

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

**September 19, 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 Department  
Sewer District  
Water Department**

**PUBLIC COMMENT ON ANY RESOLUTIONS LISTED BELOW:**  
**COMMUNITY DEVELOPMENT AGENCY MEETING:**

- #9 Authorizes the Agency to Undertake and Update the 1993 East Main Street Urban Renewal Plan and to Prepare a Generic Environmental Impact Statement in Conjunction with that Comprehensive Planning Process
- #10 A Resolution Calling a Public Hearing on the Agency's Designation of Riverhead Renaissance LLC as a Qualified and Eligible Sponsor for Downtown Redevelopment Project

**REGULAR TOWN BOARD MEETING:**

- #855 Approves Site Plan of Browning Hotel Properties, Inc.
- #856 Recreation Fund Budget Adjustment
- #857 General Fund Budget Adjustment
- #858 Ratifies John P. Kujawski & Sons Development Rights Budget Adoption
- #859 Riverhead Sewer District Budget Adjustment
- #860 Peconic Avenue Pedestrian Crossing Project Budget Adoption
- #861 Amends Resolution #820 Approving Chapter 90 Application of the Peconic Bay Region of the AACA (Antique Car Show)
- #862 Authorizes the Release of a Bond for Maidstone Development (Social Security Office)
- #863 Accepts 5% Bond of Lee Browning Sr.- Browning Hotel Properties LLC
- #864 Appoints Member to the Industrial Development Agency (B. Belmonte)

- #865 Ratifies the Attendance of Karin Gluth at a GIS Course
- #866 Appoints a P/T Recreation Leader to the Riverhead Recreation Department (N. Marz)
- #867 Authorizes the Supervisor to Execute an Agreement setting the Terms of Employment with a Department Head
- #868 Accepts Resignation of Cashier (L. Darrow)
- #869 Appoints Kevin Macbee to the Position of Senior Town Investigator in the Town Attorney's Office
- #870 Transfer of a Maintenance Mechanic III to the Sewer Department (C. Schroeher)
- #871 Appoints Maintenance Mechanic II in the Water Department (M. Argenti)
- #872 Authorizes CSEA President to Attend Delegates Meeting
- #873 Approves Request for Leave of Absence (R. Tribuzio)
- #874 Accepts the Retirement of John Hansen in the Accounting Department
- #875 Authorizes Supervisor to Execute Agreement for Grant Funds with the New York State Division of Criminal Justice Services
- #876 Authorization to Publish Advertisement for Two Kiosk Interactive Computer Terminals
- #877 Authorizes Town Clerk to Republish and Repost Public Notice for a Local Law to Consider an Amendment to Chapter 107 Entitled, "Tidal and Freshwater Wetlands" of the Riverhead Town Code

- #878 Authorizes Town Clerk to Post and Publish Public Notice for Public Hearing Regarding Requests for Shift of Operations into an Empire Zone
- #879 Authorizes Town Clerk to Post and Publish Public Notice for Public Hearing Regarding Local Law to Amend Chapter 108 Entitled< “Zoning” of the Riverhead Town Code (Zoning- Empire Zone)
- #880 Resolution of Support for the Town of Riverhead RESTORE NY COMMUNITIES INITIATIVE Application as a Critical Component of Downtown Redevelopment
- #881 Awards Bid for Disposal of Demolition and Construction Debris
- #882 Adopts a Local Law to Repeal § 108-56.1 of the Riverhead Town Code Entitled, “Penalties for Offenses Against Sign Provisions”
- #883 Adopts a Local Law Amending Chapter 101 Entitled, “Vehicles and Traffic” of the Riverhead Town Code (108-8.1 Weight Limits)
- #884 Pays Bills

09/19/06

Adopted

TOWN OF RIVERHEAD

Community Development Agency

Resolution # 9

AUTHORIZES THE AGENCY TO UNDERTAKE AND  
UPDATE THE 1993 EAST MAIN STREET URBAN RENEWAL PLAN  
AND TO PREPARE A GENERIC ENVIRONMENTAL IMPACT STATEMENT  
IN CONJUNCTION WITH THAT COMPREHENSIVE PLANNING PROCESS

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

WHEREAS, in October 1993, pursuant to the General Municipal Law of the State of New York, the Town of Riverhead Community Development Agency adopted an Urban Renewal Plan for East Main Street and through which the Community Development Agency created the Town of Riverhead East Main Street Urban Renewal Area; and

WHEREAS, in November of 2003, the Town Board of the Town of Riverhead adopted a Comprehensive Master Plan pursuant to section 272 of the Town Law of the State of New York; and

WHEREAS, In November 2003, in compliance with rules and regulations promulgated by the Department of Environmental Conservation and set forth in 6 NYCRR Part 617 (State Environmental Quality Act), the Town Board of the Town of Riverhead completed a Generic Environmental Impact Statement in connection with the adoption of the Comprehensive Master Plan and adopted a Findings Statement supporting the conclusions and determinations set forth in the Comprehensive Master Plan; and

WHEREAS, in accordance with the recommendations set forth in the Comprehensive Master Plan, the Town Board adopted new zoning use districts which includes the area encompassed by the East Main Street Urban Renewal Plan; and

WHEREAS, Riverhead Renaissance, LLC, has proposed to redevelop certain property within the East Main Street Urban Renewal Area provided it is determined to be a Qualified and Eligible Sponsor by the Community Development Agency; and

WHEREAS, the adoption of the Comprehensive Master Plan, together with the amendments to the Town's zoning ordinance which includes the East Main Street Urban Renewal Area, warrant a review of the East Main Street Urban

Renewal Plan to ensure its consistency with the Comprehensive Master Plan and the recent amendments to the Town's zoning ordinance; and

WHEREAS, it is anticipated that this review will result in the need for modifications and amendments to the Town of Riverhead's East Main Street Urban Renewal Plan, and

WHEREAS, the potential redevelopment of the East Main Street Urban Renewal Area by Riverhead Renaissance, LLC and others may generate environmental and/or socio-economic impacts which should be the subject of further environmental review; and

WHEREAS, the Community Development Agency believes that the most appropriate means of evaluating these potential impacts is by undertaking a Generic Environmental Impact Statement in conjunction with the update of the Urban Renewal Plan for the East Main Street Urban Renewal Area; and

WHEREAS, in August of 2006, Riverhead Renaissance, LLC was designated to be the Master Developer for the Town's East Main Street Urban Renewal Area; and

WHEREAS, as the Town's designated Master Developer, Riverhead Renaissance, LLC, has agreed to fund the cost of updating the East Main Street Urban Renewal Plan as well as the cost of preparing the aforementioned GEIS, according to terms and conditions of the Master Developer Designation Agreement ("MDDA") between Riverhead Renaissance, the CDA and other Town Agencies dated August 10, 2006,

NOW, THEREFORE, BE IT

RESOLVED, that for all of the foregoing reasons, the Agency hereby agrees to authorize the review and, if appropriate, proposed amendment of the Riverhead East Main Street Urban Renewal Plan by consultants and special counsel selected in accordance with the MDDA; and be it further

RESOLVED, that the amendment of the Town of Riverhead East Main Street Urban Renewal Plan constitutes a Type I action pursuant to 6 NYCRR Part 617.4(b)(1); and be it further

RESOLVED, that since there are a number of redevelopment projects proposed for the East Main Street Urban Renewal Area, a Generic Environmental Impact Statement ("GEIS") should be prepared in connection with the review and amendment of the Riverhead East Main Street Urban Renewal Plan ("URP"); and be it further

RESOLVED, that the following are potentially involved agencies: the Town Board of the Town of Riverhead, and the Town Planning Board; and be it further

RESOLVED, that the Community Development Agency wishes to assume Lead Agency status in connection with the SEQRA review of the project, and be it further

RESOVLED, that the Community Development Agency directs that a Lead Agency coordination letter be circulated among the involved agencies together with a distribution package of a location map, and such other information as has been prepared to date regarding such review and amendment of the URP, and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to Philip J. Cardinale, Chairman, Town of Riverhead Community Development Agency; Town of Riverhead Community Development Department, Andrea Lohneiss, Director; Town Attorney; Twomey, Latham, Shea, Kelley, Dubin, Reale and Quartararo, LLP; Riverhead Renaissance, LLC; Richard Hanley, Planning Director; and The Weber Law Group.

