

REGULAR TOWN BOARD RESOLUTION LIST

- Res. #655 Adopts a Local Law to Amend Chapter 108 Entitled “Zoning” of the Riverhead Town Code (Article VII – Accessory Apartments)**
- Res. #656 Authorizes Application for Funds from the US DOT Tiger II/HUD Community Challenge Planning Grant Program**
- Res. #657 Approves Extension of Security Posted by Mastro Realty in Connection with the Subdivision Entitled “Map of Mastro Realty” (Road and Drainage Improvements)**
- Res. #658 Authorizes the Supervisor to Execute a Municipal Cooperation Agreement Between the Town of Riverhead and the Riverhead Central School District**
- Res. #659 Awards Bid on Traffic Signs and Related Items**
- Res. #660 Adopts a Local Law to Amend Chapter 92 of the Town Code of the Town of Riverhead Entitled, “Highways, Streets and Sidewalks” (Ensure Timely Removal of Damaged Utility Poles on Town Highways)**
- Res. #661 Approves Chapter 90 Application of Fink’s Country Farm, Inc.**
- Res. #662 Approves the Chapter 90 Application of Garden of Eve, LLC (L.I. Garlic Festival)**
- Res. #663 Approves Chapter 90 Application of Martha Clara Vineyards, LLC (Octoberfest–Beer & Wine Festival–Sept.11 & 12, 2010)**
- Res. #664 Approves Chapter 90 Application of the Riverhead Country Fair Committee (Riverhead Country Fair – October 10, 2010)**
- Res. #665 Approves the Chapter 90 Application of Hallockville, Inc. (Fall Festival and Craft Show – September 18th and 19th, 2010)**

- Res. #666 Extends Bid Contract for Water Meters and Accessory Equipment for Use in the Riverhead Water District**
- Res. #667 Authorizes Town Clerk to Re-Post and Re-Publish the Attached Notice to Bidders for Asbestos Removal and Sanitary System Remediation and Abandonment for the Former Weeping Willow Motel**
- Res. #668 Peconic Avenue Pedestrian Crossing Budget Adjustment**
- Res. #669 Ratifies the Approval of the Application for Fireworks Permit of Riverhead Chamber of Commerce (August 7, 2010 – Music Idol Night)**
- Res. #670 Authorizes the Release of Site Plan Security of Joseph Johnson A/K/A LNJ Realty, LLC**
- Res. #671 Approves Chapter 90 Application of Riverhead Chamber of Commerce (Rock-N-Roll Show – August 19, 2010)**
- Res. #672 Authorizes Town Clerk to Advertise for Bids on Traffic Line Striping**
- Res. #673 Authorizes the Supervisor to Execute Consent for New Cingular Wireless PCS to Replace Antennas Pursuant to Lease Agreement**
- Res. #674 Adopts A Local Law Enacting Chapter 112 Entitled “Geese Feeding” of the Riverhead Town Code**
- Res. #675 Authorizes Town Clerk to Publish and Post a Public Notice for a Public Hearing Regarding an Alleged Unsafe Structure Located at the Knolls of Baiting Hollow, 1411, 1311, 1211, 1111, 1410, 1310, 1210, 1100 Bluffs Drive Baiting Hollow, Suffolk County, New York, SCTM #11.2-1-181, 182, 183, 184, 185, 186, 187, 188 Pursuant to Chapter 54 of the Riverhead Town Code**
- Res. #676 Authorizes Extension of Contract with Maggio Sanitation**

Res. #677 Authorization to Publish Advertisement of a Request For Proposal for Construction Drawings for the Re-Construction of the Town Building Department

Res. #678 Pays Bills

TOWN OF RIVERHEAD

Resolution # 655

**ADOPTS A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED "ZONING" OF THE
RIVERHEAD TOWN CODE
(Article VII – Accessory Apartments)**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Gabrielsen

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider an amendment to Chapter 108 entitled, "Zoning" (Article VII – Accessory Apartments) of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 3rd day of August, 2010 at 2:05 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 consider an amendment to Chapter 108 entitled, "Zoning" (Article VII – Accessory Apartments) of the Town Code of the Town of Riverhead is hereby adopted as specified in the attached notice of adoption ; and be it further

RESOLVED, that the Town Clerk 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 is hereby authorized to forward a certified copy of this resolution to the Planning Department; the Planning Board; the Riverhead Building Department and the Office of the Town Attorney.

THE VOTE

Giglio Yes No

Gabrielsen Yes No

Wooten Yes No

Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared **NOT** Adopted

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law to amend Chapter 108 entitled, "Zoning" at its regular meeting held on August 17, 2010.

Be it enacted by the Town Board of the Town of Riverhead as follows:

**ZONING
ARTICLE VII|
Accessory Apartments**

§ 108-34. Purpose; findings; standards.

- A. Purpose. It is the intent and purpose of this article to allow accessory apartments within all residential districts ~~the Residence A-40 (RA-40), Residence B-40 (RB-40), Residence A-80 (RA-80), Residence B-80 (RB-80) and Agricultural Protection Zoning (APZ) Use Districts~~ to provide the opportunity for the development of small rental housing units designed to meet the housing needs of median income families, both young and old, and relatives of families residing in the Town of Riverhead and to implement the housing elements and goals of the Town of Riverhead Comprehensive Plan (Town of Riverhead Planning Board et al, 2003) by allowing accessory apartments in designated zoning districts. It is also the intent of this article to increase compliance with building and fire code, property maintenance, preserve property values and the health, safety and welfare of the community.
- B. Findings. The Town Board finds that there exist many benefits associated with the creation of accessory apartments on residential lots with existing detached single-family dwellings, including providing a cost-effective means of accommodating necessary residential development.
- C. Standards.
- (1) Owner occupancy required. The owners of the real property upon which the accessory apartment is located shall reside within either the principal dwelling unit or the accessory apartment unit and said dwelling or apartment shall be considered the owners domicile or principal place of abode. No other owner or owners shall own a larger percentage, collectively or individually, than the owner-occupant. A property owner shall own only one accessory apartment within the Town of Riverhead and only one accessory apartment per Suffolk County Tax Lot shall be permitted. Accessory apartments shall not be permitted within an existing two-family or multifamily dwelling or on a lot containing a two-family or multifamily dwelling. [Amended 3-17-2009 by L.L. No. 9-2009]

- (2) Location on a lot. An accessory apartment may be located within the principal single-family dwelling or within an accessory building.
- (3) Single-family dwelling living area. The principal single-family dwelling must meet the living area dimension requirements for the applicable zoning district as set forth in Chapter 108 or in the alternative; the principal single-family dwelling must have a valid certificate of occupancy for a preexisting nonconforming dwelling.
- (4) Accessory apartment size. The minimum area for an accessory apartment shall be 300 square feet and a maximum of 650 square feet. The accessory apartment shall not exceed 40% of the area of the principal dwelling. For preexisting apartments seeking to comply with the Code provisions set forth in this chapter, the Building Department Accessory Apartment Review Board may review, approve, approve with conditions, or deny accessory apartments that exceed 650 square feet, up to a maximum of 850 square feet, provided that the accessory apartment does not exceed 40% of the area of the principal dwelling of which the apartment is accessory. In no event may there be more than one bedroom per accessory apartment.
- (5) Exterior appearance. The entry to an accessory apartment located within the principal dwelling shall be designed such that the appearance of the dwelling, to the degree reasonably feasible, remains as a single-family dwelling.
- (6) Off-street parking. In addition to off-street parking requirements for single-family dwellings set forth in the Chapter 108 Parking Schedule, there shall be located a minimum of two nine-foot-by-eighteen-foot off-street parking stalls for an accessory apartment unit. The parking areas and driveways shall be paved with asphalt, concrete, bluestone or such other similar surfaces.
- (7) The principal structure, as well as the accessory apartment, must comply with all requirements of this article and all applicable provisions of the Town Code of the Town of Riverhead, Suffolk County Department of Health Services, New York State Uniform Fire Prevention and Building Code, and any and all such other agencies having jurisdiction.
- (8) Inspection. The Building Department Administrator for the Town of Riverhead Building Department or his or her designated representative is authorized to make or cause to be made inspections, upon reasonable notice, to determine the condition of the dwellings and compliance with the provisions of this article to safeguard the health, safety, and welfare of the public. A renewal application or transfer application shall be subject to identical inspection criteria as set forth above.
- (9) Duration. All permits issued hereunder shall be valid for an initial period of three years and shall be renewable for successive periods of up to five years at the discretion of the Building Department Accessory Apartment Board.

- (10) New construction. No permit shall be issued for an accessory apartment within any structure until a period of three years has elapsed from the date of issuance of the relevant certificate of occupancy. Nothing contained in this subsection shall be construed to prohibit the construction of an addition to a principal building.
- (11) Amnesty. For the detached single-family dwellings that illegally have an accessory apartment, the owner shall have two years from the enactment of this article to make application, without penalty as set forth in § 52-18, and preconstruction fees as set forth in § 52-10H shall be waived upon receipt of an accessory apartment permit. As set forth in § 108-35F of this article, the applicant/owner shall have 90 days of issuance of the building permit to comply with all requirements of this article, including but not limited to review and approval by the Riverhead Building Administrator ~~Accessory Apartment Review Board~~, and all applicable provisions of the Town Code of the Town of Riverhead, Suffolk County Department of Health Services, New York State Uniform Fire Prevention and Building Code, and any and all such other agencies having jurisdiction.

§ 108-35. Applications.

- A. In order to construct an accessory apartment, the applicant shall apply for and receive a building permit from the Building Department in the following manner: ~~There shall be submitted to Building Department the following:~~
 - (1) An application to the Building Department for pre-approval of occupancy and use, together with plans by a licensed design professional and any such other plans, documents or surveys required by the Building Department;
 - (2) An application to the Building Department for all necessary building permits;
 - (3) An application to the Building Department ~~Accessory Apartment Review Board~~ for an accessory apartment permit.
- B. The applicant shall make part of any application for pre-approval of occupancy and use and building permit, an approval of the Suffolk County Department of Health Services, if required.
- C. The Building Department, ~~Accessory Apartment Review Board~~, as part of its application, may require the applicant to submit supporting documents, including but not limited to floor plans, surveys, less than 10 years old that show all existing structures, photographs, and/or exterior renderings.
- D. The application for the transfer of an accessory apartment permit to a subsequent property owner shall be completed on such forms and in such a manner as prescribed by the Building Department, ~~Accessory Apartment Review Board~~.

- E. The application must be supplied by the owners of the property and the applicant shall be required to file an acknowledgment with the Town of Riverhead stating that the accessory apartment permit or any extensions thereof shall terminate upon the death of the signator or the survivor of the signator, upon the transfer of title to said premises, upon the signator no longer occupying the premises as his or her principal residence or upon a conviction for a violation of this article.
- F. The applicant will be required to file a form stating that the subject dwelling(s) shall conform with all ~~with all~~ requirements of this article, all applicable provisions of the Town Code of the Town of Riverhead, Suffolk County Department of Health Services, New York State Uniform Fire Prevention and Building Code. The applicant will be required to meet pertaining standards within 90 days of the building permit or the accessory apartment permit will become null and void.
- G. All applications made to the Building Department Board shall be in writing, on forms prescribed by the Building Department Board. The Building Department Accessory Apartment Review Board shall fix a reasonable time for the hearing of the application and give public notice thereof, as well as due notice to the applicant. The applicant shall mail notice of the hearing by either certified or registered mail, return receipt requested, to every property owner, as shown on the current Riverhead assessment rolls, owning property immediately adjacent and contiguous to that of the applicant. For purposes of this section, property separated from that of the application by a public road or right-of-way shall be deemed contiguous.
- H. The following shall be submitted with such application:
 - (1) A copy of the notice sent to property owners.
 - (2) A list, in duplicate, containing the names and addresses of the owners to whom notices were sent.
 - (3) Return receipts.
 - (4) An affidavit of mailing of the aforesaid notices.
 - (5) A valid certificate of occupancy issued at least three years prior to the date of application.
 - (6) Proof of ownership.
 - (7) Proof of residency.
 - (8) Personal identification.
 - (9) Three surveys giving the exact description and location of property with all existing and proposed structures and setback from all property lines.

§ 108-36. Fees.

- A. The fee for an accessory apartment permit for the initial three-year period shall be \$500. The renewal fee for the subsequent five-year periods shall be \$250.
- B. Upon failure to obtain a certificate of occupancy within the total allotted time, the first re-application fee will be \$300. For a second failure to obtain the certificate of occupancy in the allotted time, the second re-application fee will be \$500. For any and all subsequent re-applications, the fee will be \$500.
- C. The fee for the transfer of an unexpired term of an accessory apartment permit shall be \$50.

~~§ 108-37. Accessory Apartment Review Board.~~

- ~~A. The Accessory Apartment Review Board shall consist of three members appointed by the Town Board, all of whom shall be residents of the Town of Riverhead and one of whom shall be designated Chairman. The Town Board may provide for compensation to be paid to said members and provide for such other expenses as may be necessary and proper. Of the members of the Board first appointed, one shall hold office for the term of one year, one for the term of two years and one for the term of three years; provided, however, that the Town Board may, by resolution, increase the number of members of the Accessory Apartment Review Board to five members and provide for their compensation, and thereafter such additional members shall be appointed for terms of one year and three years, respectively. Their successors shall be appointed for the term of three years from and after the expiration of the terms of their predecessors in office.~~
- ~~B. The Accessory Apartment Review Board shall hear and decide applications for accessory apartments pursuant to the standards enumerated in § 108-34C of this article.~~
- ~~C. The Accessory Apartment Review Board shall adopt rules necessary to the conduct of its affairs in keeping with the provisions of this article. Meetings shall be held at the call of the Chairman and at such other times as the Board may determine. The Board shall keep minutes of its proceedings and records of its examinations and other official actions, all of which shall be a public record.~~
- ~~D. All applications made to the Board shall be in writing, on forms prescribed by the Board. The Accessory Apartment Review Board shall fix a reasonable time for the hearing of the application and give public notice thereof, as well as due notice to the applicant. The applicant shall mail notice of the hearing by either certified or registered mail, return receipt requested, to every property owner, as shown on the current Riverhead assessment rolls, owning property immediately adjacent and contiguous to that of the applicant. For purposes of this section, property separated from that of the application by a public road or right-of-way shall be deemed contiguous.~~
- ~~E. The following shall be submitted with such application:~~
- ~~(1) A copy of the notice sent to property owners.~~
 - ~~(2) A list, in duplicate, containing the names and addresses of the owners to whom notices were sent.~~
 - ~~(3) Return receipts.~~
 - ~~(4) An affidavit of mailing of the aforesaid notices.~~
 - ~~(5) A valid certificate of occupancy issued at least three years prior to the date of application.~~
 - ~~(6) Proof of ownership.~~
 - ~~(7) Proof of residency.~~
 - ~~(8) Personal identification.~~
 - ~~(9) Three surveys giving the exact description and location of property with all existing and proposed structures and setback from all property lines.~~

F. § 108-37. Revocation; lapse of accessory apartment permit.

- A.** Revocation. The Building Department Accessory Apartment Review Board shall retain the right to revoke any accessory apartment permit issued hereunder should the applicant or applicant's tenant violate any provision of this article, any condition imposed upon the issuance of the accessory apartment permit, or violation of the provisions of the Town Code of the Town of Riverhead. Said revocation shall be after a hearing held on notice to the applicant and, if known, the tenant. As an alternative to revocation, the Building Department Accessory Apartment Review Board may continue the permit on a probationary basis, and in such event, it may revoke the permit without further notice to the applicant or tenant upon a violation of any conditions attached to the probationary permit.
- B.** Lapse of accessory apartment permit. Every application for accessory apartment permit granted by the Accessory Apartment Review Board shall be and become null and void and of no further force and effect unless the applicant obtains a building and zoning permit for work to be done and/or change of use no later than 30 days after approval is granted by the Building Department Accessory Apartment Review Board.
- F. C.** No person shall create or occupy an accessory apartment without obtaining an accessory apartment permit from the ~~Accessory Apartment Review Board~~ and a certificate of occupancy for said use from the Building Department.
- G. D.** The article shall sunset upon the issuance of the 250th accessory apartment permit, excluding accessory apartment permits issued to applicants seeking to legalize a pre-existing accessory apartment under the amnesty provision set forth in § 108-34C(11). The Town Board may, by resolution, extend the sunset provision up to the 500th accessory apartment permit and/or impose saturation limits within a specified geographical radius or zoning district.

§ 108-38. Appeals.

All appeals from the determination of the Building Department Accessory Apartment Review Board or from any administrative determination regarding interpretation of any provision of this article shall be by §108-76 and by an Article 78 proceeding. This shall be the exclusive remedy of any aggrieved party.

§ 108-39. Penalties for offenses.

All applicable penalty provisions set forth in Chapter 52 and such other pertinent provisions of the Code of the Town of Riverhead shall apply to any violation(s) of this article.

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

Dated: Riverhead, New York
August 17, 2010

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

DIANE M. WILHELM, Town Clerk

08.17.2010
100656

ADOPTED

TOWN OF RIVERHEAD

Resolution # 656

**AUTHORIZES APPLICATION FOR FUNDS FROM THE US DOT
TIGER II /HUD COMMUNITY CHALLENGE PLANNING GRANT PROGRAM**

Councilman Wooten offered the following resolution,

which was seconded by Councilman Gabrielsen

WHEREAS, the United States Department of Transportation (DOT) and the United States Housing and Urban Development (HUD) agencies are accepting applications for funding under the Transportation Investment Generating Economic Recovery (TIGER) II and Community Challenge Planning grant programs, federal programs focused on funding the planning, preparation or design of surface transportation projects that would be eligible for funding under the TIGER II Discretionary Grant program and that target housing, economic development, and land use planning strategies that will increase the efficiency and effectiveness of related transportation projects; and

WHEREAS, DOT and HUD have joint nationwide federal funding of \$40 million to make competitive awards for transportation projects that encourage and reward more holistic planning efforts that result in better projects being built with Federal dollars; and

WHEREAS, the Town of Riverhead seeks to submit a funding application to design a transportation plan with associated infrastructure enhancements for Downtown Riverhead that will reduce vehicular conflict/traffic congestion, improve intermodal access/transportation movements, and develop traffic calming/parking center improvements that encourage and facilitate use of mass transit, pedestrian and bicycle infrastructure; and

WHEREAS, the proposed project will implement DOT/ New York Metropolitan Transit Council (NYMTC) goals to promote the "vehicle not taken"; and

WHEREAS, the proposed project will implement Town of Riverhead goals to redevelop Downtown Riverhead in an effort to create jobs and generate tax base by supporting targeted sustainable regional growth; and

WHEREAS, the Town of Riverhead 2003 Comprehensive Plan visioned goals to "Encourage walking, biking and transit use in downtown;" and

WHEREAS, the Town of Riverhead Board continually strives to improve the quality of life for Riverhead residents and acknowledge that the residents of Riverhead

are facing rapidly rising energy costs and therefore, are searching for alternative, less costly and more environmentally friendly means of transportation, including bicycling, walking and use of mass transportation; and

WHEREAS, the proposed project will reduce vehicle volumes and improve traffic operations in Riverhead and other roadways of Eastern Long Island, increase rail mode share and environmental quality in the NYMTC region and create a more efficient and cost-effective transportation alternatives for Eastern Long Island; and

NOW THEREFORE BE IT RESOLVED, that the Town of Riverhead Board authorizes the submission of an application on or before August 23, 2010, for DOT/HUD funding to design a transportation plan with associated infrastructure enhancements for Downtown Riverhead; and

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Community Development Director and the Financial Administrator; and be it further

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

Wooten Yes No

Gabrielsen Yes No

Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

08.17.2010
100657

ADOPTED

TOWN OF RIVERHEAD

Resolution # 657

**APPROVES EXTENSION OF SECURITY POSTED BY MASTRO REALTY IN
CONNECTION WITH THE SUBDIVISION ENTITLED
“MAP OF MASTRO REALTY”
(Road and Drainage Improvements)**

Councilman Gabrielsen offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the Riverhead Town Board, by Resolution #1140 adopted on December 16, 2010, did accept Service Insurance Company, Inc. Site Improvement Performance Bond #2634N in the amount of Eight Hundred and Eighty and 00/100 (\$880,000.00) Dollars representing road and drainage improvements to be completed within the subdivision entitled, “Map of Mastro Realty”; and

WHEREAS, the Riverhead Town Board, by Resolution #98 adopted on February 2, 2010, did approve the reduction of the aforementioned performance bond to the amount of \$293,333.33; and

WHEREAS, by letter dated July 19, 2010 from Peter S. Danowski, Jr., Esq., attorney for Mastro Realty, it has been requested that an extension be granted for the performance bond representing the road and drainage improvements to be completed within the subdivision; and

WHEREAS, Water Key Money in the amount of \$50,000.00 and Park and Recreation Fees in the amount of \$110,000.00 have been paid in connection with this subdivision.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby approves the extension of time for the performance security posted representing the road and drainage improvements to be completed within the subdivision as provided by Riverhead Town Code Chapter 108-97 A. (4); and be it further

RESOLVED, that in accordance with Planning Board Resolution #2010.0054, dated August 5, 2010, it is recommended that an extension be granted in connection with the performance security associated with this subdivision; and be it further

RESOLVED, that the Town Board hereby accepts the \$2,000.00 fee associated with such extension approval; and be it further

RESOLVED, that this extension shall extend the performance security posted representing the road and drainage improvements to be completed within the subdivision to December 7, 2011; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Peter S. Danowski, Jr., Esq., 616 Roanoke Avenue, Riverhead, NY, 11901, Vincent A. Gaudiello, P.E., The Raynor Group, P.E. & L.S. PLLC, P.O. Box 720, Water Mill, NY, 11976, the Planning Department, the Building Department, the Office of Accounting and the Town Attorney's Office.

THE VOTE

Giglio Yes No

Gabrielsen Yes No

Wooten Yes No

Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

08.17.2010
100658

ADOPTED

TOWN OF RIVERHEAD

Resolution # 658

**AUTHORIZES THE SUPERVISOR TO EXECUTE A MUNICIPAL COOPERATION
AGREEMENT BETWEEN THE TOWN OF RIVERHEAD AND THE
RIVERHEAD CENTRAL SCHOOL DISTRICT**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, a World War II/Vietnam/Gulf/Afghanistan/Iraq War Monument is located at the intersection of Osborn Avenue and Pulaski Street in the Town of Riverhead on property owned by the Riverhead Central School District and provides a place for the public to honor and reflect on the great sacrifice by those brave men and women who have given their lives and served in defense of our Country and its freedoms; and

WHEREAS, the Riverhead Central School District and the Town of Riverhead have conducted discussions concerning the Town's acceptance of maintenance of the School District's World War II/Vietnam/Gulf/Afghanistan/Iraq War Monument 's flagpole lighting; and

WHEREAS, the Monument and walkway are in need of repair and renovation;
and

WHEREAS, the Local Veterans of Foreign Wars Group has procured grant funds from numerous legislative and private sources for necessary improvements and repairs to the Monument; and

WHEREAS, the Town of Riverhead has agreed to accept and administer the remaining grant funds provided by the New York State Division of Veterans' Affairs in the amount of \$9,550.00 pursuant to contract number TM08103 regarding monument walkway renovation; and

WHEREAS, it is in the interest of the taxpayers of the Town of Riverhead and the Riverhead Central School District to share efforts and available resources in this undertaking; and

WHEREAS, it is possible to make these resources available for mutual use when it is in the public interest; and

WHEREAS, the Riverhead Central School District wishes to enter into an Agreement with the Town of Riverhead wherein the Town of Riverhead shall repair and renovate the Monument's walkway using the aforementioned grant monies; and

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor is hereby authorized to execute the attached Municipal Cooperation Agreement between the Town of Riverhead and the Riverhead Central School District; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Riverhead Central School District, Nancy Carney, Superintendent, 700 Osborn Avenue, Riverhead, New York 11901, Engineering Department, Office of the Town Attorney 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 Doculex 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 Thereupon Duly Declared Adopted

MUNICIPAL COOPERATION AGREEMENT entered into as of the ____ day of _____, 2010, by and between the BOARD OF EDUCATION, RIVERHEAD CENTRAL SCHOOL DISTRICT, with offices for the transaction of business located at 700 Osborn Avenue, Riverhead, New York and the TOWN OF RIVERHEAD, with offices for the transaction of business located at 200 Howell Avenue, Riverhead, New York.

WHEREAS, the Riverhead Central School District and the Town of Riverhead have conducted discussions concerning the Town of Riverhead's acceptance of maintenance of the School District's World War II/Vietnam/Gulf/Afghanistan/Iraq War Monument's flagpole lighting (hereinafter referred to as the "Monument") situated at Pulaski Street and Osborn Avenue; and

WHEREAS, the Monument and walkway are in need of repair and renovation; and

WHEREAS, the Local Veterans of Foreign Wars Group has procured grant funds from numerous legislative and private sources for necessary improvements and repairs to the Monument; and

WHEREAS, the Town of Riverhead has agreed to accept and administer the remaining grant funds provided by the New York State Division of Veterans' Affairs in the amount of \$9,550.00 pursuant to contract number: TM08103; and

WHEREAS, it is in the interest of the taxpayers of the Town of Riverhead and the Riverhead Central School District to share efforts and available resources in this undertaking; and

WHEREAS, it is possible to make these resources available for mutual use when it is in the public interest; and

WHEREAS, the Riverhead Central School District wishes to enter into this Agreement with the Town of Riverhead wherein the Town of Riverhead shall repair and renovate the Monument's walkway using the aforementioned grant monies; and

WHEREAS, the parties recognize what their respective rights and obligations will be under the contract.

NOW, THEREFORE, in consideration of the mutual covenants set forth herein, the parties agree as follows;

1. The term of this Agreement regarding the monument's walkway renovation shall commence upon the date of execution of this Agreement by both parties and shall terminate upon final completion of renovation of the Monument's walkway unless earlier terminated as provided for herein. In addition, the Town shall continue to maintain the flag pole lighting for a period of one year, which may be renewed upon the written consent of all parties thereafter.

2. The Town of Riverhead and the Riverhead Central School District each represent that it is authorized, pursuant to both Article 9, Section 1 of the State Constitution and Article 5-G of the General Municipal Law to enter into inter-governmental agreements.

3. The Town of Riverhead and the Riverhead Central School District, believing it to be in the best interest of their respective taxpayers, do hereby authorize intermunicipal cooperation and assistance with and between each other for the renovation of the Monument's walkway.

4. The Town of Riverhead agrees to accept, administer and utilize grant

monies procured from the New York State Division of Veterans' Affairs (Contract Number TM08103) in the remaining amount of \$9,550.00 in their inter-municipal objective to renovate the Monument's walkway as depicted in Schedule "A".

5. The Riverhead Central School District hereby grants permission to the Town of Riverhead, its employees, representatives, agents and contractors, independent or otherwise, to enter upon the premises described in Schedule "A" for purposes of renovating the Monument's walkway. Said permission shall remain in effect until such time that the renovation is complete. The Town of Riverhead anticipates that renovation of the Monument's walkway shall commence on or about September 22 and be completed within ten days, weather permitting. The Town of Riverhead shall provide written notice to the Riverhead Central School District as to the commencement date of the walkway's renovation.

6. Regardless of whether required by law or ordinance, the Town of Riverhead, its employees, representatives, agents and/or contractors agrees to conduct all maintenance and repair work in a manner so as not to endanger or harm any person or property. The Town of Riverhead and the Riverhead Central School District, as their respective roles may require, agree to ensure that all approvals, licenses and certificates which are necessary or appropriate are obtained.

7. The Town of Riverhead agrees to require any contractor or subcontractor retained by the Town of Riverhead to retain liability and property insurance naming the Town of Riverhead and Riverhead Central School District as additional insured at the contractors or subcontractor's cost and expense and any and all insurance necessary to protect themselves and the Town of Riverhead and Riverhead Central School District from claims for which they may be legally liable arising from the activities contemplated

under this Agreement in an amount of at least one million dollars (\$1,000,000.00) per occurrence and two million dollars (\$2,000,000.00) in the aggregate. Said insurance certificate shall be provided to the Town and School District before work commences. The Riverhead Central School District shall procure and maintain, at its sole cost and expense, any and all insurance necessary to protect itself from claims for which it may be legally liable arising from the activities contemplated under this Agreement. All policies shall provide for at least thirty (30) days written notice of cancellation or amendment.

8. Each party agrees to indemnify and hold harmless the other party, its agents and employees from and against all claims, damages, losses and expenses of a third party arising out of or resulting from the maintenance and/or repair of the Monument provided that such claim, damage, loss or expense is caused in whole or part by the negligent act or omission of the indemnifying party or anyone for whose acts it may be liable.

9. This Agreement may be terminated by either party upon sixty (60) days written notice to the non-terminating party for any reason.

10. Any alteration, change, addition, deletion or modification of any of the provisions of this Agreement or any right either party has under this Agreement shall be made by mutual assent of the parties in writing and signed by both parties.

11. This Agreement may not be assigned by either party without the prior written authorization of the non-assigning party.

12. Nothing contained in this Agreement shall be construed to create an employment or principal-agent relationship or partnership or joint venture, between the Town of Riverhead and the Riverhead Central School District and any officer,

employee, servant, agent or independent contractor of the Riverhead Central School District.

13. This Agreement shall be governed by the Laws of the State of New York. If any portion of this Agreement is found by a court of competent jurisdiction to be invalid or unenforceable, the remainder of this Agreement shall remain in full force and effect.

14. This Agreement constitutes the full and complete agreement between the Riverhead Central School District and the Town of Riverhead, and supersedes all prior written and oral agreements, commitments or understandings with respect thereto.

15. This Agreement has been mutually arrived at and shall not be construed against either party as being the drafter or causing this Agreement to be drafted.

IN WITNESS WHEREOF, the undersigned hereby acknowledge that they have read and fully understand the foregoing Agreement and further, that they agree to each of the terms and conditions contained herein.

RIVERHEAD CENTRAL SCHOOL DISTRICT

By: _____

Printed Name: _____

Date: _____

TOWN OF RIVERHEAD

By: _____
Town Supervisor

Printed Name: _____

Date: _____

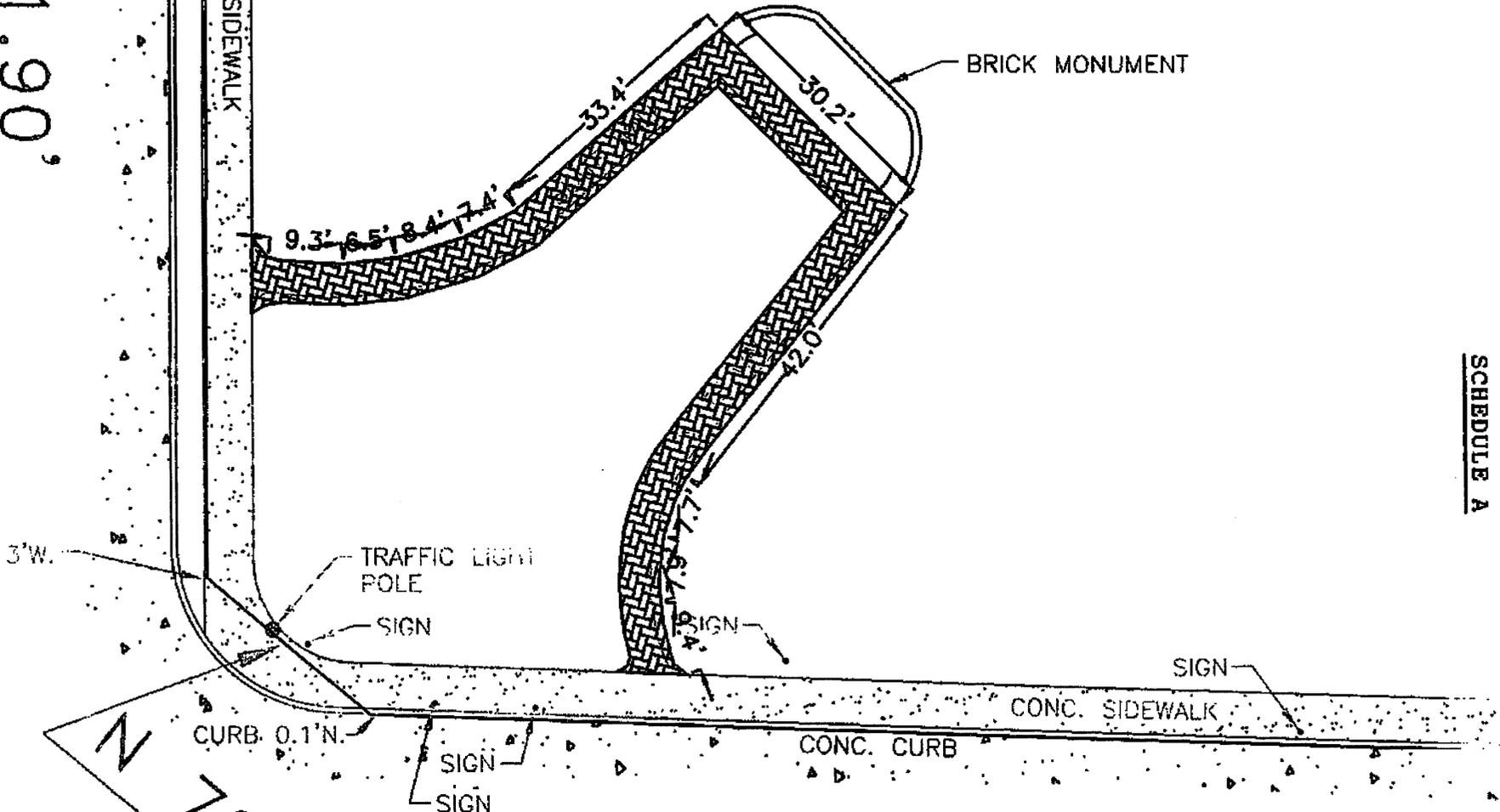
721.90'

CONC. SIDEWALK



BRICK MONUMENT

SCHEDULE A



N 72° 12' 05" W
26.05'

S 69° 56' 10" W

PULAS

08.17.2010
100659

ADOPTED

TOWN OF RIVERHEAD

Resolution # 659

AWARDS BID ON TRAFFIC SIGNS AND RELATED ITEMS

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the Town Clerk was authorized to advertise for sealed bids on Traffic Signs and Related Items for the use of the Riverhead Highway Department, and

WHEREAS, all bids were received and read aloud on then 9th of August at 11:00 A.M. at the Town Hall, 200 Howell Avenue, Riverhead, New York the date, time and place given in the Notice to Bidders, and

WHEREAS, four bids were received,

NOW THEREFORE BE IT

RESOLVED, that the bid for Traffic Signs and Related Items be and is hereby awarded to Custom Products Corp., PO Box 54091, Jackson, MS 39288, and

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Custom Products Corp., PO Box 54091, Jackson, MS 39288, the Highway Department and the Office of Accounting; and be it further

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

THE VOTE

Giglio Yes No

Wooten Yes No

Gabrielsen Yes No

Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

CPC

Town of Riverhead Highway Department
Traffic Signs and Associated Items Bid Form

Item No.	Approx. Quant.	MUTCD	Description	Size	Unit Price
1	15		Stop Sign (High Intensity)	48 x 48	58.66
2	25		No Parking, Stopping, Standing	12 x 18	5.01
3	15		Flood and Ice Area	30 x 30	18.61
4	15		Hidden Drive	24 x 24	12.41
5	12		Dead End	24 x 24	12.41
6	10		Detour Ahead (orange)	30x30	18.61
7	10		Detour Ahead (orange)	36x36	26.53
8	10		Road Closed (orange)	30 x 30	18.61
9	10		Road Closed (orange)	36 x 36	26.53
10	10		Road Closed (orange)	48 x 48	46.84
11	5		One Lane Road Ahead (orange)	30 x 30	18.61
12	5		One Lane Road Ahead (orange)	36 x 36	26.53
13	5		One Lane Road Ahead (orange)	48 x 48	46.84
14	5		Left Lane Closed Ahead (orange)	30 x 30	18.61
15	5		Left Lane Closed Ahead (orange)	36 x 36	26.53
16	5		Left Lane Closed Ahead (orange)	48 x 48	46.84
17	5		Right Lane Closed Ahead (orange)	30 x 30	18.61
18	5		Right Lane Closed Ahead (orange)	36 x 36	26.53
19	5		Right Lane Closed Ahead (orange)	48 x 48	46.84
20	5		Be Prepared to Stop (orange)	30 x 30	18.61
21	5		Be Prepared to Stop (orange)	36 x 36	26.53
22	5		Be Prepared to Stop (orange)	48 x 48	46.84
23	5		Men Working (orange)	30 x 30	18.61
24	5		Men Working (orange)	36 x 36	26.53
25	5		Men Working (orange)	48 x 48	46.84
26	5		Be Prepared to Stop (yellow)	30 x 30	18.61
27	5		Be Prepared to Stop (yellow)	36 x 36	26.53
28	5		Be Prepared to Stop (yellow)	48 x 48	46.84
29	10		All Way (red)	18 x 6	3.42

CPC

Item No.	Approx. Quant.	MUTCD	Description	Size	Unit Price
30	5		Detour Left (black w/orange arrow)	18 x 48	17.80
31	5		Detour Right (black w/orange arrow)	18 x 48	17.80
32	10		4 Way (red)	12 x 6	2.28
33	10		3 Way (red)	12 x 6	2.28
34	10		No Thru Traffic (white)	18 x 24	9.32
35	5		Traffic Circle (yellow)	18 x 24	9.32
36	5		Traffic Circle Ahead (yellow)	18 x 24	9.32
37	5		 (Traffic Circle) (yellow)	18 x 24	9.32
38	5		Hill (yellow)	24 x 24	12.41
39	5		Hill (yellow)	30 x 30	18.61
40	5		Hill (yellow)	36 x 36	26.53
41	5		Hill (yellow)	48 x 48	46.84
42	5		Ahead (yellow)	24 x 12	6.78
43	20		Yield	18"	9.35
44	20		Yield	30"	9.82
45	10		No Left Turn (white)	24 x 18	9.32
46	10		No Right Turn (white)	24 x 18	9.32
47	10		Road Closed to Thru Traffic (white)	60 x 30	36.72
48	10		Road Closed Local Traffic Only (white)	60 x 30	36.72
49	10		Road Closed (white)	48 x 30	29.47
50	10		No Parking School Hours	12 x 18	5.01
51	10		 Parking Only	12 x 18	5.01
52	20		Speed Limit 30 (white)	24 x 30	15.45
53	20		Speed Limit 45 (white)	24 x 30	15.45
54	20		Speed Limit 50 (white)	24 x 30	15.45
55	20		Speed Limit 20 (white)	24 x 30	15.45
56	20		Bump (yellow)	30 x 30	18.61
57	20		Rough Road (yellow)	30 x 30	18.61
58	20		Dead End (yellow)	30 x 30	18.61

CPC

Item No.	Approx. Quant.	MUTCD	Description	Size	Unit Price
59	20		Road Closed (yellow)	30 x 30	18.61
60	20		Road Flooded (yellow)	30 x 30	18.61
61	20		Dangerous Curve/ Intersection(yellow)	30 x 30	18.61
62	20		School Bus Stop Ahead (yellow)	30 x 30	18.61
63	20		Road Closed (yellow)	24 x 24	12.41
64	20		Road Flooded (yellow)	24 x 24	12.41
65	20		Dead End (yellow)	24 x 24	12.41
66	20		Dangerous Curve/ Intersection(yellow)	24 x 24	12.41
67	20		School Bus Stop Ahead (yellow)	24 x 24	12.41
68	20		Deaf Child Area	24 x 24	12.41
69	12		Yellow Reflectors	18 x 18	7.22
70	12		Red Reflectors	18 x 18	7.22
			ALL FLAT STREET SIGN BLANKS TO BE / DOUBLE FACED W/.080 ROUNDED CORNERS - SEE ATTACHMENT		
71	100		Flat St. Signs Blue W/White Border	. 9 x 24	7.56
72	100		Flat St. Signs Blue W/White Border	. 9 x 30	9.44
73	50		Flat St. Signs Blue W/White Border	. 12 x 18	7.51
74	50		Flat St. Signs Blue W/White Border	. 18 x 24	13.98
75	20		Flat St. Signs Red W/White Border	. 9 x 24	9.45
76	20		White 2 Sided Blanks	. 18 x 36	19.26
77	20		White 2 Sided Blanks	. 12 x 18	6.81
78	20		Yellow & Yellow 2 Sided Blanks	. 24 x 24	17.13
79	20		Yellow & Yellow 2 Sided Blanks	. 30 x 30	25.87
80	20		White & Yellow 2 Sided Blanks	. 30 x 30	27.91
81	20		H (Hospital) Blue	. 24 x 24	12.41
	500		3/8 x 3 USS Bolts	Hm .22	110.00 .22
	500		1/2" USS Washers	Hm .16	80.00 .16
	500		3/8" Tamper Proof Nuts	Hm .276	1380.00 2.76
	200		"U" Channel Posts, 10' Green	.	12.42
	100		U Channel Cap	.	3.87
	100		14.5 Long Wing Brackets	(Hm)	43.464
	100		Cross to use w/cap	.	3.93

Vulcan

Town of Riverhead Highway Department
Traffic Signs and Associated Items Bid Form

Item No.	Approx. Quant.	MUTCD	Description	Size	Unit Price
1	15		Stop Sign (High Intensity)	48 x 48	64.65
2	25		No Parking, Stopping, Standing	12 x 18	5.32
3	15		Flood and Ice Area	30 x 30	23.91
4	15		Hidden Drive	24 x 24	14.08
5	12		Dead End	24 x 24	14.08
6	10		Detour Ahead (orange)	30x30	24.50
7	10		Detour Ahead (orange)	36x36	35.28
8	10		Road Closed (orange)	30 x 30	24.50
9	10		Road Closed (orange)	36 x 36	35.28
10	10		Road Closed (orange)	48 x 48	62.72
11	5		One Lane Road Ahead (orange)	30 x 30	24.50
12	5		One Lane Road Ahead (orange)	36 x 36	35.28
13	5		One Lane Road Ahead (orange)	48 x 48	62.72
14	5		Left Lane Closed Ahead (orange)	30 x 30	24.50
15	5		Left Lane Closed Ahead (orange)	36 x 36	35.28
16	5		Left Lane Closed Ahead (orange)	48 x 48	62.72
17	5		Right Lane Closed Ahead (orange)	30 x 30	24.50
18	5		Right Lane Closed Ahead (orange)	36 x 36	35.28
19	5		Right Lane Closed Ahead (orange)	48 x 48	62.72
20	5		Be Prepared to Stop (orange)	30 x 30	24.50
21	5		Be Prepared to Stop (orange)	36 x 36	35.28
22	5		Be Prepared to Stop (orange)	48 x 48	62.72
23	5		Men Working (orange)	30 x 30	24.50
24	5		Men Working (orange)	36 x 36	35.28
25	5		Men Working (orange)	48 x 48	62.72
26	5		Be Prepared to Stop (yellow)	30 x 30	22.00
27	5		Be Prepared to Stop (yellow)	36 x 36	31.68
28	5		Be Prepared to Stop (yellow)	48 x 48	56.32
29	10		All Way (red)	18 x 6	3.40

Vulcan

Item No.	Approx. Quant.	MUTCD	Description	Size	Unit Price
30	5		Detour Left (black w/orange arrow)	18 x 48	23.52
31	5		Detour Right (black w/orange arrow)	18 x 48	23.52
32	10		4 Way (red)	12 x 6	3.00
33	10		3 Way (red)	12 x 6	3.00
34	10		No Thru Traffic (white)	18 x 24	10.56
35	5		Traffic Circle (yellow)	18 x 24	12.75
36	5		Traffic Circle Ahead (yellow)	18 x 24	12.75
37	5		 (Traffic Circle) (yellow)	18 x 24	12.75
38	5		Hill (yellow)	24 x 24	14.08
39	5		Hill (yellow)	30 x 30	22.00
40	5		Hill (yellow)	36 x 36	31.68
41	5		Hill (yellow)	48 x 48	56.32
42	5		Ahead (yellow)	24 x 12	7.40
43	20		Yield	18"	7.54
44	20		Yield	30"	9.55
45	10		No Left Turn (white)	24 x 18	10.56
46	10		No Right Turn (white)	24 x 18	10.56
47	10		Road Closed to Thru Traffic (white)	60 x 30	44.00
48	10		Road Closed Local Traffic Only (white)	60 x 30	44.00
49	10		Road Closed (white)	48 x 30	35.20
50	10		No Parking School Hours	12 x 18	7.31
51	10		 Parking Only	12 x 18	5.80
52	20		Speed Limit 30 (white)	24 x 30	17.60
53	20		Speed Limit 45 (white)	24 x 30	17.60
54	20		Speed Limit 50 (white)	24 x 30	17.60
55	20		Speed Limit 20 (white)	24 x 30	17.60
56	20		Bump (yellow)	30 x 30	22.00
57	20		Rough Road (yellow)	30 x 30	22.00
58	20		Dead End (yellow)	30 x 30	22.00

VULCAN

Item No.	Approx. Quant.	MUTCD	Description	Size	Unit Price
59	20		Road Closed (yellow)	30 x 30	22.00
60	20		Road Flooded (yellow)	30 x 30	23.91
61	20		Dangerous Curve/ Intersection(yellow)	30 x 30	23.91
62	20		School Bus Stop Ahead (yellow)	30 x 30	22.00
63	20		Road Closed (yellow)	24 x 24	14.08
64	20		Road Flooded (yellow)	24 x 24	16.00
65	20		Dead End (yellow)	24 x 24	14.08
66	20		Dangerous Curve/ Intersection(yellow)	24 x 24	16.00
67	20		School Bus Stop Ahead (yellow)	24 x 24	14.08
68	20		Deaf Child Area	24 x 24	14.08
69	12		Yellow Reflectors	18 x 18	12.70
70	12		Red Reflectors	18 x 18	12.70
			ALL FLAT STREET SIGN BLANKS TO BE DOUBLE FACED W/.080 ROUNDED CORNERS – SEE ATTACHMENT		
71	100		Flat St. Signs Blue W/White Border	9 x 24	9.38
72	100		Flat St. Signs Blue W/White Border	9 x 30	11.16
73	50		Flat St. Signs Blue W/White Border	12 x 18	8.70
74	50		Flat St. Signs Blue W/White Border	18 x 24	16.05
75	20		Flat St. Signs Red W/White Border	9 x 24	9.38
76	20		White 2 Sided Blanks	18 x 36	20.79
77	20		White 2 Sided Blanks	12 x 18	6.97
78	20		Yellow & Yellow 2 Sided Blanks	24 x 24	18.48
79	20		Yellow & Yellow 2 Sided Blanks	30 x 30	28.88
80	20		White & Yellow 2 Sided Blanks	30 x 30	28.88
81	20		H (Hospital) Blue	24 x 24	14.08
	500		3/8 x 3 USS Bolts		.28
	500		1/2" USS Washers		.13
	500		3/8" Tamper Proof Nuts Tuf-Nut		.75
	200		"U" Channel Posts, 10' Green #2		15.85
	100		U Channel Cap vs-4		4.04
	100		14.5 Long Wing Brackets vs-1c		5.30
	100		Cross to use w/cap vs-4		4.04

Hall

Town of Riverhead Highway Department
Traffic Signs and Associated Items Bid Form

Item No.	Approx. Quant.	MUTCD	Description	Size	Unit Price
1	15		Stop Sign (High Intensity)	48 x 48	75.56 60.03
2	25		No Parking, Stopping, Standing	12 x 18	7.28
3	15		Flood and Ice Area	30 x 30	31.95
4	15		Hidden Drive	24 x 24	15.54
5	12		Dead End	24 x 24	15.54
6	10		Detour Ahead (orange)	30x30	23.96
7	10		Detour Ahead (orange)	36x36	34.20
8	10		Road Closed (orange)	30 x 30	23.96
9	10		Road Closed (orange)	36 x 36	34.20
10	10		Road Closed (orange)	48 x 48	63.63
11	5		One Lane Road Ahead (orange)	30 x 30	23.96
12	5		One Lane Road Ahead (orange)	36 x 36	34.20
13	5		One Lane Road Ahead (orange)	48 x 48	63.63
14	5		Left Lane Closed Ahead (orange)	30 x 30	23.96
15	5		Left Lane Closed Ahead (orange)	36 x 36	34.20
16	5		Left Lane Closed Ahead (orange)	48 x 48	63.63
17	5		Right Lane Closed Ahead (orange)	30 x 30	23.96
18	5		Right Lane Closed Ahead (orange)	36 x 36	34.20
19	5		Right Lane Closed Ahead (orange)	48 x 48	63.63
20	5		Be Prepared to Stop (orange)	30 x 30	23.96
21	5		Be Prepared to Stop (orange)	36 x 36	34.20
22	5		Be Prepared to Stop (orange)	48 x 48	63.63
23	5		Men Working (orange)	30 x 30	23.96
24	5		Men Working (orange)	36 x 36	34.20
25	5		Men Working (orange)	48 x 48	63.63
26	5		Be Prepared to Stop (yellow)	30 x 30	23.96
27	5		Be Prepared to Stop (yellow)	36 x 36	34.20
28	5		Be Prepared to Stop (yellow)	48 x 48	63.63
29	10		All Way (red)	18 x 6	3.32

