BD SPECIAL PROGRAM FUN	024	\$ -	\$ -	\$ -
YOUTH COURT SCHOLARSHIP FUN	025	\$ -	\$ -	\$ -
SRS DAYCARE BUILDING FUND	027	\$ -	\$ 2,074.60	\$ 2,074.60
COMMUNITY P.E.T.S. SHELTER	028	\$ 5,000.00	\$ -	\$ 5,000.00
ANIMAL SPAY & NEUTERING FUND	029	\$ -	\$ -	\$ -
EDZ FUND	030	\$ -	\$ 2,880.83	\$ 2,880.83
HIGHWAY	111	\$ 1,250,000.00	\$ 100,535.90	\$ 1,350,535.90
WATER	112	\$ 525,000.00	\$ 44,339.48	\$ 569,339.48
REPAIR & MAINTENANCE	113	\$ 1,500,000.00	\$ -	\$ 1,500,000.00
RIVERHEAD SEWER DISTRICT	114	\$ 1,675,000.00	\$ 24,116.06	\$ 1,699,116.06
REFUSE & GARBAGE COLLECTION	115	\$ 680,000.00	\$ 4,417.07	\$ 684,417.07
STREET LIGHTING	116	\$ 230,000.00	\$ 5,977.68	\$ 235,977.68
PUBLIC PARKING	117	\$ 100,000.00	\$ 1,990.93	\$ 101,990.93
BUSINESS IMPROVEMENT DISTRIC	118	\$ 20,000.00	\$ 5,214.28	\$ 25,214.28
TOR URBAN DEV CORP TRUST ACC	119	\$ -	\$ 5,231.43	\$ 5,231.43
AMBULANCE DISTRICT	120	\$ 200,000.00	\$ 291.22	\$ 200,291.22
CALVERTON SEWER DISTRICT	124	\$ 300,000.00	\$ 1,671.16	\$ 301,671.16
RIVERHEAD SCAV WASTE DISTRIC	128	\$ 90,000.00	\$ 15,695.98	\$ 105,695.98
SEWER DISTRICT FUND	130	\$ 5,000.00	\$ -	\$ 5,000.00
WORKER'S COMPENSATION FUND	173	\$ 1,150,000.00	\$ 22,696.14	\$ 1,172,696.14
HOSPITALIZATION SELF INSURANC	174	\$ -	\$ -	\$ -
RISK RETENTION FUND	175	\$ 850,000.00	\$ 5,786.03	\$ 855,786.03
UNEMPLOYMENT INSURANCE FUN	176	\$ 20,000.00	\$ -	\$ 20,000.00
MAIN STREET REHAB PROGRAM	177	\$ -	\$ -	\$ -
REVOLVING LOAN PROGRAM	178	\$ -	\$ -	\$ -
RESIDENTIAL REHAB	179	\$ -	\$ -	\$ -
DISCRETIONARY/SMALL CITIES	180	\$ -	\$ -	\$ -
CDBG CONSORTIUM ACCOUNT	181	\$ -	\$ 625.21	\$ 625.21
URBAN DEVEL CORP WORKING	182	\$ -	\$ -	\$ -
RESTORE	184	\$ -	\$ -	\$ -
PUBLIC PARKING DEBT	381	\$ 26,000.00	\$ 55.10	\$ -
SEWER DISTRICT DEBT	382	\$ 1,025,000.00	\$ 235,563.45	\$ -
WATER DEBT	383	\$ 30,000.00	\$ 199.91	\$ -
GENERAL FUN DEBT SERVICE	384	\$ 8,715,000.00	\$ 7,783.66	\$ -
SCAVENGER WASTE DEBT	385	\$ 225,000.00	\$ 226.82	\$ -
COMM DEVEL AGENCY CAP PROJE	405	\$ -	\$ -	\$ -
TOWN HALL CAPITAL PROJECTS	406	\$ 8,756,000.00	\$ 1,795,680.72	\$ 10,551,680.72
EIGHT HUNDRED SERIES	408	\$ -	\$ -	\$ -
WATER IMPROVEMENT CAP PROJ	409	\$ -	\$ -	\$ -
NUTRITION CAPITAL IMPS	441	\$ -	\$ -	\$ -
CHIPS	451	\$ 140,000.00	\$ -	\$ 140,000.00
YOUTH SERVICES	452	\$ 5,000.00	\$ 2,167.73	\$ 7,167.73
SENIORS HELPING SENIORS	453	\$ -	\$ 2,535.49	\$ 2,535.49
EISEP	454	\$ -	\$ -	\$ -
SCAVENGER WASTE CAP PROJ	470	\$ -	\$ -	\$ -
MUNICIPAL FUEL FUND	625	\$ 80,000.00	\$ 2,407.60	\$ 82,407.60
MUNICIPAL GARAGE	626	\$ 80,000.00	\$ 19,461.11	\$ 99,461.11
TRUST & AGENCY	735	\$ -	\$ 13,681,862.11	\$ -
SPECIAL TRUST	736	\$ 500,000.00	\$ -	\$ 500,000.00
COMMUNITY PRESERVATION FUND	737	\$ 1,200,000.00	\$ -	\$ 1,200,000.00
CDA-CALVERTON	914	\$ 1,500,000.00	\$ 2,336.00	\$ 1,502,336.00
COMMUNITY DEVELOPMENT AGEN	915	\$ -	\$ -	\$ -
JOINT SCAVENGER WASTE	918	\$ -	\$ -	\$ -
CENTRAL CLEARING ACCOUNT	999	\$ -	\$ -	\$ -
TOTALS		\$ 38,210,000.00	\$ 16,570,028.86	\$ 54,780,028.86
SCHOOL/TN TAXES **		\$ -	\$ -	\$ -

THE VOTE

Bartunek yes no Sanders yes no
 Blass yes no Denieski yes no
 Cardinale yes no

**THE RESOLUTION WAS NOT
THEREFORE DULY ADOPTED**

Adopted

Councilman Denis Sanders offered the following Resolution which was seconded by Councilwoman Sanders 321A

FUND NAME	CD - NONE	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$ -	\$ -
POLICE ATHLETIC LEAGUE	004	\$ 35,732.39	\$ 35,732.39
TEEN CENTER	005	\$ 585.00	\$ 585.00
RECREATION PROGRAM	006	\$ -	\$ -
SR NUTRITION SITE COUNCIL	007	\$ 324.00	\$ 324.00
D.A.R.E. PROGRAM FUND	008	\$ 42.00	\$ 42.00
CHILD CARE CENTER BUILDING FU	009	\$ -	\$ -
AG-FEST COMMITTEE FUND	021	\$ -	\$ -
R.I.F.T.A. FUND	023	\$ -	\$ -
TOWN BD SPECIAL PROGRAM FUN	024	\$ -	\$ -
YOUTH COURT SCHOLARSHIP FUN	025	\$ -	\$ -
SRS DAYCARE BUILDING FUND	027	\$ -	\$ -
COMMUNITY P.E.T.S. SHELTER	028	\$ -	\$ -
ANIMAL SPAY & NEUTERING FUND	029	\$ -	\$ -
EDZ FUND	030	\$ -	\$ -
HIGHWAY	111	\$ 1,382.24	\$ 1,382.24
WATER	112	\$ 514.44	\$ 514.44
REPAIR & MAINTENANCE	113	\$ -	\$ -
RIVERHEAD SEWER DISTRICT	114	\$ -	\$ -
REFUSE & GARBAGE COLLECTION	115	\$ 541,958.46	\$ 541,958.46
STREET LIGHTING	116	\$ -	\$ -
PUBLIC PARKING	117	\$ -	\$ -
BUSINESS IMPROVEMENT DISTRIC	118	\$ 5,245.38	\$ 5,245.38
TOR URBAN DEV CORP TRUST ACC	119	\$ 7,993.75	\$ 7,993.75
AMBULANCE DISTRICT	120	\$ -	\$ -
CALVERTON SEWER DISTRICT	124	\$ 672.27	\$ 672.27
RIVERHEAD SCAV WASTE DISTRIC	128	\$ 2,294.98	\$ 2,294.98
SEWER DISTRICT FUND	130	\$ 6,737.50	\$ 6,737.50
WORKER'S COMPENSATION FUND	173	\$ -	\$ -
HOSPITALIZATION SELF INSURANC	174	\$ -	\$ -
RISK RETENTION FUND	175	\$ -	\$ -
UNEMPLOYMENT INSURANCE FUN	176	\$ -	\$ -
MAIN STREET REHAB PROGRAM	177	\$ -	\$ -
REVOLVING LOAN PROGRAM	178	\$ -	\$ -
RESIDENTIAL REHAB	179	\$ -	\$ -
DISCRETIONARY/SMALL CITIES	180	\$ -	\$ -
CDBG CONSORTIUM ACCOUNT	181	\$ -	\$ -
URBAN DEVEL CORP WORKING	182	\$ -	\$ -
RESTORE	184	\$ -	\$ -
PUBLIC PARKING DEBT	381	\$ -	\$ -
SEWER DISTRICT DEBT	382	\$ -	\$ -
WATER DEBT	383	\$ -	\$ -
GENERAL FUN DEBT SERVICE	384	\$ -	\$ -
SCAVENGER WASTE DEBT	385	\$ -	\$ -
COMM DEVEL AGENCY CAP PROJE	405	\$ -	\$ -
TOWN HALL CAPITAL PROJECTS	406	\$ -	\$ -
EIGHT HUNDRED SERIES	408	\$ 765,927.36	\$ 765,927.36
WATER IMPROVEMENT CAP PROJ	409	\$ -	\$ -
NUTRITION CAPITAL IMPS	441	\$ -	\$ -
CHIPS	451	\$ -	\$ -
YOUTH SERVICES	452	\$ -	\$ -
SENIORS HELPING SENIORS	453	\$ -	\$ -
EISEP	454	\$ -	\$ -
SCAVENGER WASTE CAP PROJ	470	\$ 103.13	\$ 103.13
MUNICIPAL FUEL FUND	625	\$ -	\$ -
MUNICIPAL GARAGE	626	\$ 5,309.70	\$ 5,309.70
TRUST & AGENCY	735	\$ 10,076.53	\$ 10,076.53
SPECIAL TRUST	736	\$ -	\$ -
COMMUNITY PRESERVATION FUND	737	\$ -	\$ -
CDA-CALVERTON	914	\$ -	\$ -
COMMUNITY DEVELOPMENT AGEN	915	\$ 29.94	\$ 29.94
JOINT SCAVENGER WASTE	918	\$ -	\$ -
CENTRAL CLEARING ACCOUNT	999	\$ -	\$ -
TOTALS		\$ 1,384,929.07	\$ 1,384,929.07
SCHOOL/TN TAXES **		\$ -	\$ -