

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 Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York at 3:00 p.m. on the 1st day of July, 2010 and do consent to the holding of such meeting for the purpose of the following:

Reso. #517 Awards Bid for Peconic Avenue Crosswalk Improvement Project

Reso. #518 Declares Public Emergency Regarding Condition of Wading River Creek and Creek Road Beach Erosion

Dated: July 1, 2010
Media Notified by
Supervisor

TOWN BOARD MEMBERS
of Riverhead, New York



Supervisor



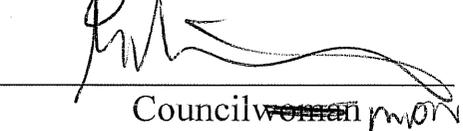
Councilman



Councilman



Councilman



Councilwoman

TOWN OF RIVERHEAD

Resolution # 517

AWARDS BID FOR PECONIC AVENUE CROSSWALK IMPROVEMENT PROJECT

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the Town of Riverhead has been awarded a \$50,000 grant under “Suffolk County Steve Levy’s Downtown Beautification and Renewal Capital Program” for a project in downtown Riverhead to connect the Grangebél Park TEA-21 Park Improvement project with the Riverfront Pedestrian and Bicycle Improvement Project to improve safety for pedestrians and bicyclists; and

WHEREAS, the Town of Riverhead has been awarded \$22,614.93 under Suffolk County consortium HUD CDBG funds for pedestrian safety improvements; and

WHEREAS, the Town Clerk was authorized to publish and post a Notice to Bidders for the Peconic Avenue Crosswalk Improvement Project; and

WHEREAS, three (3) bids were received, opened and read aloud on Thursday, June 3, 2010 at 11:00 am in the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York.

NOW, THEREFORE, BE IT RESOLVED, that the bid for the Peconic Avenue Crosswalk Improvement Project be and is hereby awarded to Corazzini Asphalt, Inc. in the amount of Seventy Seven Thousand Eight Hundred Twenty and 00/100 (\$77,820.00); and

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

BE IT FURTHER RESOLVED, that the Town Board be and does hereby authorize the Town Supervisor to execute an agreement with Corazzini Asphalt, Inc. for the aforementioned project; and

BE IT FURTHER RESOLVED, that the Town Board be and does hereby authorize the Town Engineer to secure a Town of Riverhead purchase order from the Purchasing Department in the amount of \$77,820.00; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward certified copy of this resolution to Corazzini Asphalt, Inc., 6245 Cox Lane, Cutchogue, NY 11935, Ken Testa, P.E., Town Engineer, Chris Kempner, Community Development Director, the Purchasing Department and the Office of Accounting; 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

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No
Walter Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 518

DECLARES PUBLIC EMERGENCY REGARDING CONDITION OF WADING RIVER CREEK AND CREEK ROAD BEACH EROSION

Councilman Wooten offered the following resolution,

which was seconded by Councilman Gabrielsen

WHEREAS, in March of 2010, the Town was plagued by a Nor'easter storm with extremely high winds causing high tides and surf which, in turn, resulted in major beach erosion and shoaling of Wading River Creek such that the creek was rendered impassable; and

WHEREAS, many area residents reported the devastating effects of the March Nor'easter and reiterated concerns expressed to Town Officials several months ago by the Wading River Fire District regarding the navigability of Wading River Creek impacting the Wading River Fire District's ability to timely respond to emergency calls and reported flooding of the roadways caused by the shoaling of the creek such that vehicle access to and from their homes was hazardous, at best; and

WHEREAS, in addition to the above, state officials contacted the Town and expressed concern over the health, safety, and welfare of residents and a need to re-open this access point to the Long Island Sound; and

WHEREAS, the engineers employed by Town Engineering Department and National Grid inspected the creek and confirmed that the March Nor'easter destroyed the Town's earlier dredging activity and once again the creek was rendered impassible; and

WHEREAS, immediately after the March Nor'easter the Town made application to the NYS Department of Conservation and Army Corp of Engineers for a modification to the permits, Permit No. 1-4730-0091/0009 and Permit # 2003-00515 respectively, which authorized the December 2009 dredging such that the Town would be permitted to re-dredge and obtain relief from the activity window restrictions of "Special Conditions 7 and 13"; and

WHEREAS, in addition to the notification and application to the NYS Department of Environmental Conservation and Army Corp of Engineers, the Town also reported the storm disaster to the Federal Emergency Management Agency (FEMA) and New York State Emergency Management Office (SEMO) for the purpose of obtaining emergency financial assistance for a re-dredge project; and

WHEREAS, the NYS Department of Environmental Conservation and Army Corp. of Engineers granted the Town's request for modification of the permits to re-dredge, however, the Town was informed that the dredging may only occur within the first two weeks July or the opportunity to dredge must be delayed until sometime in October; and

WHEREAS, the Town, after careful consideration of all factors, including the increase use of waters and beaches at this time of year, determines that the navigability of the creek and access/use of the creek by emergency personnel is vital to the Town's ability to protect the life, health and safety of the inhabitants of this area and delay will jeopardize emergency response time to the detriment of the health, safety, and welfare of town residents, such that an emergency exists requiring the Town to act immediately to address and remedy the situation; and

WHEREAS, the Town shall seek to utilize the services of Newborn Construction and Reddan Surveying, the entities retained by LIPA and the Town to perform dredging services in 2009, and Land Use Services (bird monitoring) such companies shall be required to undertake and complete all necessary re-dredging and related activities within the limited time parameters set by the permitting authorities; and

WHEREAS, the Engineering Department estimates that costs shall not exceed \$100,000.00 and the Town shall seek reimbursement for all costs, including but not limited to, survey, bird monitoring, sediment and erosion control, and dredging, of the Wading River Creek project from FEMA and SEMO, at 75% and 12 ½ %, respectively, for monies used to address to storm disaster DR1899NY; and

NOW, THEREFORE, BE IT RESOLVED, the Town Board be and does hereby declare the conditions along the beach at Creek Road and the shoaling of Wading River Creek to be a public emergency under General Municipal Law section 103(4); and

BE IT FURTHER RESOLVED, that the Town Board be and does hereby authorize the expenditure of One Hundred Thousand Dollars \$100,000.00, with reimbursement from FEMA and SEMO for 75% and 12 ½ % for all costs related to the Wading River Creek project; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Riverhead be and does hereby authorize the Financial Administrator for the Town of Riverhead to amend the budget as appropriate to reflect the authorization herein

BE IT FURTHER RESOLVED, that the Engineering Department shall secure such emergency purchase orders necessary to retain the services of Newborn Construction (dredging and sedimentation control), Reddan Surveying (pre/post dredge surveys), and Land Use Services (bird monitoring) in the amount not to exceed \$100,000.00; 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

Giglio Yes No

Gabrielsen Yes No

Wooten Yes No

Dunleavy Yes No

Walter Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted