

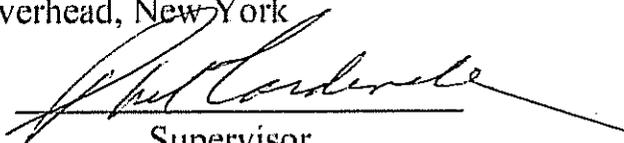
WAIVER OF NOTICE AND CONSENT
OF SPECIAL MEETING

We, the Undersigned, being all members of the Riverhead Town Board of the Town of Riverhead, County of Suffolk, and State of New York, do hereby waive notice of the time, place, date and purpose of a meeting of the Town Board of the Town of Riverhead, to be held at the Town Hall, Riverhead, New York at 11:30 a.m. on the 22nd day of October, 2009 and do consent to the holding of such meeting for the purpose of:

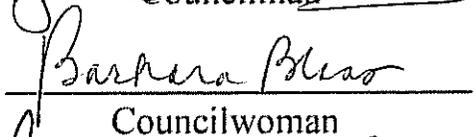
- Res. #986 RATFIES THE APPOINTMENT OF A SITE PLAN REVIEWER (CATHERINE MASIN)
- Res. #987 MEMORIALIZING RESOLUTION IN SUPPORT OF THE CONTINUED EFFORTS TO ESTABLISH AN IMPROVED PUBLIC TRANSIT SYSTEM FOR THE EAST END
- Res. #988 AUTHORIZES THE SUPERVISOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH TOWN OF SOUTHAMPTON REGARDING PICTOMETRY
- Res. #989 AUTHORIZES THE SUPERVISOR TO ISSUE A LETTER TO THE SUFFOLK COUNTY DEPARTMENT OF HEALTH SERVICES ALLOWING THE USE OF A PINE BARRENS CREDIT ON COMMERCIAL PROPERTY LOCATED IN RIVERHEAD
- Res. #990 AMENDS RESOLUTION #693 AND #730 AUTHORIZING APPLICATION TO NYDOS FOR BOA FUNDING
- Res. #991 AUTHORIZES THE SUPERVISOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH THE HAMPTONS COLLEGIATE BASEBALL LEAGUE, INC.

Dated: October 22nd, 2009
Media Notified by
Supervisor

TOWN BOARD MEMBERS
of Riverhead, New York


Supervisor


Councilman


Councilwoman


Councilman

Councilman

TOWN OF RIVERHEAD

Resolution # 986

RATFIES THE APPOINTMENT OF A SITE PLAN REVIEWER

Councilwoman Blass offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, Catherine Masin has been serving as a provisional appointment in the position of Site Plan Reviewer; and

WHEREAS, Civil Service has established a certified list of Eligibles, list # 09-5115-260 for the position of Site Plan Reviewer, and Catherine Masin is reachable on that list,

NOW THEREFORE BE IT RESOLVED, that effective October 20, 2009, this Town Board hereby removes the provisional status of Catherine Masin and appoints her to the position of Site Plan Reviewer at no change in salary, and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the E-Cabinet and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Wooten Yes No

Dunleavy Yes No

Blass Yes No

Cardinale Yes No

The Resolution Was Was Not

Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD**Resolution # 987****MEMORIALIZING RESOLUTION IN SUPPORT OF THE CONTINUED EFFORTS TO ESTABLISH AN IMPROVED PUBLIC TRANSIT SYSTEM FOR THE EAST END**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, in 2006 the Towns of East Hampton, Riverhead, Shelter Island, Southold and Southampton agreed to jointly apply for a New York State grant to fund the initial feasibility study of an improved public transit system, with the Town of Southampton acting as lead municipality; and

WHEREAS, this Shared Municipal Services/Local Government Efficiency grant was awarded to the Towns by the NY Department of State, with each Town having contributed their proportional matching share; and

WHEREAS, the final report from this study, conducted by the Volpe National Transportation Systems Center, has now been completed; and

WHEREAS, as a result of this study the East End Towns do desire to continue to pursue the additional steps needed towards implementation of an improved transit system; and

WHEREAS, in order to continue to move forward, the Town of Southampton has submitted a request to Congressman Bishop, Senator Schumer and Senator Gillibrand to include funds for future work related to this project in an upcoming Federal transportation funding bill; and,

WHEREAS, it is believed that an award of \$1,000,000 from the Federal government to continue further technical analysis related to this effort may be approved; and

WHEREAS, this award would require a local 20% (\$200,000) local match; and

WHEREAS, Assemblyman Alessi, Assemblyman Thiele and Senator LaValle have included the local match amount within the State MTA budgeting process; and

WHEREAS, Congressman Bishop has requested that each Town provide a confirmation of their support for this funding; now, therefore be it

RESOLVED, through the passage of this resolution the Town of Riverhead memorializes its support for this SAFETEA LU funding request and will provide this resolution to the Town of Southampton for submission to the appropriate elected officials, and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the E-Cabinet and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Wooten Yes No

Dunleavy Yes No

Blass Yes No

Cardinale Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

10/22/09

3

Adopted

TOWN OF RIVERHEAD
Resolution # 988

**AUTHORIZES THE SUPERVISOR TO EXECUTE A MEMORANDUM
OF UNDERSTANDING WITH TOWN OF SOUTHAMPTON
REGARDING PICTOMETRY**

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Blass

WHEREAS, Town of Riverhead wished to cooperation with the Town of Southampton in obtaining a grant to fund the purchase and implementation of the Pictometry services for use by the assessors in both Riverhead and Southampton towns,

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized a memorandum of understanding regarding Pictometry in substantially the form attached hereto, and be it further,

RESOLVED, that an formal agreement regarding Pictometry will be entered into only if the Town receives the grant described in the MOU, and be it further

RESOLVED, the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Board of Assessors the Office of Accounting.

THE VOTE

Wooten Yes No

Dunleavy Yes No

Blass Yes No

Cardinale Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

MEMORANDUM of UNDERSTANDING
BETWEEN

Town of Southampton, New York and Village of Sag Harbor, New York

**A JOINT VENTURE IN PURSUIT OF AN
EFFICIENCY IMPLEMENTATION GRANT
NEW YORK DEPARTMENT OF STATE**

WHEREAS, the Town of Southampton (Lead Applicant) and the Village of Sag Harbor (Partner Applicant) wish to share Pictometry services, training and technology from April 1, 2009 to June 30, 2012. This sharing of services etc. will only occur when the Town of Southampton is awarded an Efficiency Implementation Grant provided by the Department of State.

WHEREAS The Town of Southampton will

- provide grant writing
- act as Lead Grant Applicant
- sign all contracts
- pay all vendors
- disperse all funds, services, training and technology
- coordinate vendor contracts
- respond to all Grant Agency progress reporting
- act as a training resource and technology support
- write and/or disseminate all training material
- interface with the Office of Real Property Services (ORPS)
- monitor use of Pictometry to meet International Association of Assessing Officers (IAAO) Standards
- collect, analyze and publish data on the accuracy, efficiency and validity of Pictometry as a Real Property Inspection Tool
- provide Pictometry Imagery for two years
- provide spatial detection services for two years
- provide one stand alone PC able to run Pictometry
- pay Pictometry licensing and support fees for two years

AND WHEREAS The Village of Sag Harbor will

- act as partner grant applicant
- provide information and or complete grant paperwork assigned to Partner Applicant
- provide staff to be trained in the use of Pictometry
- provide staff to conduct data collection in the field as well as in the office using Pictometry
- gather cost/benefit data on behalf of the Town of Southampton
- assist Lead Applicant with any reasonable requests from the Grant Agency
- pay the Town of Southampton at least 10% of the cost attributed to Village of Sag Harbor Pictometry Project

WHEREAS this Memorandum of Understanding indicates only the willingness of the Lead and Partner Applicant to enter into a more formal agreement should the Town of Southampton be awarded this Efficiency implementation Grant.

FUTHERMORE, this memorandum does not create a contractual obligation nor does it guarantee services between the Lead Applicant and the Partner Applicant

COMPENSATION

The Town of Southampton acting as Lead Applicant will receive all grant funds from the Department of State. Both the Lead Applicant and the Partner Applicant are responsible to pay at least 10% of the total cost of Pictometry services attributed to each Municipality. Based on preliminary estimates, Village of Sag Harbor's contribution should not exceed \$5,000 for the duration of this grant. Village of Sag Harbor will make all payments, totaling at least 10%, directly to the Town of Southampton by June 30, 2012.

MONITORING

The Department of State and the Lead Applicant are responsible for any oversight dealing with the execution of this grant. This oversight will involve but not be limited to Partner participation, sharing of services, contract training, and fund dispersement

AGREEMENT TERMINATION

If the Efficiency Implementation grant is not awarded to the Town of Southampton by September 1, 2010 then the this Memorandum of Understanding will terminate.

SIGNATURE

Linda Kabot
Supervisor
Town Of Southampton

SIGNATURE

Mayor
Village of Sag Harbor

10/22/09

4

Adopted

TOWN OF RIVERHEAD

Resolution # 989

**AUTHORIZES THE SUPERVISOR TO
ISSUE A LETTER TO THE SUFFOLK COUNTY
DEPARTMENT OF HEALTH SERVICES
ALLOWING THE USE OF A PINE BARRENS CREDIT
ON COMMERCIAL PROPERTY LOCATED IN RIVERHEAD**

Councilwoman Blass offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, Pine Barrens credits issued by the Central Pine Barrens Joint Planning and Policy Commission from properties within the Towns of Brookhaven, Riverhead and Southampton may be used interchangeably within the Towns provided that both Towns authorized said use, and

WHEREAS, Nathan Serota, the managing member of Wading River Commons, LLC (SCTM # 0600-075.00-03.00-003.007) wishes to increase the available sanitary density for said premises using a Pine Barrens credit originating from property located in the Town of Brookhaven, and

WHEREAS, the Town of Brookhaven has authorized said transfer, and

NOW, THEREFORE, BE IT, RESOLVED, that the Town Board authorized the Supervisor to issue a letter to the Suffolk County Department of Health Services approving the use of said Brookhaven Pine Barrens credit on premises located in Wading River and known as SCTM 0600-075.000-03.00-003.007, and be it further

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

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Office of the Town Attorney, Planning Department, Building Department and Mitch Pally, Esq.

THE VOTE

Wooten Yes No

Dunleavy Yes No

Blass Yes No

Cardinale Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

Adopted

**TOWN OF RIVERHEAD
Resolution # 990**

**AMENDS RESOLUTION #693 and # 730 AUTHORIZING APPLICATION
TO NYDOS FOR BOA FUNDING**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the New York Department of State is soliciting applications from municipalities to participate in the Brownfield Opportunity Areas (BOA) Program for assistance in redeveloping brownfields, abandoned or vacant buildings and areas of economic distress by funding a range of pre-development activity necessary to attract investment to transform underutilized properties for new uses; and

WHEREAS, the BOA program is designed to assist communities foster redevelopment of dormant and blighted land into productive and catalytic areas while restoring environmental quality by providing the resources to address redevelopment planning, access to expert environmental and economic analysis, and environmental site assessment for strategic redevelopment parcels.

WHEREAS, the Town Board adopted Resolution #693 on July 9, 2009 Authorizing Application to the New York Department of State for BOA Funding and also adopted Resolution #730 on July 21, 2009, Authorizing Public Notice of Application to New York Department of State for Brownfield Opportunity Areas Funding.

NOW, THEREFORE, BE IT RESOLVED, that the Riverhead Town Board hereby amends Resolutions #693 and #730 described above by authorizing the Community Development Department to submit an application to the New York State DOS BOA program for funding in the amount of \$567,000 to be matched with a local share of \$63,500 through contribution sources such as in-kind services of the Engineering Department (including Buildings and Grounds), Recreational Department staff, Community Development staff, site furniture, land value, Community Preservation Funds and Recreation Funds, for funding to create a Peconic River/Route 25 Riverhead ECO CORRIDOR and "BlueWay" trail along with a Peconic River Greenbelt.

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the E-Cabinet and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Wooten Yes No

Dunleavy Yes No

Blass Yes No

Cardinale Yes No

The Resolution Was Was Not

Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 991

**AUTHORIZES THE SUPERVISOR TO EXECUTE A MEMORANDUM
OF UNDERSTANDING WITH THE HAMPTONS
COLLEGIATE BASEBALL LEAGUE, INC.**

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Blass

WHEREAS, the Hamptons Collegiate Baseball League, Inc. wishes to utilize and make certain improvements to the Town of Riverhead's baseball field located at the Town of Riverhead's Enterprise Park at Calverton (EPCAL) located on Grumman Boulevard, Calverton, New York; and

WHEREAS, the Hamptons Collegiate Baseball League, Inc. is a charitable organization who runs a summer baseball league in order to bring free family baseball games and entertainment to the towns and villages on the East End of Long Island; and

WHEREAS, this summer baseball league is an opportunity for fans to watch and support baseball hopefuls and affords the players the chance to showcase their skills;

NOW, THEREFORE, BE IT RESOLVED that the Town Board hereby authorizes the Supervisor to execute a Memorandum of Understanding with Hamptons Collegiate Baseball League, Inc. in substantially the form annexed hereto, and be it further

RESOLVED that the Town Clerk is hereby directed to forward a copy of this resolution to Hamptons Collegiate Baseball League, Inc., Post Office Box 835, Montauk, New York 11954; and be it further

RESOLVED that all Town Hall Departments may review and obtain a copy of this resolution from the E-Cabinet and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Wooten Yes No Dunleavy Yes No

Blass Yes No Cardinale Yes No

The Resolution Was Was Not

Thereupon Duly Declared Adopted

MEMORANDUM OF UNDERSTANDING

MEMORANDUM OF UNDERSTANDING made this ____ day of October, 2009, by and between the TOWN OF RIVERHEAD, having its principal office at 200 Howell Avenue, Riverhead, New York, 11901, (hereinafter referred to as "the Town") and HAMPTONS COLLEGIATE BASEBALL LEAGUE, INC., having a mailing address of Post Office Box 835, Montauk, New York 11954.

WHEREAS, the Hamptons Collegiate Baseball League, Inc., is a charitable organization whose purpose is to bring free family baseball games and entertainment to the different towns and villages on the East End of Long Island and to provide a venue for players to showcase their skills; and

WHEREAS, this summer baseball league will allow major-league hopefuls to shine and will allow fans to enjoy and support these players while bringing a sense of camaraderie to the community; and

WHEREAS, the Hamptons Collegiate Baseball League, Inc. wishes to utilize and make certain improvements to the baseball field located at the Town of Riverhead's Enterprise Park at Calverton (EPCAL) located on Grumman Boulevard, Calverton, New York ; and

WHEREAS, the Hamptons Collegiate Baseball League, Inc. seeks to apply for grant monies for the purpose of making improvements to the Town of Riverhead's

recreational park located at its EPCAL facility and asserts that the improvements will dramatically improve the game for both player and fan; and

WHEREAS, the Town of Riverhead feels that it is in the best interest of the residents of the Town of Riverhead and the Town of Riverhead as a whole to allow Hamptons Collegiate Baseball League, Inc. to make application for grant monies for the purpose of making utilize and make improvements to its baseball field located at its EPCAL facility;

NOW, THEREFORE IT IS HEREBY AGREED, by and between the parties as follows:

The Town of Riverhead hereby consents and supports the efforts of the Hamptons Collegiate Baseball League, Inc. to apply for grant monies to assist in the cost of making improvements to the Town of Riverhead's recreational park and baseballs field located at its EPCAL facility subject to the following terms, conditions and understandings:

1. This Agreement shall not impose and create a duty or obligation on the part of the Town of Riverhead to expend any monies nor shall this agreement require that the Town accept or permit any improvements to the Town of Riverhead's recreational park . All such proposed improvements to the recreational park and the baseballs field located within the recreational park shall be subject to review and approval by the Town of Riverhead's Recreation Department and Engineering Department and shall require a resolution by the Town Board of the Town of Riverhead approving the proposed improvement; and

2. This Agreement is not intended to grant access to the Town of Riverhead's Recreational Park without express agreement by the Town of Riverhead's Recreation

Department and Engineering Department and such access shall be limited to the purpose of examining the site to determine the appropriateness of the proposed improvements which are the subject of the grant application; and

3. To the extent that the Town approves the proposed improvements which are the subject of the Hamptons Collegiate Baseball League, Inc. grant application, all such improvements shall comply with the Town's competitive bidding procedures and procurement policies; and

4. To the extent that the proposed improvements approved by the Town require or involve construction, all bid specifications shall be subject to review by the Engineering Department and subject to approval by the Town Board of the Town of Riverhead; and

5. This Agreement does not nor is it intended to authorize the Hamptons Collegiate Baseball League, Inc. to act as representative for the Town except with respect to the aforescribed grant application for proposed improvements to the recreational park at EPCAL for the benefit of the residents of the Town of Riverhead; and

6. This Agreement is not intended to allow Hamptons Collegiate Baseball League, Inc. to use the Town of Riverhead's baseball fields located at its EPCAL facility and makes no provisions for the rights and obligations of the parties with respect to use of the recreational park and/or ball fields, but instead, the use of the recreational park by Hamptons Collegiate Baseball League, Inc. shall require a separate agreement between the Town of Riverhead and the Hamptons Collegiate Baseball League, Inc.

THE TOWN OF RIVERHEAD

By: Philip J. Cardinale,
Town Supervisor

HAMPTONS COLLEGIATE BASEBALL
LEAGUE, INC.

By: