

**TOWN BOARD MEETING
AGENDA
PHILIP CARDINALE, Supervisor
May 24nd, 2006**

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

**Barbara Blass, Councilwoman
John Dunleavy, Councilman**

**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
Ray Coyne
Judy Doll
John Reeve
Michael Reichel
Gary Pendzick**

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

SPECIAL TOWN BOARD MEETING:
COMMUNITY DEVELOPMENT AGENCY:

- #4 Authorizes the Chairman to Execute an Agreement between the Town of Riverhead Community Development Agency and Newmark Knight Frank
- #5 Authorizes the Supervisor to Execute License Agreement with Eastern Long Island Audubon Society, Inc.

SPECIAL TOWN BOARD MEETING:

- #484 General Fund Budget Adjustment
- #485 General Fund Budget Adjustment
- #486 General Fund Budget Adjustment
- #487 Peconic River Bulkhead, Bike & Pedestrian Path Construction Project Budget Adjustment
- #488 Recreation Department Budget Adjustment
- #489 Highway Fund Budget Adjustment
- #490 Computer Network & System Technician Provisional Appointment
- #491 Appoints Student Intern in the Accounting Department (T. Danowski)
- #492 Ratifies the Appointment of a Park Attendant II Level IV to the Recreation Department
- #493 Appoints a Park Attendant III, Level III to the Recreation Department
- #494 Appoints a Scorekeeper Level IV to the Recreation Department (K. Drumm)

- #495 Appoints Seasonal Pump Out Boat Operators (C. Camp, A. Messina, J. Pipczynski)
- #496 Accepts Resignation of Senior Neighborhood Aide (B. Morris)
- #497 Accepts Resignation of Grants Coordinator (J. Messiano)
- #498 Authorizing the Supervisor to Sign Agreement with Long Island Compost Inc. and a Modification to the Town's Current Reclamation Contract with Grimes Contracting Co., Inc.
- #499 Authorizes the Supervisor to Execute Purchase of Development Rights, Planning, Acquisition and Negotiations Services Agreement with the Peconic Land Trust
- #500 Amends Resolution 424-2006 (Authorizes Town Clerk to Publish and Post Public Hearing Regarding a Local Law to Amend Chapter 108, Article XIII, Supplementary Use Regulations, to Add 108-64.6 "Prohibited Uses" of the Riverhead Town Code)
- #501 Authorizes Town Clerk to Post and Publish Public Notice for Public Hearing Regarding a Local Law to Amend Chapter 108 (Zoning) of the Riverhead Town Code
- #502 Rejects Bids for Water Service Materials and Authorizes Town Clerk to Republish and Repost Notice to Bidders
- #503 Authorization to Publish Advertisement for Disposal of Town of Riverhead Municipal Solid Waste
- #504 Authorizes Submission of Grant Application to NYS Dept. of State for Funding from the Environmental Protection Fund to Undertake a Comprehensive Watershed Study/Watershed Management Plan of the Peconic Estuary
- #505 Homemaker to Voluntarily Reduce Hours to Part Time Position

5/24/06

Town of Riverhead
Community Development Agency

Adopted

Resolution # 4

**AUTHORIZES THE CHAIRMAN TO EXECUTE AN AGREEMENT BETWEEN
THE TOWN OF RIVERHEAD COMMUNITY DEVELOPMENT AGENCY AND
NEWMARK KNIGHT FRANK**

COUNCILMAN BARTUNEK offered the following resolution, was seconded by

COUNCILWOMAN BLASS :

WHEREAS, the Exclusive Agency Agreement by and between the Town of Riverhead and Newmark of Long Island LLC for the sale of the property known as Enterprise Park at Calverton (EPCAL) expired on December 31, 2005; and

WHEREAS, the Town of Riverhead Community Development Agency and Newmark Knight Frank wish to enter into an Exclusive Agency Agreement;

NOW THEREFORE BE IT HEREBY RESOLVED, that the Chairman is hereby authorized to execute the attached Exclusive Agency Agreement by and between the Town of Riverhead Community Development Agency and Newmark Knight Frank; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to Newmark Knight Frank; Community Development Agency, Office of the Town Attorney and the Office of Accounting.

THE VOTE:

Member Dunleavy	Yes	No
Member Blass	Yes	No
Member Densieski	Yes	No
Member Bartunek	Yes	No
Chairman Cardinale	Yes	No

EXCLUSIVE AGENCY AGREEMENT

AGREEMENT made the day of May , 2006, by and between THE TOWN OF RIVERHEAD COMMUNITY DEVELOPMENT AGENCY (hereinafter referred to as the "Principal") with its principal office located at 200 Howell Avenue, Riverhead, New York 11901 and NEWMARK KNIGHT FRANK (hereinafter referred to as the "Agent") with its principal office located at 201 North Service Road, Suite 100, Melville, New York 11747.

WITNESSETH

WHEREAS, Principal is the owner of the remaining land of approximately 1500 acres known as Enterprise Park (EPCAL), Calverton, New York (hereinafter referred to as the "Property").

WHEREAS, Agent is a real estate broker duly licensed by the State of New York.

WHEREAS, Principal desires to grant Agent the sole and exclusive agency to procure the sale of the Property and Agent desires to accept such exclusive right subject to and conditioned upon the terms and provisions contained herein.

NOW, THEREFORE, in consideration of mutual covenants herein contained, Principal and Agent agree as follows:

1. APPOINTMENT OF AGENT:

Principal hereby grants Agent the exclusive agency to procure a sale ("Sale") of the Property for a price on the terms and conditions as may be agreed upon by the Principal and purchaser.

2. TERM:

This Agreement shall commence on the date hereof and shall expire on December 31, 2006.

3. PRINCIPAL'S AND AGENT'S DUTIES:

Principal agrees during the term of this Agreement to refer to Agent all offers and inquiries with respect to Sale of the Property and Agent agrees to make diligent investigations and develop such offers or inquiries, and to canvas, solicit, advertise and otherwise employ its services at its own expense to bring about a Sale of the Property. Negotiations conducted by Agent shall be subject to the

review and final approval of Principal. Principal shall maintain the condition of the Property during the term hereof. In the event the Principal is apprised of any information or conditions that materially adversely affect the marketability of the Property, Principal shall promptly disclose such information or conditions to Agent.

4. OUTSIDE BROKER:

Agent is hereby authorized by Principal to utilize the services of other real estate brokers licensed by the State of New York who are not in the employ of the Agent (hereinafter referred to as the "Outside Broker").

5. ADVERTISING AND PROMOTION;

Upon Principal's approval, Agent shall conduct open house inspections for Outside Brokers. Agent shall furnish monthly status reports of its marketing activities to Principal. At its sole cost and expense, Agent shall create and distribute new promotional flyers and shall advertise appropriately the availability of the Property. Agent, at Agent's sole cost, shall be permitted to install signs at the Property indicating the availability of the Property. Principal shall cooperate with Agent in providing necessary information to market the Property.

6. COMPENSATION:

Sale of Property

Agent shall be entitled to a commission of 2% of the sales price on the happening of any one of the following events: (i) any Sale of the Property within the term of this Agreement by Agent, or (ii) any sale of the Property which occurs with an entity listed on the Pending List within time period as defined in Article 7 below. In the event that Agent shall be entitled to a commission hereunder, then the Purchaser of the Property, or any portion thereof, shall pay Agent a commission as set forth herein. The commission shall be paid to Agent on the date of closing of title. If an Outside Broker is involved in the Sale, Agent shall pay any Outside Broker fifty percent (50%) of the commission actually received by Agent hereunder. If Agent shall negotiate for the Purchaser of the Property or any portion thereof to pay the commission earned and an Outside Broker is involved in the transaction, then in that event the Agent may negotiate a 3% commission that will be shared with the Outside Broker.

Principal shall be free to reject any proposed transaction for any reason; and, if Principal does not enter into a contract for the sale or other disposition of the Property, Agent shall not be entitled to any compensation for any services provided hereunder.

Notwithstanding anything to the contrary contained herein or at law, the Agent shall not be entitled to any compensation or commission nor shall any compensation or commission be due to the Agent if Principal shall lease, sell or transfer title to the Property or any portion thereof to the United States, New York State, Suffolk County, Federal Bureau of Investigation, United States Navy, Army, Air Force, Marines Corps, Federal Aviation Administration, National Transportation Safety Board, Town of Riverhead, Town of Riverhead Community Development Agency, Riverhead Development Corp, Riverhead Central School District, or to any department, instrumentality, public corporation, bureau, agency board or subdivision of any of the foregoing entities.

7. PENDING NEGOTIATIONS:

Within thirty (30) days after the Termination Date, Agent shall deliver to Principal a complete list of any pending and incomplete transactions in connection with the sale of all or part of the Property then under negotiation by Agent on Principal's behalf (hereinafter referred to as the "Pending List"). The Pending List shall contain sufficient information to identify the transaction. In the event any pending transaction on the Pending List is closed within six (6) months after the Termination Date, Principal shall recognize Agent as the exclusive broker and shall pay to Agent a commission in accordance with the terms set forth herein provided the Agent is the procuring cause of the Sale.

8. MISCELLANEOUS:

- a. The parties acknowledge that Agent is not responsible to determine whether toxic or hazardous wastes or substances or other undesirable materials are present at the Property.
- b. The parties acknowledge that the signatories are vested with the authority to execute this Agreement on behalf of their respective parties.
- c. This Agreement shall be governed by the laws of the State of New York and contains the entire understanding of the parties with respect to the subject matter thereof. This Agreement may not be changed or modified orally but only by written instrument signed by the parties. This Agreement shall not be assignable by Agent. This Agreement may not be strictly construed against either Principal or Agent, each party agreeing that it has participated fully and equally in the preparation of this Agreement.
- d. Excluded from this Agreement is current negotiation of Principal with Bob Jessup, or his designated entity, and any sale resulting therefrom.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals as of the day and year first above written.

NEWMARK KNIGHT FRANK, AGENT

Dated: May____, 2006

BY: _____
John T. O'Connor, Principal

TOWN OF RIVERHEAD COMMUNITY
DEVELOPMENT AGENCY, PRINCIPAL

Dated: May____, 2006

BY: _____
Philip J. Cardinale, Chairman

LICENSE AGREEMENT

This License Agreement ("hereinafter License"), made as of the ___ day of _____, 2006, by and between the Town of Riverhead Community Development Agency ("Licensor") with offices located at 200 Howell Avenue, Riverhead, New York and the Eastern Long Island Audubon Society, Inc. ("Licensee"), a not-for-profit corporation, having an address of Post Office Box 206, East Quogue, NY 11942.

WITNESSETH

WHEREAS, the Licensee wishes to utilize a portion of the Town of Riverhead Community Development Agency property known as EPCAL, located at Calverton, New York, for the purposes of monitoring, counting and documenting birds; and

WHEREAS, the Town of Riverhead Community Development Agency wishes to grant the Licensee the right to utilize a portion of said property;

NOW, THEREFORE, in consideration of the mutual agreements herein contained, Licensor and Licensee, for themselves and their successors, hereby agree as follows:

1. Licensing: Upon the terms and conditions hereinafter set forth, Licensor hereby licenses to Licensee the right to use the property owned by the Town of Riverhead Community Development Agency,

known as EPCAL, located in Calverton, New York (hereinafter referred to as the "Licensed Premises"). A portion of the Licensed Premises that is not included in this License Agreement and which the Licensee is not permitted to enter onto is the long runway.

2. Term of the License: The term of this License (the "term") shall be for a period of five (5) years commencing on January 1, 2006 and ending on December 31, 2010. However, said term may be terminated at any time at the option of the Licensor upon thirty (30) days notice in writing to the Licensee.

4. Condition of the Licensed Premises: The Licensee is familiar with the Licensed Premises, has examined same, and except as explicitly hereinafter provided, the Licensee agrees to accept the Licensed Premises in its "as is" condition without reliance upon any representations or warranties of or made by the Licensor.

5. Insurance and Indemnification: The Licensee will be responsible for providing comprehensive general liability insurance in the amount of not less than \$2,000,000 with a company or companies reasonably satisfactory to the Licensor for the term of this License Agreement. The Licensee will provide certificates of the foregoing insurance, showing the Town of Riverhead and the Riverhead Community Development Agency as "Additional Insured" to the extent of their interest. Finally, Licensee agrees to indemnify and hold the Riverhead Community Development Agency, the Town of Riverhead and

their respective officers, employees, agents, representatives and officials harmless from any and all loss or liability associated with its use of the Licensed Premises and related activities described herein, including liability for damages to property or for injuries or death to persons which may arise from, or be attributable or incident to the use by the Licensee and its employees, agents, representatives and concessionaires of the Licensed Premises, excepting liability solely caused by the gross negligence of the Riverhead Community Development Agency, the Town of Riverhead or its employees, agents or representatives. Without limiting the generality of the foregoing, the Licensee agrees to indemnify and hold the Riverhead Community Development Agency, and the Town of Riverhead harmless from any lien claimed or asserted for labor, materials or services furnished to the Licensee in connection with the use of the Licensed Premises. With respect to any suit or claim by the Riverhead Community Development Agency or the Town of Riverhead, whether under this indemnification provision or otherwise, the Licensee, for itself, its agents, employees and representatives, hereby expressly waives any defense which might preclude or limit either enforcement of this indemnification clause or any reasonable attorney's fees incurred by the Riverhead Community Development Agency or the Town of Riverhead securing compliance with the provision of this indemnification agreement. The Licensee will work with the Town of Riverhead to ensure

adequate coverage of all property and liability with all concerned entities being named as "Additional Insured".

6. License Fee: In consideration of the type of work the Licensee intends to conduct at the Licensed Premises, the Licensor agrees to waive the license fee for the use of the Licensed Premises.

7. Use of Licensed Premises: Licensee agrees to utilize the Licensed Premises between the hours of 8:00 a.m. and 12:30 p.m. for the purposes of observing, monitoring and documenting birds.

8. Repair, Maintenance and Inventory of License Premises:

a) The Licensee, at its sole expense, agrees to maintain the Licensed Premises free of trash and debris and to return the premises back to its original condition following completion of the license term.

b) The Licensee shall not alter the Licensed Premises without the prior permission of the Licensor.

9. Assignment: Notwithstanding anything to the contrary contained in this License Agreement, the Licensee shall not assign this license, the use of the Licensed Premises, in whole or in part, or permit the Licensee's interest to be vested in any other party other than the Licensee by operation of law or otherwise without the expressed written consent of the Licensor. A transfer of more than fifty (50%) percent at any one time, or in the aggregate from time to time, of the stock, partnership or other ownership interests of the Licensee, directly or

indirectly, shall be deemed to be an assignment of this License Agreement.

10. Indemnity: The Licensee shall indemnify and hold the Licensor harmless from and against any and all claims, actions, liabilities, losses (including, without limitation, consequential and special damages), costs and expenses (including, without limitation, court costs and reasonable attorney fees and expenses), arising from or in connection with the use of the Licensed Premises.

11. Notices: Any notices to be given under this License Agreement shall be in writing and shall be sent by registered or certified mail, return receipt requested. If such notice is directed to the Licensor, it shall be addressed to the attention of the Riverhead Town Supervisor and the Office of the Riverhead Town Attorney located at 200 Howell Avenue, Riverhead, New York. If such notice is directed to the Licensee, it shall be addressed to Eileen Schwinn at Post Office Box 206 East Quogue, New York 11942.

12. Merger: All prior understandings and agreements between the parties with respect to the subject matter hereof are merged within this License Agreement, which alone, fully and completely sets forth the understanding of the parties with respect to the subject matter hereof. This License Agreement may not be changed or terminated orally, or in any manner, other than in writing signed by the party against whom enforcement is sought.

13. Cross Default: To the extent that the Licensor and Licensee are parties to related agreements, any default under the related agreements shall be deemed to be a default under this License Agreement, and any default under this license shall be deemed a default under such similar agreements.

IN WITNESS WHEREOF, the Licensor and Licensee do hereby execute this License Agreement as of the date and year first above written.

TOWN OF RIVERHEAD COMMUNITY DEVELOPMENT AGENCY

By: _____
Philip J. Cardinale, Chairman

EASTERN LONG ISLAND AUDUBON SOCIETY, INC.

By: _____
Title: _____

MAY 24, 2006

Adopted

TOWN OF RIVERHEAD

GENERAL FUND

BUDGET ADJUSTMENT

RESOLUTION # 484

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

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

		<u>FROM</u>	<u>TO</u>
001.0141000.549000	Miscellaneous Expense	\$475.00	
001.014100.542602	Town Clerk Stationary		\$475.00

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

MAY 24, 2006

TOWN OF RIVERHEAD

GENERAL FUND

BUDGET ADJUSTMENT

RESOLUTION # 485

Adopted

COUNCILMAN DUNLEAVY

offered the following resolution,

which was seconded by COUNCILWOMAN BLASS

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

		<u>FROM</u>	<u>TO</u>
001.016250.541150	Repair and Maintenance	\$5,250.00	
001.016250.542500	Supplies		\$5,250.00

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

MAY 24, 2006

TOWN OF RIVERHEAD

GENERAL FUND

BUDGET ADJUSTMENT

RESOLUTION # 486

Adopted

_____ COUNCILWOMAN BLASS _____ 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>
001.01440.00.542100	Misc. Office Expense	\$381.91	
001.01440.8543500	Equipment		\$381.91

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

MAY 24, 2006

Adopted

TOWN OF RIVERHEAD

PECONIC RIVER BULKHEAD, BIKE & PEDESTRIAN PATH
CONSTRUCTION PROJECT

BUDGET ADJUSTMENT

RESOLUTION # 487

COUNCILMAN BARTUNEK

offered the following resolution,

COUNCILMAN DENSIESKI

which was seconded by _____.

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

		<u>FROM</u>	<u>TO</u>
406.071100.547900.40185	Contingency	\$2,675.00	
406.07110.523018.40185	Construction		\$2,675.00

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No *abstain*

Cardinale Yes No

MAY 24, 2006

Adopted

TOWN OF RIVERHEAD
RECREATION DEPARTMENT
BUDGET ADJUSTMENT
RESOLUTION # 488

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

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

		<u>FROM</u>	<u>TO</u>
001.079890.545000	Teen Center Rent	\$1,500.00	
001.073100.518752	Youth Programs – Swim Lessons	\$1,000.00	
001.070200.512500	Admin Overtime	\$1,405.00	
001.071800.524000	Beaches – Equipment		\$3,905.00

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

MAY 24, 2006

TOWN OF RIVERHEAD

HIGHWAY FUND

BUDGET ADJUSTMENT

RESOLUTION # 489

Adopted

COUNCILWOMAN BLASS 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>
001.050100.542100	Office Expense	\$500.00	
001.050100.524000	Office Equipment		\$500.00

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

MAY 24, 2006

Adopted

TOWN OF RIVERHEAD

COMPUTER NETWORK & SYSTEM TECHNICIAN PROVISIONAL APPOINTMENT

RESOLUTION# 490

Councilman Bartunek offered the following resolution
resolution, which was seconded by Councilman Dunleavy.

WHEREAS, the position of Network & System Technician exists in the Town of Riverhead; and

WHEREAS, the Civil Service List of Eligibles has been exhausted and the Suffolk County Department of Civil Service has granted permission for a provisional appointment; and

WHEREAS, this position was duly posted and all eligible applicants have been considered and the Personnel Committee and the Department Head have made a recommendation.

NOW, THEREFORE, BE IT RESOLVED, that Martin Lynch is hereby appointed provisionally to the position of Computer Network & Systems Technician at Group 3 Step P effective June 12, 2006 subject to the satisfactory completion of a pre-employment drug test if permissible by law.

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

THE VOTE

Dunleavy <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Bartunek <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	

May 24, 2006

TOWN OF RIVERHEAD

Resolution # 491

Adopted

**APPOINTS STUDENT INTERN
IN THE ACCOUNTING DEPARTMENT**

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

WHEREAS, it is beneficial to the Town to hire student interns to work cooperatively with individual Departments during the summer months; and

WHEREAS, it is the desire of the Accounting Department to have student interns appointed to work during the summer months to complete the annual capital asset inventory, and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby appoint Timothy Danowski to the position of Student Intern in the Accounting Department at the hourly rate of pay of \$10.00 per hour effective May 30, 2006 ending September 1, 2006.

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

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

05/24/06

TOWN OF RIVERHEAD

Adopted

Resolution # 492

**RATIFIES THE APPOINTMENT OF
A PARK ATTENDANT II LEVEL IV
TO THE RIVERHEAD RECREATION DEPARTMENT**

COUNCILMAN DENSIESKI offered the following resolution,

which was seconded by COUNCILWOMAN BLASS

RESOLVED, that Kyle Stephenson is hereby appointed as a Park Attendant II Level IV effective, May 22, 2006 to serve as needed on an at will basis to be paid at the rate of \$11.50 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):

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

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 and Kyle Stephenson.

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

¹ Rec. Colleen/ Resolution. Kyle Stephenson Park Attendant II Level IV

05/24/06

TOWN OF RIVERHEAD

Adopted

Resolution # 493

APPOINTS A PARK ATTENDANT III, LEVEL III
TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN BLASS offered the following resolution,

which was seconded by Councilman Dunleavy

RESOLVED, that Steve Bartunek is hereby appointed as a Park Attendant III, Level III effective, June 7th, 2006 to and including September 14th, 2006 and to serve as needed on an at will basis to be paid at the rate of \$11.50 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):

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

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 and Steve Bartunek.

THE VOTE

Dunleavy yes no Bartunek yes no

Blass yes no Densieski yes no

Cardinale yes no

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

ablan

¹ Rec. Jim/ Resolution. Park Attend III Level III Bartunek

05/24/06

TOWN OF RIVERHEAD

Adopted

Resolution # 494

**APPOINTS A SCOREKEEPER LEVEL IV
TO THE RIVERHEAD RECREATION DEPARTMENT**

COUNCILMAN BARTUNEK

_____ offered the following resolution,

which was seconded by **COUNCILWOMAN BLASS**

RESOLVED, that Kenneth Drumm is hereby appointed as a Scorekeeper Level IV effective, May 31, 2006 to serve as needed on an at will basis to be paid at the rate of \$9.50 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):

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

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 and Kenneth Drumm.

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
 Blass yes ___ no Densieski yes ___ no
 Cardinale yes ___ no

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

¹ Rec. Colleen/ Resolution. Scorekeeper Level IV- Ken Drumm

May 24, 2006

TOWN OF RIVERHEAD

Adopted

Resolution # 495

APPOINTS SEASONAL PUMP OUT BOAT OPERATORS

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

WHEREAS, three positions for Seasonal Pump Out Boat Operator exist with the Town of Riverhead; and

WHEREAS, after interviewing all eligible candidates, it is the recommendation of Chief of Police David J. Hegermiller that Christopher Camp, Anthony Messina and Joseph Pipczynski be appointed to this position.

NOW, THEREFORE, BE IT RESOLVED, effective May 24, 2006, the Town Board hereby appoints Christopher Camp, Anthony Messina and Joseph Pipczynski to the position of Seasonal Pump Out Boat Operator at an hourly rate of pay as set forth in the current Town Board resolution that sets salaries of Seasonal Pump Out Boat Operators; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Christopher Camp, Anthony Messina and Joseph Pipczynski, the Chief of Police and the Office of Accounting.

DUNLEAVY YES ___ NO BARTUNEK YES ___ NO

BLASS YES ___ NO DENSIESKI YES ___ NO

CARDINALE YES ___ NO

THIS RESOLUTION IS ___ IS NOT
DECLARED DULY ADOPTED

MAY 24, 2006

Adopted

TOWN OF RIVERHEAD

ACCEPTS RESIGNATION OF SENIOR NEIGHBORHOOD AIDE

RESOLUTION # 496

COUNCILMAN DUNLEAVY

offered the following resolution,

which was seconded by

COUNCILMAN DENSIESKI

WHEREAS, the Town has received a letter of resignation from Beth Morris from the position of Senior Neighborhood Aide effective May 20, 2006.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board hereby accepts the resignation of Beth Morris.

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

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

THIS RESOLUTION IS IS NOT
DECLARED DULY ADOPTED

May 24, 2006

Adopted

TOWN OF RIVERHEAD

ACCEPTS RESIGNATION OF GRANTS COORDINATOR

RESOLUTION # 497

COUNCILMAN DENSIESKI

_____ offered the following resolution,

which was seconded by COUNCILWOMAN BLASS.

WHEREAS, Jennifer Mesiano has notified the Town Supervisor of her resignation from the position of Grants Coordinator.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board hereby accepts the resignation of Jennifer Mesiano effective June 3, 2006.

BE IT FURTHER, RESOLVED, that the Town Clerk be, and is hereby, directed to forward a Certified Copy of this Resolution to Jennifer Mesiano, the Town Supervisor and the Office of Accounting.

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

THIS RESOLUTION IS IS NOT
DECLARED DULY ADOPTED

Adopted

5/24/06

AUTHORIZING THE SUPERVISOR TO SIGN AGREEMENT WITH LONG ISLAND COMPOST INC. AND A MODIFICATION TO THE TOWN'S CURRENT RECLAMATION CONTRACT WITH GRIMES CONTRACTING CO., INC.

RESOLUTION # 06-498

COUNCILWOMAN BLASS offered the following resolution which was seconded by COUNCILMAN DUNLEAVY

WHEREAS, oil tainted sands/soils have been found at the Youngs Avenue Landfill that the New York State Department of Environmental Conservation requires be immediately removed and properly disposed; and

WHEREAS, the New York State Department of Environmental Conservation has approved the bioremediation of this material partially on site and partially on a site on the north side of Youngs Avenue; and

WHEREAS, there is a limited time within which the bioremediation can be conducted; and

WHEREAS, the Town has received a proposal from Long Island Composting, Inc. to perform the bioremediation of the material to be completed within a four month period; and

WHEREAS, as part of this bioremediation project, Grimes Contracting Co. Inc. will deliver, spread and grade reclaimed sand to both bioremediation sites at no additional cost to the Town and will provide and deliver triple ground wood mulch product at the price of \$ 8.50 per cubic yard to both bioremediation sites; and

WHEREAS a change order to the existing reclamation project contract between Grimes Contracting Co. Inc. and the Town will be required for the bioremediation of the material;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is hereby authorized to execute an agreement with Long Island Composting, Inc. and a change order to the current Youngs Avenue Reclamation contract, dated May 20, 2003 in a form and substance recommended and

approved by the Town's special counsel, Frank A. Isler; and it is further

RESOLVED that the Town Clerk is hereby directed to forward a certified copy of this resolution to Frank A. Isler, Esq., the Town Attorney, Kenneth Testa, P.E., Thomas Wolpert, P.E. and John J. Hansen., L.I. Composting, Inc. and Grimes Contracting Co. Inc.

THIS RESOLUTION WAS PREPARED BY FRANK A. ISLER SPECIAL COUNSEL TO THE TOWN BOARD.

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes no
Cardinale yes ___ no

abstain

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

5/24/06

TOWN OF RIVERHEAD

Adopted

Resolution # 499

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

COUNCILMAN DUNLEAVY

offered the following resolution, was seconded by

COUNCILMAN BARTUNEK

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 the attached Purchase of Development Rights Planning, Acquisition and Negotiations Services Agreement with the Peconic Land Trust; and

THE VOTE

Dunleavy	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Bartunek	<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

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to 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.

DUNLEAVY ___ YES ___ NO BARTUNEK ___ YES ___ NO

BLOSS ___ YES ___ NO DENSIESKI ___ YES ___ NO

CARDINALE ___ YES ___ NO

THIS RESOLUTION ___ IS ___ IS NOT
DECLARED DULY ADOPTED

PURCHASE OF DEVELOPMENT RIGHTS PLANNING, ACQUISITION AND
NEGOTIATIONS SERVICES AGREEMENT

THIS AGREEMENT made the _____ day of June, 2006, between the TOWN OF RIVERHEAD, a municipal corporation with offices located at 200 Howell Avenue, Riverhead, Suffolk County, New York, 11901, hereinafter referred to as the "Town," and PECONIC LAND TRUST, INCORPORATED, a non-profit corporation organized and existing under the laws of the State of New York, with a principal place of business at 296 Hampton Road, PO Box 1776, Southampton, New York 11969.

WITNESSETH:

Pursuant to §247 of the General Municipal Law and Article 49 of the Environmental Conservation Law of the State of New York, the Town of Riverhead, Suffolk County, New York, is authorized to acquire interests or rights in real property, for the preservation of open spaces and other areas; and

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

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

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; and

Whereas, the Peconic Land Trust is a regional non-profit land conservation corporation, recognized as a 'public charity' under §501(c)(3) of the Internal Revenue Code;

NOW THEREFORE, IT IS MUTUALLY AGREED BY AND BETWEEN THE PARTIES AS FOLLOWS:

1. The Town of Riverhead retains the services of Peconic Land Trust to assist the Town Board and any of its designees for the following purposes:
 - a. Assist with the refinement, formulation and implementation of land preservation strategies.

- b. Provide "Community Outreach" services on behalf of the Town of Riverhead which are designed to identify potential sellers of development rights and open space and to educate same as to the range of public and private options available. Such services will include but not be limited to: meetings with prospective sellers of development rights and open space, the town board, planning department staff, and the Farmland Preservation Committee.
- c. Prepare "Conservation Opportunity Plans" for specific conservation projects as authorized by the town board or its designee. Coordinate the implementation of such conservation projects with landowners, the town board, planning department staff, and the Town's Farmland Preservation Committee.
- d. Assist with the preparation of applications for matching funding and related land preservation assistance as requested.
- e. Assist with the negotiations and agreements with property owners for the sale of development rights and fee title. In no event however, will Peconic Land Trust negotiate on behalf of the Town and Landowner in the same transaction nor shall the Peconic Land Trust work for both the Town and a Landowner in the same transaction.
- f. The Peconic Land Trust will assist the Town of Riverhead with land stewardship. The following shall be available as requested by the Town:
 - i. Monitoring – PLT will monitor all properties protected by the Town annually. Monitoring would include these three basic steps:

Landowner contact: PLT will notify landowners in writing and try to speak with them in person or by phone to ascertain any changes or projected changes in address or ownership, changes in land use, and any plans for construction of agricultural accessory structures. (Any properties owned in fee by the Town would not require this step.)

Property inspection: Once an appointment was made with the landowner PLT will visit the site and walk the property boundaries as well as any other sensitive areas. Current conditions are compared to the photographs included in the baseline documentation. During the walk PLT will check for encroachments, dumping, and compliance with the terms of the relevant easement or deed.

Written and photographic documentation: New photographs do not need to be taken each monitoring visit, but should be taken at least every three years. After the property inspection a monitoring report would be completed and sent to the Town and landowner.

- ii. Baseline Documentation – As requested by the Town, PLT will prepare Baseline Documentation on various properties held by the Town in fee simple or where the Town owns the development rights. Baseline documentation shall include location maps, a survey, photographs, and any other available information on the property.
2. Peconic Land Trust shall work cooperatively with the Farmland Preservation Committee, the Town Board and the planning board and/or department and the Office of the Town Attorney, to identify and protect the most important sites. It is understood that the trust's primary role is that of facilitator/mediator between the town, other governmental and non-governmental agencies, and landowners for the acquisition of development rights and open space consistent with strategies outlined in the Community Preservation Fund Project Plan.
3. It is the intent of the Town of Riverhead to coordinate and leverage funding for the acquisition of development rights or fee interest wherever possible. Such efforts will require the Trust to coordinate with the State of New York, the County of Suffolk, and other governmental or non-profit entities engaged in land preservation in the Town of Riverhead.
4. It is understood the Peconic Land Trust may also be working on behalf of landowners, or other governmental or non-governmental entities and such arrangements, including any compensation arrangement, will be disclosed to all involved parties, on a case by case basis (see also paragraph 1e above).
5. Prior to the commencement of negotiations, the Farmland Preservation Committee, with consent of the Town Board, will identify and prioritize acquisition parcels. The Town through its authorized agent, shall determine the necessity of obtaining any outside reports or appraisals, and determine other acquisition costs related to each project Peconic Land Trust will be involved in. The Town Board will make the final determination regarding acquisition.
6. Peconic Land Trust shall conduct all activities subject to the approval of the Town Board. For the purposes of this Agreement, negotiations on any particular parcel shall be complete once the Town of Riverhead and the landowner have entered into a formal agreement prepared by the Town Attorney's Office or other formal agreement to preserve the parcel.

7. As compensation for such services, the Town will pay Peconic Land Trust a fee based on Peconic Land Trust's actual time (in accordance with the attached rate schedule) and project expenses (including consultant services related to authorized projects, mileage, postage, telephone and other relevant out-of-pocket expenses) upon submission of a purchase order. The invoice and purchase order will be submitted to the Office of the Town Attorney by Peconic Land Trust on a monthly basis, to be paid by the Town of Riverhead on a monthly basis. Peconic Land Trust shall supply information regarding services they have performed as may be requested by the town.
8. The Office of the Town Attorney shall be the responsible agent for obtaining any necessary appraisals, surveys, title certifications, or other reports necessary to determine the fair market value of the property or for contract or closing purposes.
9. The Agreement shall commence as of the January 1, 2006, and shall expire December 31, 2006, unless otherwise terminated pursuant to paragraph 10 hereof.
10. This Agreement may be terminated by either party and for any reason upon 30 days written notice to the other party. In that event this Agreement is terminated pursuant hereto; Peconic Land Trust shall be compensated for the value of services and expenses incurred.
11. Upon approval by resolution of the Town Board, this Agreement may be modified in writing. There shall be no oral modifications of this Agreement all modifications shall be in writing.
12. This Agreement shall be construed according to the laws of the State of New York.

IN WITNESS WHEREOF, this Agreement has been duly executed by the parties hereto.

TOWN OF RIVERHEAD

PECONIC LAND TRUST

By: _____
Philip J. Cardinale
Supervisor

By: _____
John V. Halsey
President

2006 Hourly Rate Schedule of Peconic Land Trust Staff and Consultants

Peconic Land Trust, Incorporated

President	\$ 140 / hour
Vice President	\$ 105 / hour
Program Directors (Marian Sumner)	\$ 95 / hour
Senior/Design Manager (Dawn Haight)	\$ 80 / hour
Project/Program Managers	\$ 75 / hour
Project Associates	\$ 50 / hour
Project Assistants (Laura Fischer)	\$ 40 / hour
Stewardship Manager – Labor Rate	\$ 45 / hour
Stewardship Manager – Consultant Rate	\$ 65 / hour
Stewardship Manager – Tractor Rate	\$ 90 / hour
Stewardship Assistant – Labor Rate	\$ 40 / hour
Stewardship Assistant – Tractor Rate	\$ 90 / hour
Stewardship Apprentices – Labor Rate	\$ 35 / hour
Stewardship Apprentices – Tractor Rate	\$ 90 / hour

5/24/2006

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 500

Amends Resolution 424-2006 (Authorizes Town Clerk to Publish and Post Public Notice for Public Hearing Regarding a Local Law to Amend Chapter 108, Article XIII, Supplementary Use Regulations, to Add 108-64.6 "Prohibited Uses" of the Riverhead Town Code

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

WHEREAS, a public hearing notice for Chapter 108-64.6 "Prohibited Uses" was adopted on May 2, 2006 at a regular Town Board meeting with a publication date of May 11, 2006, and a time of 7:10 p.m. o'clock;

WHEREAS, the public hearing notice was erroneously published in the News Review as a hearing time of 7:05 p.m. o'clock;

RESOLVED, that the public hearing time for the Chapter 108-64.6 hearing scheduled for June 6, 2006 will be held at 7:05 p.m. o'clock, published time, instead of the originally scheduled time of 7:10 p.m. o'clock.

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to send this resolution to the Town Attorney, Fire Marshall, Code Enforcement, Zoning Board of Appeals, Architectural Review Board, Planning Board, Planning Department and Building Department.

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
 Blass yes ___ no Densieski ___ yes no
 Cardinale yes ___ 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 6th day of June, 2006 at 7:05 o'clock p.m., at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons to consider a local law to amend CHAPTER 108, ARTICLE XIII, Supplementary Use Regulations, to add §108-64.6 "Prohibited Uses" of the Riverhead Town Code as follows:

§ 108-64.6. Prohibited uses.

A. Residential storage restrictions.

1. No part of any front yard in a residential zoning district, or residentially utilized lot or tract of land, whether or not improved by a building or structure, other than a driveway, shall be used for the parking or storing of motor vehicles, vehicles, trailers or vessels.

2. A temporary trailer or prefabricated dwelling which has been issued a permit pursuant to §108-64 of this chapter by the Building Department shall be permitted in the front yard of a residential zoning district, or residentially utilized lot or tract of land.

3. Boats and trailers. Not more than one (1) trailer, which must be registered in the State of New York or in any other competent jurisdiction, or one (1) boat, including the boat trailer on which it rests, may be parked or stored in the driveway of a residential zoning district, or residentially utilized lot or tract of land. The failure to have a current license plate affixed to said trailer shall be presumptive evidence that such trailer is not registered.

4. No person shall use, operate or maintain any van, truck or other automobile cab, body, container or other compartment, for purposes of utilizing such as a shed, accessory building, accessory structure or other storage-type structure in a residential zoning district or residentially utilized lot or tract of land whether or not improved by a building or structure unless a permit has been issued for such by the Building Department.

(a). Temporary storage. Any person owning property in a residential zoning district, or residentially utilized lot or tract of land, which is improved by a building or structure, or occupying the same as tenant, who shall desire to use or permit such property or any part thereof to be used for the storage, parking or maintenance of a trailer or container for temporary storage shall obtain a permit for such from the Building Department.

(b). A fee of twenty-five (\$25.00) dollars will be required for each permit issued.

(c). The length of time that such trailer or container shall be permitted to remain shall be thirty (30) days with two (2) thirty (30) day extensions. No further extensions are permitted and it shall be mandatory that the trailer or container be removed at the end of the time permitted. If the trailer or container is not removed, there shall be a fine of one hundred (\$100.00) dollars per day imposed upon the owner of the trailer or container for each day that it remains beyond the time limit. If the trailer or container remains in violation for more than ten (10) days, the Building Department may, after notifying the owner of said trailer or container in writing by certified or registered mail, return receipt requested, cause the trailer or container to be removed. The expense of such removal and any storage charges resulting shall be paid by the owner of the trailer or container, and if said cost is not paid within ten (10) days, the Building Department may advertise the public sale of the trailer or container in the official paper of the Town of Riverhead and sell to the highest bidder. The moneys realized from the sale shall be applied to any fines outstanding and to reimburse the Town of Riverhead for any expense incurred in moving and storing the trailer or container. If there shall be any excess, it shall be remitted to the former owner of the trailer or container.

B. Parking of commercial vehicles.

1. Prohibitions. The parking of commercial vehicles with a gross vehicle weight rating of 10,000 pounds or more on residential streets, residential property or residentially utilized lots or tracts of land is hereby prohibited.

2. Exceptions. The following shall be excepted from the provisions of this subsection:

(a). Motor vehicles with a gross vehicle weight rating of not more than 10,000 pounds.

(b). Commercial vehicles in the process of making local deliveries.

(c). Commercial vehicles owned by public utilities and governmental and municipal agencies where necessary for the maintenance, repair and construction of public utility and governmental and municipal services and facilities.

Dated: Riverhead, New York
May 2, 2006

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

BARBARA GRATTAN, Town Clerk

05/24/06

Adopted

TOWN OF RIVERHEAD

Resolution # 501

AUTHORIZES TOWN CLERK TO POST AND PUBLISH PUBLIC NOTICE FOR PUBLIC HEARING REGARDING A LOCAL LAW TO AMEND CHAPTER 108 (ZONING) OF THE RIVERHEAD TOWN CODE

COUNCILMAN DUNLEAVY

offered the following resolution,

which was seconded by **COUNCILMAN BARTUNEK**:

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the June 1, 2006 issue of the News Review Newspaper, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further

RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to the Town Board, Town Attorney, Building Department; the Riverhead; the Planning Board; Architectural Review Board, the Planning Department.

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ 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 20th day of June at 2:25 o'clock p.m., at Riverhead Town Hall to hear all interested persons to consider a local law to amend Chapter 108 entitled "Zoning" of the Riverhead Town Code as follows:

~~§ 108-115. Existing structures. [Added 9-5-1978]~~

~~The Town Board, pursuant to the terms of this article, § 108-3 and the standards set forth in § 108-76B, may issue a special permit for the reconstruction, renovation or occupancy of existing structures situate in the Professional Service Building Use District. In granting a special permit for the reconstruction, renovation or occupancy of an existing structure, the Town Board may, upon the proper findings of fact, include in the special permit variances to the Zoning District Use Schedule and the Parking Schedule. EN~~

Dated: Riverhead, New York
May 24, 2006

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

BARBARA GRATTAN, Town Clerk

May 24, 2006

Adopted

TOWN OF RIVERHEAD

**REJECTS BIDS FOR WATER SERVICE MATERIALS AND
AUTHORIZES TOWN CLERK TO REPUBLISH &
REPOST NOTICE TO BIDDERS**

RESOLUTION # 502

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

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for the purpose of receiving bids for water service materials; and

WHEREAS, bids were received on the day and at the time specified in the notice to bidders; and

WHEREAS, after reviewing the bids, it was determined that it would be in the best interest of the Town of Riverhead to reject the bids received and republish and repost the notice to bidders for water service materials.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and is hereby authorized to republish and repost 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.

DUNLEAVY YES ___ NO BARTUNEK YES ___ NO
BLASS YES ___ NO DENSIESKI YES ___ NO
CARDINALE YES ___ NO

THIS RESOLUTION IS ___ IS NOT
DECLARED 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 **June 9, 2006**.

Bid Specifications and/or Plans may be examined and/or obtained at the Town Clerk's office at Town Hall Monday through Friday (except holidays) between the hours of 8:30 a.m. and 4:30 p.m. or by visiting the Town of Riverhead website at **www.riverheadli.com**. Click on "Bid Requests".

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 addressed to: **TOWN CLERK, TOWN OF RIVERHEAD, 200 HOWELL AVENUE, RIVERHEAD, NEW YORK, 11901**, and bear the designation: **BID FOR WATER SERVICE MATERIALS**.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

May 24, 2006

Adopted

TOWN OF RIVERHEAD

Resolution # 503

AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR DISPOSAL OF TOWN OF RIVERHEAD MUNICIPAL SOLID WASTE

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

WHEREAS, the Town Clerk is authorized to publish and post a Notice To Bidders for proposals for the DISPOSAL OF TOWN OF RIVERHEAD MUNICIPAL SOLID WASTE.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk is hereby authorized to publish and post the following public notice in the June 1, 2006 issue of the News Review.

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

THE VOTE

Dunleavy Yes No Bartunek 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 **DISPOSAL OF MUNICIPAL SOLID WASTE** for 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 am on June 8, 2006.**

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 am and 4:30 pm or on our website at **www.riverheadli.com.**

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 DISPOSAL OF MUNICIPAL SOLID WASTE.**

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

Adopted

5/24/06

Town of Riverhead
Resolution 504

AUTHORIZES SUBMISSION OF GRANT APPLICATION TO NYS DEPARTMENT OF STATE FOR FUNDING FROM THE ENVIRONMENTAL PROTECTION FUND TO UNDERTAKE A COMPREHENSIVE WATERSHED STUDY/WATERSHED MANAGEMENT PLAN OF THE PECONIC ESTUARY SYSTEM

COUNCILMAN BARTUNEK

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

WHEREAS, the Town of Riverhead, in cooperation with the Peconic River Fish Restoration Commission, has pursued funding for a variety of projects involving both dam safety and fish passage improvements; and

WHEREAS, the projects require permits from the NYS Department of Environmental Conservation the application for which necessitates a Comprehensive Watershed Analysis of the Peconic River Watershed System from Brookhaven Town to Peconic Avenue in the Town of Riverhead; and

WHEREAS, the Town of Riverhead has substantially completed a Local Waterfront Revitalization Program, the goals and objectives of which encourage preservation of the ecology of the Peconic River and increased public access to waterfront areas; and

WHEREAS, the NYS Environmental Protection Fund Program provides funding for the preparation of a waterbody/watershed management plan.

THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the Community Development Director to submit an application for funding in the amount of \$40,250 from the NYS Department of State for funds to undertake a Comprehensive Watershed Analysis which, upon completion will serve as the foundation for permits applications required by the NYS Department of Environmental Conservation for certain dam safety and fish passage improvements necessary and appropriate in the Peconic River system.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to provide a certified copy of this resolution to Mr. Steve Ridler, Assistant Bureau Chief, Division of Coastal Resources, NYS DOS, 41 State Street, 8th Floor, Albany, NY 12231-0001, and Andrea Lohneiss, Community Development Director.

THE VOTE

Dunleavy	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Bartunek	<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

May 24, 2006

Adopted

TOWN OF RIVERHEAD

HOMEMAKER TO VOLUNTARILY REDUCE HOURS TO PART TIME POSITION

RESOLUTION # 505

COUNCILWOMAN BLASS

_____ offered the following resolution,

which was seconded by _____ **COUNCILMAN BARTUNEK** _____.

WHEREAS, Donna Sinko, a Full Time Homemaker in the Nutrition Department, has voluntarily agreed to reduce her hours to a Part Time Homemaker position effective May 30, 2006, and

NOW, THEREFORE, BE IT RESOLVED, that effective May 30, 2006 Donna Sinko will reduce her hours to a Part Time Homemaker position.

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

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

THIS RESOLUTION IS IS NOT
DECLARED DULY ADOPTED