THE VOTE  
Dunleavy  yes \_\_\_ no \_\_\_ Bartunek  yes \_\_\_ no \_\_\_  
Bless  yes \_\_\_ no \_\_\_ Deniscki  yes \_\_\_ no \_\_\_  
Cardinale  yes \_\_\_ no \_\_\_  
THE RESOLUTION  WAS \_\_\_ WAS NOT  
THEREFORE DULY ADOPTED

09/19/06

**Adopted**

Town of Riverhead

Community Development Agency

Resolution # 10

A Resolution Calling a Public Hearing on the Agency's Designation of Riverhead Renaissance LLC as a Qualified and Eligible Sponsor for a Downtown Redevelopment Project

Member **COUNCILMAN DUNLEAVY** offered the following resolution,

which was seconded by Member **COUNCILMAN DENSIESKI** :

**WHEREAS**, the Town of Riverhead (the "Town") and the Town of Riverhead Parking District No. 1 (the "Parking District"), (collectively known as the "Municipal Entities") are the owners of land currently designated as parking facilities along the Peconic Riverfront south of Main Street and the Parking District is the owner of land on north side of Main Street currently designated as parking facilities (the two parcels of land collectively referred to as the "Project Parcels"); and

**WHEREAS**, Riverhead Renaissance LLC has submitted to the Town of Riverhead Community Development Agency (the "Agency") a proposal for the redevelopment of the Project Parcels, and the Agency is considering designating Riverhead Renaissance LLC the "qualified and eligible sponsor" (the "Sponsor") for said redevelopment, pursuant to the established rules and procedures provided by the Agency and in accordance with the requirements of General Municipal Law Sections 507(2)(d), which redevelopment is as depicted in the Downtown Riverfront Redevelopment Project Phase I Status Update on file in the Riverhead Town Clerk's Office; and

**WHEREAS**, the Agency believes the redevelopment is consistent with the purposes and objectives of the East Main Street Urban Renewal Plan for the East Main Street Improvement Area adopted by the governing board of the Agency on October 19, 1993 in that it will encourage the development and rehabilitation of buildings and structures that will enhance the physical appearance of the Town, stimulate economic development and promote tourist related activities within the East Main Street Improvement Area; and

**WHEREAS**, Sections 556(2) and 507(2)(d) of the General Municipal Law require that a public hearing, following at least ten (10) days public notice, be held by the Agency on the question of designating Riverhead Renaissance LLC the Sponsor for the redevelopment of the Project Parcels; and

**WHEREAS**, the Agency now desires to call a public hearing on the designation of Riverhead Renaissance LLC as a Sponsor for the redevelopment of the Project Parcels as depicted; and

**WHEREAS**, a majority of the Town Board of the Town of Riverhead, acting as Members of the Agency, will attend such public hearing, **NOW**

**THEREFORE, BE IT RESOLVED**, by the Members of the Agency, as follows:

Section 1. A public hearing will be held at Riverhead Town Hall, 200 Howell Avenue, in Riverhead, New York in said Town on October 3, 2006 at 7:35 P.M., Prevailing Time, on the question of designating Riverhead Renaissance LLC the Sponsor for the redevelopment of the Project Parcels as depicted in the Downtown Riverfront Redevelopment Project Phase I Status Update on file in the Riverhead Town Clerk's Office and consistent with the goals and objectives of the East Main Street Urban Renewal Plan for the East Main Street Improvement Area by encouraging the development and rehabilitation of buildings and structures that will enhance the physical appearance of the Town, stimulate economic development and promote tourist related activities within the East Main Street Improvement Area and to hear all persons interested in the subject thereof, concerning the same, and to take such action thereon as is required or authorized by law.

Section 2. The Secretary of the Agency is hereby authorized and directed to cause a copy of the Notice of Public Hearing hereinafter provided to be published once in the News-Review, the newspaper hereby designated as the official newspaper for this purpose and one having general circulation in, and available to residents of, the Town, such publication to be made not less than ten (10) days before the date designated for the hearing. The Secretary is hereby further authorized and directed to cause a copy of such Notice of Public Hearing to be posted in such places as she deems appropriate under the circumstances, such posting to be done not less than ten (10) days before the date designated for the hearing.

Section 3. The Notice of Public Hearing shall be in substantially the form attached:

**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**

NOTICE OF PUBLIC HEARING

TOWN OF RIVERHEAD COMMUNITY DEVELOPMENT AGENCY

TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK

NOTICE IS HEREBY GIVEN that the Members of the Town of Riverhead Community Development Agency, Town of Riverhead, Suffolk County, New York (the "Agency"), will meet at the Town of Riverhead Town Hall, 200 Howell Avenue, in Riverhead, New York, in said Town, on October 3, 2006 at 7:35 P.M., Prevailing Time, for the purpose of conducting a public hearing on whether Riverhead Renaissance, LLC should be designated the "qualified and eligible sponsor" for the redevelopment of two parcels of land and the improvements located thereon on the north side of East Main Street, Riverhead, New York and along the Peconic Riverfront, both parcels currently being utilized as parking facilities as depicted in the Downtown Riverfront Redevelopment Project Phase I Status Update on file in the Riverhead Town Clerk's Office and consistent with the goals and objectives of the East Main Street Urban Renewal Plan for the East Main Street Improvement Area by encouraging the development and rehabilitation of a structure that will enhance the physical appearance of the Town, stimulate economic development and promote tourist related activities within the East Main Street Improvement Area.

At said public hearing the Members of the Agency will hear all persons interested in the subject matter thereof.

Dated: Riverhead, New York  
September 21, 2006

BY ORDER OF THE MEMBERS OF THE TOWN OF RIVERHEAD  
COMMUNITY DEVELOPMENT AGENCY, TOWN OF RIVERHEAD  
SUFFOLK COUNTY, NEW YORK

By \_\_\_\_\_  
Andrea H. Lohneiss  
Secretary

Section 4. This resolution shall take effect immediately.

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

**The Vote:**

Member Bartunek	_____	Member Dunleavy	_____
Member Blass	_____	Member Densieski	_____
Chairman Cardinale	_____		

# Adopted

September 19<sup>th</sup>, 2006

## TOWN OF RIVERHEAD

Resolution #855

### APPROVES SITE PLAN OF BROWNING HOTEL PROPERTIES, INC.

\_\_\_\_\_ **COUNCILMAN DENSIESKI** \_\_\_\_\_ offered the following resolution,  
which was seconded by \_\_\_\_\_ **COUNCILMAN DUNLEAVY** \_\_\_\_\_:

**WHEREAS**, a site plan application was submitted by Browning Hotel Properties, Inc. to construct two hotels totaling 254 rooms with related site improvements, upon real property located at the north side of Route 58 just east of the intersection of the Long Island Expressway, New York, known and designated as Suffolk County Tax Map Number 0600-118-02-2.0 and 3.0, and

**WHEREAS**, the Planning Department has reviewed the site plan including a zoning details and floor area schedule last revised 8/14/06; a site and alignment plan, a grading plan, a drainage plan, a utility plan, and a landscape plan last revised 7/19/06; an existing conditions and soil borings plan last revised 7/13/06; details pages dated 8/15/05; and a lighting plan last revised 4/3/06 as prepared by Eshwar Kosuri, P. E., and elevations dated 5/26/06 for the Hilton Garden Inn 6/6/06 for the Marriot Residence Inn as prepared by Eshwar Kosuri, P. E., 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 F23605 of the Office of the Financial Administrator of the Town of Riverhead in the amount of \$10,700 and check number 1285 in the amount of \$14,300; 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 Browning Hotel Properties Inc. the Riverhead Town Board hereby declares itself to be the Lead Agency

and further determines the Action to be Type I pursuant to 6NYCRR Part 617 without significant adverse impacts upon either the natural or social environment and that a Draft Environmental Impact Statement need not be prepared.

**BE IT FURTHER**

**RESOLVED**, that in the consideration of the subject site plan, the Town Board hereby determines to relax certain dimensional standards pursuant to section 108-332 of the Riverhead Zoning Ordinance.

**BE IT FURTHER**

**RESOLVED**, that the site plan submitted by Browing Hotel Properties, Inc. to construct two hotels totaling 254 rooms with related site improvements, site plan prepared by Eshwar Kosuri, P. E., including a zoning details and floor area schedule last revised 8/14/06; a site and alignment plan, a grading plan, a drainage plan, a utility plan, and a landscape plan last revised 7/19/06; an existing conditions and soil borings plan last revised 7/13/06; details pages dated 8/15/05; and a lighting plan last revised 4/3/06 and elevations prepared by Eshwar Kosuri, P. E., and dated 5/26/06 for the Hilton Garden Inn 6/6/06 for the Marriot Residence Inn, is hereby approved by the Town Board 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, First Baptist Church of Riverhead hereby authorizes and consents to the Town of Riverhead to enter premises at Northville Turnpike, Riverhead, New York 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 new utilities shall be constructed underground;
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 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.
14. That no building permit for the second hotel shall issue prior to redemption of 71.866 agricultural preservation credits pursuant to Article LXII of the Riverhead Zoning Ordinance.
15. That no building permit shall issue prior to the recording of the required cross easements and temporary grading easement to the satisfaction of the Town Attorney.

16. That no building permit shall issue prior to the owners duly merging the subject lots into the same ownership.
17. That no Certificate of Occupancy shall issue prior to the approval of the Planning Director of a site irrigation system design utilizing an irrigation well of 45 gallons per minute or less to provide the exclusive water supply for all irrigation systems.
18. 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 Browning Hotel Properties, Inc., 5000 Express Dr. South, Ronkonkoma, New York, 11779; the Riverhead Planning Department; the Riverhead Building Department; the Town Attorney and the Town Engineer.

*Planning Department*

**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**

September 19, 2006

Adopted

TOWN OF RIVERHEAD

RECREATION FUND

BUDGET ADJUSTMENT

RESOLUTION # 856

COUNCILMAN DUNLEAVY \_\_\_\_\_ offered the following resolution,  
COUNCILMAN BARTUNEK  
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>
006.000000.320006	Recreation Program	17,000	
006.076250.524000	Softball League Equipment		17,000

**THE VOTE**

Dunleavy  Yes  No      Bartunek  Yes  No  
 Blass  Yes  No      Densieski  Yes  No  
 Cardinale  Yes  No

September 19, 2006

Adopted

TOWN OF RIVERHEAD

GENERAL FUND

BUDGET ADJUSTMENT

RESOLUTION # 857

COUNCILMAN BARTUNEK

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>
001.092680.466000	Insurance Recovery	73,000	
001.016200.542500	Shared Service, Supplies & Service		63,000
001.016200.524000	Shared Services, Equipment		10,000

**THE VOTE**

Dunleavy  Yes  No

Bartunek  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

# Adopted

TOWN OF RIVERHEAD

RATIFIES JOHN P. KUJAWSKI & SONS DEVELOPMENT RIGHTS

BUDGET ADOPTION

RESOLUTION # 858

\_\_\_\_\_ Councilwoman Blass \_\_\_\_\_ offered the following resolution,  
which was seconded by \_\_\_\_\_ Councilman Densieski \_\_\_\_\_.

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

		<u>FROM</u>	<u>TO</u>
406.019400.494200.42052	Serial Bond Proceeds	\$2,503,000	
406.019400.521000.42052	Land Acquisition		2,478,000
406.019400.543000.42052	Professional Services		25,000

**THE VOTE**

Bartunek  Yes  No

Dunleavy  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

September 19, 2006

# Adopted

**TOWN OF RIVERHEAD**

**RIVERHEAD SEWER DISTRICT**

**BUDGET ADJUSTMENT**

**RESOLUTION # 859**

**COUNCILMAN DENSIESKI**

offered the following resolution,

**COUNCILMAN BARTUNEK**

which was seconded by \_\_\_\_\_

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

		<b><u>FROM</u></b>	<b><u>TO</u></b>
114.000000.360924	Appropriated Fund Balance Sewer	\$53,400	
114.081300.547504	Sanitation Disposal Expense		\$53,400
128.000000.360924	Appropriated Fund Balance Scavenger Waste	\$53,400	
128.081890.547504	Sanitation Disposal Expense		\$53,400

**THE VOTE**

**Dunleavy** ✓ Yes \_\_\_ No

**Bartunek** ✓ Yes \_\_\_ No

**Blass** ✓ Yes \_\_\_ No

**Densieski** ✓ Yes \_\_\_ No

**Cardinale** ✓ Yes \_\_\_ No

This resolution prepared by Jill Sollazzo for the Riverhead Sewer District

SEPTEMBER 19, 2006

Adopted

TOWN OF RIVERHEAD

PECONIC AVENUE PEDESTRIAN CROSSING PROJECT

BUDGET ADOPTION

RESOLUTION # 860

COUNCILMAN BARTUNEK

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 adoption:

		<u>FROM</u>	<u>TO</u>
406.069800.491000.40187	Suffolk County - Downtown	50,000.	
406.051400.523041.40187	Construction of Pedestrian Crossing		50,000

**THE VOTE**

Dunleavy  Yes  No

Bartunek  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

9/19/06

Adopted

TOWN OF RIVERHEAD

Resolution # 861

**AMENDS RESOLUTION #840 APPROVING CHAPTER 90 APPLICATION OF THE PECONIC BAY REGION OF THE AACA (ANTIQUÉ CAR SHOW)**

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

**WHEREAS**, on August 23, 2006, the Peconic Bay Region of the AACA had submitted a Chapter 90 Application for the purpose of conducting an Antique Car Show to be held at the Hallockville Museum, 6038 Sound Avenue, Riverhead, New York, on October 15, 2006, having a rain date of October 22, 2006, between the hours of 10:00 a.m. and 5:00 p.m.; and

**WHEREAS**, the Peconic Bay Region of the AACA has completed and filed a Short Environmental Assessment Form in accordance with 6 NYCRR 617; and

**WHEREAS**, the Town Board of the Town of Riverhead has declared itself "Lead Agency" in accordance with 6 NYCRR 617.6(b); and

**WHEREAS**, the applicable Chapter 90 Application fee has been received; and

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

**NOW THEREFORE BE IT RESOLVED**, that Town of Riverhead hereby determines the action to be an "Unlisted" action in accordance with 6 NYCRR 617.7(a) and hereby issues a Negative Declaration pursuant to 6 NYCRR 617.7(a)(2); and be it further

**RESOLVED**, that the Chapter 90 Application of the Peconic Bay Region of the AACA for the purpose of conducting an Antique Car Show to be held at the Hallockville Museum, 6038 Sound Avenue, Riverhead, New York, on October 15, 2006, having a rain date of October 22, 2006, between the hours of 10:00 a.m. and 5:00 p.m. is hereby approved; and be it further

**RESOLVED**, that this approval is *subject to* a fire safety inspection by the Town Fire Marshal prior to the opening of this event to the public. The Riverhead Fire Marshal shall be contacted at least three days in advance at (631) 727-3200 extension 209, for the purpose of arranging the "pre-opening" inspection appointment to ensure compliance with the New York State Fire Code; and be it further

**RESOLVED**, that this approval is subject to Riverhead Town Code Chapter 81 entitled, "Noise Control" and that applicant shall not exceed the noise limits as defined in Section 81-5 Prohibited Acts.; and be it further

**RESOLVED**, that any tent installations and any and all electric shall comply with the applicable provisions of the Building and Fire Code of New York State, the National Electrical Code and National Fire Protection Association – Standard 102 Tents & Membrane Structures; and be it further

**RESOLVED**, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to the Peconic Bay Region of the AACA, c/o George Bartunek 21 Silver Beech Lane, Calverton, New York, 11933; the Riverhead Fire Marshal; the Office of the Town Attorney and the Riverhead Police Department.

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

TOWN OF RIVERHEAD

Adopted

Resolution #62

AUTHORIZES THE RELEASE OF A BOND FOR MAIDSTONE DEVELOPMENT (SOCIAL SECURITY OFFICE)

COUNCILMAN DENSIESKI offered the following resolution,

which was seconded by COUNCILMAN DUNLEAVY

WHEREAS, East Main Street Associates (Maidstone Development) posted a performance bond (#45128 Nova Causality Company) in the amount of Five Thousand Nine Hundred Forty Dollars (\$5,940) for an addition to the building as per Resolution #123 dated February 19, 2004 located at 518 East Main Street, Riverhead, New York 11901 known and designated as Suffolk County Tax Map Number 0600 / 129.-3-33.1 pursuant to Section 108-133(I) of the Riverhead Town Code; and

WHEREAS, Sharon E. Klos, Building Permits Coordinator, has determined that construction has been completed to the Building Department's satisfaction and the satisfaction of the Planning Department as per the approved site plan and a Certificate of Occupancy has been issued.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of the performance bond (#45128 Nova Causality Company) in the sum of Five Thousand Nine Hundred Forty Dollars (\$5,940) and

BE IT FURTHER RESOLVED, that the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to East Main Street Associates, Joseph Martirano, Jr., 329 Jericho Turnpike, Suite A-4, Smithtown, New York 11787, the Building Department; the Accounting Department, the Town Clerk and the Town Attorney's Office.

THE VOTE

Dunleavy  Yes  No

Bartunek  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

The Resolution Is  Is Not   
Declared Duly Adopted

09/19/06

**Adopted**

**TOWN OF RIVERHEAD**

**Resolution # 863**

**ACCEPTS 5% BOND OF LEE BROWNING SR. - BROWNING HOTEL PROPERTIES LLC**

**COUNCILMAN DUNLEAVY** offered the following resolution,

which was seconded by **COUNCILMAN BARTUNEK**

WHEREAS, Lee Browning Sr., Browning Hotel Properties, LLC, has posted a bond (Liberty Bond Services # 015024967) in the sum of Two Hundred Twenty Thousand Four Hundred and Five Dollars (\$220,405) representing the 5% bond as noted in the approved site plan dated September 19, 2006 Resolution #855 for work located at Old Country Road, Riverhead, New York, Suffolk County Tax Map # 600-118.-2-2 and 3 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% bond in the sum of Two Hundred Twenty Thousand Four Hundred and Five Dollars (\$220,405) 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 Lee Browning Sr., Browning Properties LLC, 5000 Express Drive South, Ronkonkoma, New York 11779, the Building Department; the Planning Department and the Town Attorney's Office.

**THE VOTE**

Dunleavy  Yes  No

Bartunek  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

The Resolution Is  Is Not   
Declared Duly Adopted



**LIBERTY  
BOND SERVICES**

1211 Avenue of the Americas  
Suite 3006  
New York, NY 10036  
(212) 221-0199

**LICENSE OR PERMIT BOND**

**BOND NO. 015024967**

**AMOUNT \$220,405.00**

**KNOW ALL MEN BY THESE PRESENTS,**

That we, Browning Hotel Properties, LLC, 5000 Express Drive South, Ronkonkoma, NY 11779 (hereinafter called the Principal), as Principal, and Liberty Mutual Insurance Company, 1211 Avenue of the Americas, New York, NY 10036, a corporation duly organized under the laws of the State of New York, (hereinafter called the Surety), as Surety, are held and firmly bound unto Town of Riverhead (hereinafter called the Obligee), in the sum of Two Hundred Twenty Thousand Four Hundred Five Dollars & 00/100 (\$220,405.00), for the payment of which we, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

The Condition of the above obligation is such, that whereas, the said Principal has been licensed or permitted to perform certain Site Improvements including but not limited to installation of curbs, asphalt paving, site lighting, landscaping and grading and drainage as outlined in the site improvement plan last revision date of July 19, 2006, at Old County Road, Riverhead, NY Suffolk County Tax Map number District 600, Section 118, Block 2 & 3. by the said obligee.

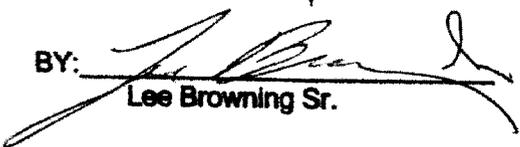
Now Therefore, if the said principal shall faithfully perform the duties and in all things comply with the laws and ordinances, including all Amendments thereto, appertaining to the license or permit applied for, then this obligation to be void, otherwise to remain in full force and effect for a period commencing on the 19<sup>th</sup> Day of September, 2006 and ending on the 19<sup>th</sup> Day of September, 2007, unless renewed by continuation certificate.

This bond may be terminated at any time by the Surety upon sending notice in writing to the Obligee and to the Principal named herein, and at the expiration of thirty (30) days from the mailing of said notice, this bond shall terminate and the Surety shall thereupon be relieved from any liability for any acts or omissions of the principal subsequent to said date.

Signed, Sealed and Dated this 18<sup>th</sup> Day of September, 2006.

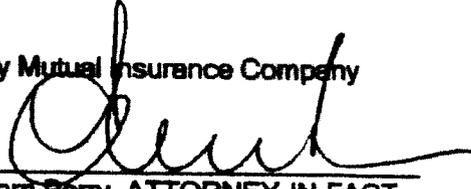
Browning Hotel Properties, LLC.

BY:

  
Lee Browning Sr.

Liberty Mutual Insurance Company

BY:

  
Fern Perry, ATTORNEY-IN-FACT

9/19/06

# Adopted

## TOWN OF RIVERHEAD

### RESOLUTION # 864

#### APPOINTS MEMBER TO THE INDUSTRIAL DEVELOPMENT AGENCY

COUNCILMAN BARTUNEK

\_\_\_\_\_ offered the following resolutions, which was seconded

COUNCILWOMAN BLASS

by \_\_\_\_\_.

WHEREAS, the Industrial Development Agency currently has a vacancy.

RESOLVED, effective September 20 2006, Bill Belmonte be and is hereby appointed a member of the Town of Riverhead Industrial Development Agency to serve at the pleasure of the Riverhead Town Board.; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Bill Belmonte, the Industrial Development Agency, and the Office of Accounting.

#### 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

09/19/06

# Adopted

## TOWN OF RIVERHEAD

Resolution # 865

### RATIFIES THE ATTENDANCE OF KARIN GLUTH AT A GIS COURSE

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

**WHEREAS**, on March 21-23, 2006, Karin Gluth attended a computer training course at Suffolk County Community College entitled ArcGIS II; and

**WHEREAS**, Karin Gluth successfully completed said computer training course;

**NOW, THEREFORE, it is hereby**

**RESOLVED**, that the Town Board of the Town of Riverhead ratifies the attendance of Karin Gluth at the ArcGIS computer training course offered at Suffolk County Community College and shall pay all costs associated therewith; and

**BE IT FURTHER RESOLVED**, that the Town Clerk is hereby directed to forward a copy of this resolution to the Planning Department and the Accounting Department.

#### THE VOTE

Dunleavy  yes \_\_\_ no Bartunek  yes \_\_\_ no  
Blass  yes \_\_\_ no Derisieski  yes \_\_\_ no  
Cardinale  yes \_\_\_ no

THE RESOLUTION  WAS \_\_\_ WAS NOT  
THEREFORE DULY ADOPTED

**SUFFOLK COUNTY COMMUNITY COLLEGE**  
**OFFICE OF CONTINUING EDUCATION**  
**MEMORANDUM**

TO: Rick Hanley, Planning Director  
 FROM: Anne Baldwin, Continuing Education *AB*  
 DATE: 4/03/06  
 SUBJECT: Computer Training, March, 2006

Attached, please find the roster that indicates an employee, Karin Gluth, of the Department of Planning, Town of Riverhead, attended one of our computer training classes given by Continuing Education. The information is as follows:

SECT#	START DATE	COURSE	TUITION	CURRIC DEVELOP	TEXT BOOKS
S9456	03/21/06	ArcGIS II	\$ 425.00		
<b>TOTAL:</b>			<b>\$425.00</b>	<b>\$0.00</b>	<b>\$0.00</b>

The total for this billing is **\$425.00**. Please submit payment to:

Anne Baldwin  
**Suffolk Community College**  
 Office of Continuing Education  
 533 College Road  
 Selden, NY 11784

*North Building*

If you have any questions, please call Anne Baldwin at 451-4470.

Thank you.

*Attn: Nina Leonhardt*

9/19/06

# Adopted

## TOWN OF RIVERHEAD

Resolution # 866

### APPOINTS A P/T RECREATION LEADER TO THE RIVERHEAD RECREATION DEPARTMENT

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

**RESOLVED**, that Nicole Marz is hereby appointed to serve as a P/T Recreation Leader effective September 27, 2006 to serve as needed on an at will basis and to be paid at the rate of \$14.00 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.

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

1

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

<sup>1</sup> Rec./ Jim:Res p/tRec Leader Nicole Marz

09/19/06

TOWN OF RIVERHEAD

Adopted

Resolution # 867

**AUTHORIZES THE SUPERVISOR  
TO EXECUTE AN AGREEMENT SETTING THE TERMS OF  
EMPLOYMENT WITH A DEPARTMENT HEAD**

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

**RESOLVED**, that the Town Board ratifies and approves the terms of the agreement with a Department Head; and be it further

**RESOLVED**, that the Supervisor is hereby authorized to execute the agreement; and be it further

**RESOLVED**, that the Town Clerk is hereby directed to forward a certified copy of this resolution to the Office of the Town Attorney and the Office of Accounting and the subject Department Head.

**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

SEPTEMBER 19, 2006

Adopted

TOWN OF RIVERHEAD

ACCEPTS RESIGNATION OF CASHIER

RESOLUTION # 868

COUNCILMAN BARTUNEK

\_\_\_\_\_ offered the following

resolution, which was seconded by \_\_\_\_\_

COUNCILMAN DUNLEAVY

**WHEREAS**, Lisa Darrow has tendered her resignation as Cashier in the Sanitation Department, effective September 2, 2006.

**NOW, THEREFORE, BE IT RESOLVED**, that this Town Board of the Town of Riverhead hereby accepts the resignation of Lisa Darrow as Provisional Cashier in the Sanitation Department, effective September 2, 2006.

**BE IT FURTHER, RESOLVED**, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Lisa Darrow, and the office of Accounting.

THE VOTE

Dunleavy  Yes  No

Bartunek  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

9/19/06

TOWN OF RIVERHEAD

Adopted

Resolution 869

APPOINTS KEVIN MACABEE TO THE POSITION OF SENIOR TOWN INVESTIGATOR IN THE TOWN ATTORNEY'S OFFICE

Councilman Densieski offered the following resolution, which was seconded by Councilman Dunleavy:

WHEREAS, the Town of Riverhead is initiating a Safe Housing Initiative which would focus on code enforcement issues created by overcrowded housing within the Town, and

WHEREAS, the Town Board has determined that the appropriate department through which to conduct the Safe Housing Initiative is the Town Attorney's office, and

WHEREAS, in order to facilitate the investigation of illegal or overcrowded housing, the Town Board has determined to create the position of Senior Housing Inspector in the Town Attorney's office, and

WHEREAS, Kevin Macabee is experienced as a Senior Town Investigator.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead, hereby appoints Kevin Macabee provisionally to the position of Senior Town Investigator in the Town Attorney's office, and be it further

RESOLVED, that the title Senior Town Investigator shall be included on the Administrative Salary Schedule for 2006 at Group 12, Step P in the Civil Service Employees Association, Inc. Local 1000, AFSCME, AFL-CIO Riverhead Unit of Suffolk Local 852 (CSEA) contract with the Town of Riverhead, and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to Matt Hatorff, CSEA, Code Enforcement Officers, Town Attorney, Office of Accounting.

**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.

September 19, 2006

TOWN OF RIVERHEAD

Adopted

Resolution # 870

**TRANSFER OF A MAINTENANCE MECHANIC III  
TO THE SEWER DEPARTMENT**

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

**WHEREAS**, a vacancy exists for the position of Maintenance Mechanic III in the Sewer Department, and

**WHEREAS**, the position has been duly posted (Posting#18), and

**WHEREAS**, the Town Board and the Department Head wishes to transfer Christopher Schroeher; and

**NOW, THEREFORE, BE IT RESOLVED**, that effective September 11, 2006, the Town Board hereby transfers Christopher Schroeher to the position of Maintenance Mechanic III in the Sewer Department at no change in pay, and

**BE IT FURTHER RESOLVED**, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Christopher Schroeher, the Sewer Department and the Accounting Department.

**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**

September 19, 2006

TOWN OF RIVERHEAD

Adoptec

Resolution # 871

**APPOINTS MAINTENANCE MECHANIC II  
IN THE WATER DEPARTMENT**

COUNCILWOMAN BLASS

\_\_\_\_\_ offered the following  
resolution, which was seconded by \_\_\_\_\_  
COUNCILMAN DENSIESKI

**WHEREAS**, a vacancy exists in the Water Department, and

**WHEREAS**, this position was duly posted, posting #17, advertised and interviews were conducted, and

**WHEREAS**, the recommendation of the Superintendent of Water and the Town Board has been received.

**NOW, THEREFORE, BE IT RESOLVED**, that effective September 25, 2006 Michael Argenti is hereby appointed to the position of Maintenance Mechanic II as found on Group 7, Step P of the Salary Administration Schedule subject to the following condition;

As a condition of continued employment, the employee is required to obtain a Class B Commercial Driver's License within six months.

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

**THE VOTE**

Dunleavy  Yes  No

Bartunek  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

September 19, 2006

# Adopted

TOWN OF RIVERHEAD

Resolution # 872

**Authorizes CSEA President to Attend Delegates Meeting**

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

**WHEREAS**, the Civil Service Employees Association (CSEA) is holding its Annual Delegates Meeting on September 25, 2006 through September 29, in New York, New York; and

**WHEREAS**, attendance at the CSEA Annual Delegates Meeting is for educational and informational purposes; and

**WHEREAS**, it is the desire of William J. Walsh, President of CSEA Suffolk Local 852, that CSEA Suffolk Local 852 3<sup>rd</sup> Vice President Matt Hattorff attend such meeting.

**NOW THEREFORE BE IT RESOLVED** that the Riverhead Town Board hereby authorizes Administrative Leave for Matt Hattorff to attend the aforementioned meeting to be held in New York, New York on September 25, 2006 through September 29, 2006; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to William J. Walsh, CSEA Suffolk Local 852 President, Matt Hattorff and the Office of Accounting.

**THE VOTE**

Bartunek ~~Yes~~ No

Blass ~~Yes~~ No

Dunleavy ~~Yes~~ No

Densieski ~~Yes~~ No

Cardinale ~~Yes~~ No

September 19, 2006

# Adopted

## TOWN OF RIVERHEAD

Resolution # 873

### APPROVES REQUEST FOR LEAVE OF ABSENCE

COUNCILMAN BARTUNEK

\_\_\_\_\_ offered the following

Resolution, which was seconded by \_\_\_\_\_ COUNCILWOMAN BLASS

**WHEREAS**, TBR #821 approved a one month non-paid Leave of Absence from October 1, 2006 to November 1, 2006 for Robert Tribuzio, a Laborer in the Sanitation Department, and

**WHEREAS**, Robert Tribuzio is requesting a 2 month non-paid Leave of Absence for October 1, 2006 through December 1, 2006.

**NOW, THEREFORE, BE IT RESOLVED**, that Town Board Resolution # 821 be rescinded and Robert Tribuzio's request for a 2 month non-paid leave of absence from October 1, 2006 through December 1, 2006 is hereby approved subject to the following condition(s):

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

(2) Any employee on a leave of absence on or after January 1, 2005 shall be notified by the Town prior to the end of the leave and by certified mail to the employee's last known address, of the date of expected return to work following the end of the leave. Any employee who fails to return to work within 10 days of the designated day shall be deemed to have abandoned his/her position with the Town. The employee will then be deemed to have waived any applicable due process protections otherwise available, including but not limited to those pursuant to Civil Service Law Section 75 or this Agreement, and may be terminated by the Town at its discretion, and

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

#### 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			

September 19, 2006

TOWN OF RIVERHEAD

Adopted

Resolution # 874

**ACCEPTS THE RETIREMENT OF JOHN HANSEN  
IN THE ACCOUNTING DEPARTMENT**

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

**WHEREAS**, the Town has received a notice from John Hansen advising of his intent to retire effective September 26, 2006.

**NOW, THEREFORE, BE IT RESOLVED**, that this Town Board hereby accepts the retirement of Jack Hansen.

**BE IT FURTHER, RESOLVED**, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Jack Hansen, the Accounting 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

9/19/06

Town of Riverhead

# Adopted

Resolution # 875

**AUTHORIZES SUPERVISOR TO EXECUTE AGREEMENT FOR GRANT FUNDS WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES**

**COUNCILMAN DUNLEAVY**

\_\_\_\_\_ offered the following resolution, which

seconded by **COUNCILMAN DENSIESKI** \_\_\_\_\_.

**WHEREAS**, the Town of Riverhead applied to the NYS Division of Criminal Justice Services for a grant in the amount of \$11,000 specifically for the development of curriculum, training, technical support and supplies to support the Riverhead Central School District Council for Unity program under a consulting agreement with Council for Unity, Inc.; and

**WHEREAS**, said grant was approved in the amount of \$11,000 which includes \$10,000 for services to be provided by Council for Unity, Inc. pursuant to a consulting agreement with the RCSD and \$1,000 for supplies and materials to be provided by the RCSD.

**THEREFORE, BE IT RESOLVED**, that the Town Board hereby authorizes the Supervisor to execute the attached grant agreement between the New York State Division of Criminal Justice Services and the Town of Riverhead for services to be provided by the Riverhead Central School District by consulting agreement with the Council for Unity, Inc.

**BE IT FURTHER RESOLVED**, that the Town Clerk shall provide a certified copy of this resolution to Andrea Lohneiss, CD Director, and Theresa Drozd, Riverhead Central School District.

**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**

# Adopted

SEPTEMBER 19, 2006

TOWN OF RIVERHEAD

Resolution # 876

AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR TWO KIOSK  
INTERACTIVE COMPUTER TERMINALS

COUNCILMAN DENSIESKI offered the following resolution,

which was seconded by COUNCILWOMAN BLASS

WHEREAS, the Town Clerk is authorized to publish and post a notice to bidders for proposals for 2 KIOSK INTERACTIVE COMPUTER TERMINALS and;

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the SEPTEMBER 21, 2006 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 Community Development 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 **2-KIOSK INTERACTIVE COMPUTER TERMINALS** for public use in 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 SEPTEMBER 28, 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 a.m. and 4:30 p.m. or on our website at [www.riverheadli.com](http://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 KIOSK INTERACTIVE COMPUTER TERMINAL FOR PUBLIC USE IN THE TOWN OF RIVERHEAD.**

BY ORDER OF THE TOWN BOARD

OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

September 19, 2006

TOWN OF RIVERHEAD

Adopted

Resolution # 877

**AUTHORIZES TOWN CLERK TO REPUBLISH AND REPOST PUBLIC NOTICE FOR A LOCAL LAW TO CONSIDER AN AMENDMENT TO CHAPTER 107 ENTITLED, "TIDAL AND FRESHWATER WETLANDS" OF THE RIVERHEAD TOWN CODE**

Councilman Bartunek offered the following resolution, was seconded by COUNCILWOMAN BLASS

**RESOLVED**, the Town Clerk be and is hereby authorized to publish the attached public notice once in the October 12, 2006 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 amending Chapter 107 entitled, "Tidal and Freshwater Wetlands" 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 Zoning Board of Appeals; the Building Department; the Office of Accounting and the Office of the Town Attorney.

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  
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead, at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on the 17<sup>th</sup> of October, 2006 at 7:10 p.m. to consider a local law amending Chapter 107 "Tidal and Freshwater Wetlands" of the Riverhead Town Code as follows:

**§ 107-3. Definitions.**

**WETLANDS DELINEATOR- A wetlands delineator shall have the following qualifications: either a bachelor degree in wildlife management, fisheries management, fisheries management, forestry, ecology, hydrology or a closely related field; an associate degree in one of the above fields and two years' full time experience in work closely associate with wetlands protection; and any other training and experience which assures a technical knowledge of wetlands and their functions and benefits sufficient to perform the tasks identified in paragraph (1) of this subdivision.**

**§ 107-6. Application for permit.**

A.

All applicants for a permit to do any of the acts regulated or permitted by §§ 107-4 and 107-5 shall present an original and three copies of the permit application, together with other required information, to the office of the Town Conservation Advisory Council. An application fee of ~~\$50~~ **100** is to be paid to the Town Clerk. All applications and copies thereof must be accompanied by or included the following information:

**§ 107-7. Procedure for issuance of permit; display of permit; inspections.**

F. ~~The permit applicant or his agent proceeding with operations approved shall carry on his person or have readily available the approved permit and shall show same to any agency or agent of the Town of Riverhead whenever requested. The permit holder or his agent shall keep posted, in a conspicuous place on the work site, the permit card and shall keep the same posted until the completion of the work.~~

**§ 107-9. Notice of violation; penalties for offenses.**

A. The provisions of this chapter shall be enforced by ~~Ordinance Inspectors and~~ **any Code Enforcement Official or** Police Officers of the Town of Riverhead, who shall be authorized to issue appearance tickets to violators at the site of the violation.

- B. A violation of this chapter is hereby declared to be an offense punishable by a fine not exceeding ~~\$1,000~~ **5,000** or imprisonment for a period not to exceed six months, or both. Each day's continued violation of this chapter will constitute a separate additional violation.
- E. In addition to any penalties, fines, forfeitures or injunctions that may be imposed pursuant to this § 107-9, an applicant who files an application for a permit pursuant to § 107-7, after a violation of this chapter has occurred, shall pay an application fee of ~~\$100~~ **300** in ~~lieu of~~ **addition to** the ~~fifty-one-hundred~~ dollar application fee provided for in § 107-6.

### **107-12. Wetland Map Amendments**

**The Town of Riverhead Fresh Water Wetlands Inventory may be amended from time to time either by Town Board initiative or at the request of the property owner or his/her authorized agent. The procedures and criteria for amending the Town of Riverhead Fresh Water Wetlands Inventory are set forth below.**

#### **A. Amendment through Town Board Initiative**

**The Town may undertake amendments to its Freshwater Wetlands Inventory (1979) on its own initiative when the Town Board receives verifiable information and adopts a resolution indicating that:**

- 1. New wetlands exist within the Town which were inadvertently excluded from the Town's Fresh Water Wetlands Inventory, or**
- 2. technical adjustments to the boundaries of existing mapped wetlands are required due to significant changes in the nature of the wetland; or**
- 3. it is appropriate to delete wetland areas shown on the Fresh Water Wetlands Inventory that no longer meet the statutory definition of a wetland.**

#### **B. Amendment requested by property owner.**

**Amendment to the Town's Freshwater Wetlands Inventory may be requested by a property owner or by an authorized agent requester thereof by submitting a formal request in writing to the Riverhead Town Clerk. The Riverhead Town Clerk shall supply a form for such requests. Said form request shall include the following information:**

- 1. name, address and telephone number of property owner and agent (if any);**
- 2. A photocopied tax map identifying the area to be investigated;**
- 3. A copy of the deed to property**
- 4. A copy of the current tax bill for the subject property;**
- 5. A list of the names and addresses of all adjoining property owners.**
- 6. An indication as to whether the requester wishes to be present for the field visit or for a field review of flagged boundary;**
- 7. An authorization and hold harmless agreement authorizing the Town of Riverhead to enter upon the subject property**
- 8. A completed Short Environmental Assessment Form.**

**C. The procedure for amending the Freshwater Wetlands Inventory by Local Law is as follows:**

**1. Upon receipt of a request pursuant to paragraphs A, the Town shall notify the owner of the property upon which the reputed wetland exists (or no longer exists) of the request. The notification to the property owner shall include a copy of the Town Board's request for permission to enter upon the property to examine the reputed wetland area.**

**2. Upon receipt of a permission as set forth in paragraph C(1) above or a request pursuant to paragraph B above, the Town Board shall engage a qualified wetlands delineator who shall examine the wetland(s) proposed to be included on the Town's Fresh Water Wetlands Inventory who shall prepare a report indicating his or her findings with respect to the reputed wetland and a determination as to whether the area examined meets the definition of a Fresh Water Wetland as set forth in this Article.**

**3. Should the report and findings of the wetlands delineator reveal that an amendment to the Fresh Water Wetlands Inventory is appropriate; the Town Board shall cause a survey to be prepared showing the wetland(s) proposed to be included in or deleted from the Fresh Water Wetlands Inventory. The survey shall contain all required survey data and topography ( contour intervals ?) as well as the location of other mapped wetlands existing on the subject property and any structures (including drainage or other infrastructure) existing on the property.**

**4. Upon completion of the wetland survey the Town Board shall cause a public hearing to be held to consider the proposed Fresh Water Wetland Inventory Map amendment.**

**a. Written notice of the public hearing together with a brief description of the action proposed to be taken and a copy of the survey shall be published in the official newspaper of the town and mailed by certified mail to all adjoining property owners and the Department of Environmental Conservation Division of Fresh Water Wetlands at least 10 days prior to the scheduled hearing date.**

**D. Adoption of amendments to Fresh Water Wetlands Inventory.**

**1. Following the public hearing and review of the information supplied in the request, the investigation, report and findings of the wetlands delineator, the survey, the testimony given at the public hearing, and any other relevant information, the Town Board may adopt a local law amending the Fresh Water Wetlands Inventory Map of the Town.**

**2. Notice of the adoption of the local law amending the Fresh Water Wetlands Inventory shall be published as required by law and shall be delivered to the owner of the property on which the subject wetland is located on and the Department of Environmental Conservation by**

**certified mail. The local law shall also be filed with the Secretary of State of the State of New York as required by law.**

Dated: Riverhead, New York  
September 19, 2006

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

09/19/06

TOWN OF RIVERHEAD

Adopted

Resolution # 878

**AUTHORIZES TOWN CLERK TO POST AND PUBLISH PUBLIC NOTICE FOR PUBLIC HEARING REGARDING REQUESTS FOR SHIFT OF OPERATIONS INTO AN EMPIRE ZONE**

COUNCILWOMAN BLASS \_\_\_\_\_ offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI \_\_\_\_\_:

**RESOLVED**, that the Town Clerk be and is hereby authorized to post and publish the attached public notice to consider the request of North Shore Components, Inc. and Riverhead Building Supply Corp. both located in Riverhead, to consolidate their facilities via shifting operations/employees from outside a zone designated area into an Empire Zone for one time in the September 28<sup>th</sup>, 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 of Brookhaven Empire Zone Coordinator, Suffolk County/Town of Riverhead Empire Zone Coordinator, and the Town Attorney.

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 17<sup>th</sup> day of October, 2006 at 7.05 o'clock p.m., at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York pursuant to Section 959 of the General Municipal Law of the State of New York to hear all interested persons to consider requests for shift of operations into an Empire Zone for the following businesses:

1. North Shore Components, Inc. from 100 Kroemer Avenue, Riverhead, New York 11901 to Sawgrass Drive, Bellport, New York 11713 more particularly described as Suffolk County Tax Map No. 0200-813.00-01.00.008.026
2. Riverhead Building Supply Corp. from 1295 Pulaski Street, Riverhead, New York 11901 to 1407 Grumman Boulevard, New York 11933

Dated: Riverhead, New York

09/19/06

TOWN OF RIVERHEAD

Resolution # 879

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

COUNCILMAN DENSIESKI

\_\_\_\_\_ offered the following resolution,

which was seconded by COUNCILMAN BARTONEK \_\_\_\_\_:

**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 " (Empire Zone) of the Riverhead Town Code for four consecutive weeks in the September 28<sup>th</sup>, October 5<sup>th</sup>, 12<sup>th</sup> and 19<sup>th</sup>, 2006 issues 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 Building Department, Empire Zone Coordinator, Planning Department, Code Enforcement, and the Town Attorney.

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 8th day of November, 2006 at 2:05 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 entitled "Zoning " of the Riverhead Town Code as follows:

§ 108-207 Allowance for inclusion of Regionally Significant Projects

a.) In 2005 New York State has amended the Empire Zone Program to include specific projects deemed as Regionally Significant Projects. Regionally Significant Projects are defined as company and site specific projects located outside the existing zone boundaries of 1280 acres/credits and must meet the criteria of Section 957(d) of the New York General Municipal Law.

b.) The following projects have been determined as eligible Regionally Significant Project designated areas:

I. Telephonics Corporation located at 789 Park Avenue, Huntington, New York more particularly described as Suffolk County Tax Map NO. 0400-104.04-01.00-110.000; and

II. US WEB. Inc. located at 780 Park Avenue, Huntington, New York more particularly described as Suffolk County Tax Map No. 0400-104.00-01.00-050.000

Dated: Riverhead, New York

9/19/06

Town of Riverhead

# Adopted

Resolution # 880

Resolution of Support for the Town of Riverhead RESTORE NY COMMUNITIES INITIATIVE Application as a Critical Component of Downtown Redevelopment

**COUNCILMAN BARTUNEK**

\_\_\_\_\_ offered the following resolution, which

was seconded by **COUNCILMAN DUNLEAVY**.

**WHEREAS**, the New York State Empire State Development Corporation solicited applications for communities undertaking revitalization initiatives for state financial assistance in order to encourage economic development and revitalization of commercial and residential properties; and

**WHEREAS**, as authorized by Resolution # 794 of 8/31/06 the Town Board did authorize the publishing and posting of a public hearing notice and Property Assessment List for three consecutive days in the Newday and one day in the News Review; and

**WHEREAS**, the Town did hold a public hearing on 9/6/06 to hear all interested parties, a transcript of the hearing was produced and submitted to ESDC with the application for \$1,190,000 in state assistance to be leveraged by \$22,480,000 in private funds and \$4,005,000 in public funds for related infrastructure; and

**WHEREAS**, the proposed project is within the Town of Riverhead East Main Street Urban Renewal Area (1993), the area addressed by the *Downtown Strategy* component of the Comprehensive Plan (2003), the Downtown Historic District (2006), the Empire Zone (2005), the Business Improvement District (1991) and is consistent with the Downtown Center – 1 Zoning District (2004).

**THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Riverhead hereby finds that the proposed project and its components are consistent with the Town of Riverhead Comprehensive Plan, East Main Street Urban Renewal Plan, Downtown Historic District, Downtown Center zoning use district(s), Empire Zone goals and objectives, and with the mission of the Business Improvement District; and

**BE IT FURTHER RESOLVED**, that the Town Board finds that the proposed state financing is appropriate for the proposed project, that the proposed project facilitates

effective and efficient use of existing and future public resources so as to promote both economic development and preservation of community resources, and that the project enhances infrastructure and other existing facilities and proposed development in a manner that will attract, create, and sustain employment opportunities.

**BE IT FURTHER RESOLVED**, that the Town Clerk shall provide a certified copy of this resolution to c/o RESTORE NY COMMUNITIES INITIATIVE Empire State Development Corporation, 30 South Pearl Street, Albany, NY 12245 to be received by October 2, 2006 and to the Community Development Department.

DUNLEAVY  YES \_\_\_ NO    BARTUNEK  YES \_\_\_ NO  
BLASS  YES \_\_\_ NO    DENSIESKI  YES \_\_\_ NO  
CARDINALE  YES \_\_\_ NO

THIS RESOLUTION ~~IS~~ \_\_\_ IS NOT  
DECLARED DULY ADOPTED

September 19, 2006

# Adopted

TOWN OF RIVERHEAD  
RESOLUTION NO. 881  
AWARDS BID FOR DISPOSAL OF DEMOLITION & CONSTRUCTION DEBRIS

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

WHEREAS, the Town Clerk was authorized to publish and post a Notice to Bidders for the Disposal of Demolition & Construction Debris; and

WHEREAS, one (1) bid was received, opened and read aloud on the 13<sup>th</sup> day of April, 2006 in the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York.

NOW, THEREFORE, BE IT RESOLVED, that the bid for the Disposal of Demolition and Construction Debris be and is hereby awarded to Excel Demolition Recycling, Inc. in the amount of Seventy Dollars & 00/100 (\$70.00) per ton; and

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

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Excel Demolition Recycling, Inc., P. O. Box 215, Calverton, NY 11933 and the Office of Accounting.

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

9/19/06

# Adopted

## TOWN OF RIVERHEAD

Resolution # 882

### ADOPTS A LOCAL LAW TO REPEAL § 108-56.1 OF THE RIVERHEAD TOWN CODE ENTITLED "PENALTIES FOR OFFENSES AGAINST SIGN PROVISIONS"

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

**WHEREAS**, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a local law to repeal § 108-56.1 of the Riverhead Town Code entitled "Penalties for offenses against sign provisions"; and

**WHEREAS**, a public hearing was held on the 6<sup>th</sup> day of September, 2006 at 2:25 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 to repeal § 108-56.1 of the Riverhead Town Code entitled "Penalties for offenses against sign provisions" 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, the official newspaper, 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 Riverhead Building Department, the Planning Board; the Planning Department; the Architectural Review Board and the Office of the Town Attorney.

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

**TOWN OF RIVERHEAD  
NOTICE OF ADOPTION**

**PLEASE TAKE NOTICE**, that the Town Board of the Town of Riverhead adopted a local law to repeal § 108-56.1 of the Riverhead Town Code entitled “Penalties for offenses against sign provisions” at its regular meeting held on September 19, 2006.

**Be it enacted** by the Town Board of the Town of Riverhead that the adopted local law to repeal § 108-56.1 of the Riverhead Town Code entitled “Penalties for offenses against sign provisions” may be reviewed at the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday

9/19/06

# Adopted

## TOWN OF RIVERHEAD

Resolution # 883

### ADOPTS A LOCAL LAW AMENDING CHAPTER 101 ENTITLED "VEHICLES AND TRAFFIC" OF THE RIVERHEAD TOWN CODE (101-8.1 WEIGHT LIMITS)

**COUNCILWOMAN BLASS**

\_\_\_\_\_ offered the following resolution, was seconded by

**COUNCILMAN BARTUNEK**

**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 101 entitled, "Vehicles and Traffic" of the Riverhead Town Code; and

**WHEREAS**, a public hearing was held on the 6th day of September, 2006 at 2:15 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 101 entitled, "Vehicles and Traffic" of the Riverhead Town Code 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 newspaper 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 Highway Department; the Police Department and the Office of the Town Attorney.

**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 ADOPTION**

**PLEASE TAKE NOTICE**, that the Town Board of the Town of Riverhead adopted a local law amending Chapter 101 entitled, " Vehicles and Traffic" of the Riverhead Town Code at its regular meeting held on September 19, 2006. **Be it enacted** by the Town Board of the Town of Riverhead as follows:

**Chapter 101  
VEHICLES AND TRAFFIC**

**§ 101-8.1 Weight limits.**

No person shall operate a motor vehicle of a total weight of greater than 18,000 pounds (9 tons) upon the following designated town highways or part thereof, except local deliveries.

**Street**

**Location**

Fresh Pond Avenue

In its entirety commencing from the intersection of S.R. 25 (Middle Country Road) in a northerly direction to the intersection of Sound Avenue

Dated: Riverhead, New York

September 19, 2006

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

**BARBARA GRATTAN, Town Clerk**

- Underline represents addition(s)

# Adopted

RESOLUTION # 884		ABSTRACT #06-35 September 7, 2006 (TBM 9/19/06)		
COUNCILMAN BARTUNEK offered the following Resolution which was seconded by				
COUNCILMAN DENSIESKI				
FUND NAME		CD - None	CHECKRUN TOTALS	GRAND TOTALS
GENERAL FUND	1		41,544.77	41,544.77
POLICE ATHLETIC LEAGUE	4		2,340.35	2,340.35
HIGHWAY FUND	111		1,779.66	1,779.66
WATER DISTRICT	112		11,596.60	11,596.60
RIVERHEAD SEWER DISTRICT	114		2,612.03	2,612.03
REFUSE & GARBAGE COLLECTION DI	115		686.94	686.94
STREET LIGHTING DISTRICT	116		74.04	74.04
PUBLIC PARKING DISTRICT	117		3,118.21	3,118.21
CALVERTON SEWER DISTRICT	124		1,055.00	1,055.00
RIVERHEAD SCAVANGER WASTE DIST	128		345.97	345.97
WORKERS' COMPENSATION FUND	173		22,913.72	22,913.72
RISK RETENTION FUND	175		200.00	200.00
YOUTH SERVICES CAP PROJECT	452		74.04	74.04
SENIORS HELP SENIORS CAP PROJE	453		163.76	163.76
EISEP CAP PROJECT	454		276.35	276.35
MUNICIPAL GARAGE FUND	626		395.78	395.78
TRUST & AGENCY	735		2,878.18	2,878.18
COMMUNITY PRESERVATION FUND	737		5,798.46	5,798.46
<b>TOTAL ALL FUNDS</b>			<b>97,853.86</b>	<b>97,853.86</b>

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

# Adopted

RESOLUTION # 884		ABSTRACT #06-36 September 14, 2006 (TBM 9/19/06)			
COUNCILMAN BARTUNEK COUNCILMAN DENSIESKI		Proposed the following Resolution which was seconded by			
FUND NAME		CD - None	CHECKRUN TOTALS	GRAND TOTALS	
GENERAL FUND	1	10,000,000.00	2,568,160.07	12,568,160.07	
POLICE ATHLETIC LEAGUE	4	26,500.00	7,281.71	33,781.71	
TEEN CENTER	5	15,000.00		15,000.00	
RECREATION PROGRAM FUND	6	85,000.00	20,186.95	105,186.95	
SITE COUNCIL	7	5,100.00		5,100.00	
CARE PROGRAM	8	2,500.00		2,500.00	
CHILD CARE CENTER BUILDING FUND	9	110,000.00		110,000.00	
TN BOARD SPECIAL PROGRAM FUND	24	13,000.00		13,000.00	
SENIOR CITIZEN DAY CARE CENTER	27	20,000.00	303.87	20,303.87	
ECONOMIC DEVELOPMENT ZONE FUND	30	65,000.00	3,061.53	68,061.53	
HIGHWAY FUND	111	2,200,000.00	103,558.72	2,303,558.72	
WATER DISTRICT	112	1,050,000.00	84,598.51	1,134,598.51	
REPAIR & MAINTENANCE	113	1,015,000.00		1,015,000.00	
RIVERHEAD SEWER DISTRICT	114	2,350,000.00	40,963.04	2,390,963.04	
REFUSE & GARBAGE COLLECTION DI	115	1,250,000.00	8,866.93	1,258,866.93	
STREET LIGHTING DISTRICT	116	620,000.00	12,343.56	632,343.56	
PUBLIC PARKING DISTRICT	117	90,000.00	593.76	90,593.76	
BUSINESS IMPROVEMENT DISTRICT	118	30,000.00		30,000.00	
AMBULANCE DISTRICT	120	200,000.00	434.14	200,434.14	
EAST CREEK DOCKING FACILITY FU	122	94,000.00	50.26	94,050.26	
CALVERTON SEWER DISTRICT	124	200,000.00	719.56	200,719.56	
RIVERHEAD SCAVANGER WASTE DIST	128	1,200,000.00	17,386.43	1,217,386.43	
SEWER DISTRICT FUND	130	365,000.00		365,000.00	
WORKERS' COMPENSATION FUND	173	1,030,000.00	3,008.96	1,033,008.96	
RISK RETENTION	175	18,000.00		18,000.00	
UNEMPLOYMENT FUND	176	50,000.00		50,000.00	
COBG CONSORTIUM ACCOUNT	181		574.37	574.37	
PUBLIC PARKING DEBT	381	30,000.00		30,000.00	
SEWER DEBT	382	125,000.00		125,000.00	
WATER DEBT	383	450,000.00		450,000.00	
GENERAL FUND DEBT	384	8,400,000.00		8,400,000.00	
SCAVENGER WASTER DEBT	385	60,000.00		60,000.00	
SUFFOLK THEATER DEBT	386	545,000.00		545,000.00	
TOWN HALL CAPITAL PROJECTS	406		54,851.05	54,851.05	
YOUTH SERVICES CAP PROJECT	452		3,559.90	3,559.90	
SENIORS HELP SENIORS CAP PROJE	453		3,035.66	3,035.66	
MUNICIPAL GARAGE FUND	626		31,010.51	31,010.51	
TRUST & AGENCY	735		1,000,717.74	1,000,717.74	
SPECIAL TRUST	736	320,000.00		320,000.00	
COMMUNITY PRESERVATION FUND	737	1,150,000.00	372.79	1,150,372.79	
COA-CALVERTON	914	225,000.00		225,000.00	
				0.00	
<b>TOTAL ALL FUNDS</b>		<b>33,409,100.00</b>	<b>3,965,640.02</b>	<b>37,374,740.02</b>	

### 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