JK

Hall

Item No.	Approx. Quant.	MUTCD	Description	Size	Unit Price
30	5		Detour Left (black w/orange arrow)	18 x 48	23.29
31	5		Detour Right (black w/orange arrow)	18 x 48	23.29
32	10		4 Way (red)	12 x 6	2.42
33	10		3 Way (red)	12 x 6	2.42
34	10		No Thru Traffic (white)	18 x 24	11.84
35	5		Traffic Circle (yellow)	18 x 24	11.84
36	5		Traffic Circle Ahead (yellow)	18 x 24	11.84
37	5		 (Traffic Circle) (yellow)	18 x 24	11.84
38	5		Hill (yellow)	24 x 24	15.54
39	5		Hill (yellow)	30 x 30	23.96
40	5		Hill (yellow)	36 x 36	34.20
41	5		Hill (yellow)	48 x 48	63.63
42	5		Ahead (yellow)	24 x 12	8.10
43	20		Yield	18"	7.30
44	20		Yield	30"	12.56
45	10		No Left Turn (white)	24 x 18	11.84
46	10		No Right Turn (white)	24 x 18	11.84
47	10		Road Closed to Thru Traffic (white)	60 x 30	62.77
48	10		Road Closed Local Traffic Only (white)	60 x 30	62.77
49	10		Road Closed (white)	48 x 30	39.09
50	10		No Parking School Hours	12 x 18	7.28
51	10		 Parking Only	12 x 18	6.88
52	20		Speed Limit 30 (white)	24 x 30	19.25
53	20		Speed Limit 45 (white)	24 x 30	19.25
54	20		Speed Limit 50 (white)	24 x 30	19.25
55	20		Speed Limit 20 (white)	24 x 30	19.25
56	20		Bump (yellow)	30 x 30	23.96
57	20		Rough Road (yellow)	30 x 30	23.96
58	20		Dead End (yellow)	30 x 30	23.96

Hall

Item No.	Approx. Quant.	MUTCD	Description	Size	Unit Price
59	20		Road Closed (yellow)	30 x 30	23.96
60	20		Road Flooded (yellow)	30 x 30	23.96
61	20		Dangerous Curve/ Intersection(yellow)	30 x 30	23.96
62	20		School Bus Stop Ahead (yellow)	30 x 30	26.62
63	20		Road Closed (yellow)	24 x 24	15.54
64	20		Road Flooded (yellow)	24 x 24	15.54
65	20		Dead End (yellow)	24 x 24	15.54
66	20		Dangerous Curve/ Intersection(yellow)	24 x 24	15.54
67	20		School Bus Stop Ahead (yellow)	24 x 24	17.27
68	20		Deaf Child Area	24 x 24	15.54
69	12		Yellow Reflectors	18 x 18	19.28
70	12		Red Reflectors	18 x 18	19.28
			ALL FLAT STREET SIGN BLANKS TO BE DOUBLE FACED W/.080 ROUNDED CORNERS – SEE ATTACHMENT		
71	100		Flat St. Signs Blue W/White Border	9 x 24	12.01
72	100		Flat St. Signs Blue W/White Border	9 x 30	14.02
73	50		Flat St. Signs Blue W/White Border	12 x 18	12.03
74	50		Flat St. Signs Blue W/White Border	18 x 24	19.96
75	20		Flat St. Signs Red W/White Border	9 x 24	12.01
76	20		White 2 Sided Blanks	18 x 36	24.04
77	20		White 2 Sided Blanks	12 x 18	8.03
78	20		Yellow & Yellow 2 Sided Blanks	24 x 24	21.22
79	20		Yellow & Yellow 2 Sided Blanks	30 x 30	33.10
80	20		White & Yellow 2 Sided Blanks	30 x 30	33.10
81	20		H (Hospital) Blue	24 x 24	15.54
	500		3/8 x 3 USS Bolts		.63
	500		1/2" USS Washers		.33
	500		3/8" Tamper Proof Nuts		.64
	200		"U" Channel Posts, 10' Green		14.37
	100		U Channel Cap		3.31
	100		14.5 Long Wing Brackets		4.65
	100		Cross to use w/cap		3.50

Glenco

Town of Riverhead Highway Department
Traffic Signs and Associated Items Bid Form

Item No.	Approx. Quant.	MUTCD	Description	Size	Unit Price
1	15		Stop Sign (High Intensity)	48 x 48	61.51
2	25		No Parking, Stopping, Standing	12 x 18	5.25
3	15		Flood and Ice Area	30 x 30	19.51
4	15		Hidden Drive	24 x 24	13.01
5	12		Dead End	24 x 24	13.01
6	10		Detour Ahead (orange)	30x30	22.06
7	10		Detour Ahead (orange)	36x36	30.27
8	10		Road Closed (orange)	30 x 30	22.06
9	10		Road Closed (orange)	36 x 36	30.27
10	10		Road Closed (orange)	48 x 48	55.40
11	5		One Lane Road Ahead (orange)	30 x 30	22.06
12	5		One Lane Road Ahead (orange)	36 x 36	30.27
13	5		One Lane Road Ahead (orange)	48 x 48	55.40
14	5		Left Lane Closed Ahead (orange)	30 x 30	22.06
15	5		Left Lane Closed Ahead (orange)	36 x 36	30.27
16	5		Left Lane Closed Ahead (orange)	48 x 48	55.40
17	5		Right Lane Closed Ahead (orange)	30 x 30	22.06
18	5		Right Lane Closed Ahead (orange)	36 x 36	30.27
19	5		Right Lane Closed Ahead (orange)	48 x 48	55.40
20	5		Be Prepared to Stop (orange)	30 x 30	22.06
21	5		Be Prepared to Stop (orange)	36 x 36	30.27
22	5		Be Prepared to Stop (orange)	48 x 48	55.40
23	5		Men Working (orange)	30 x 30	22.06
24	5		Men Working (orange)	36 x 36	30.27
25	5		Men Working (orange)	48 x 48	55.40
26	5		Be Prepared to Stop (yellow)	30 x 30	22.06
27	5		Be Prepared to Stop (yellow)	36 x 36	30.27
28	5		Be Prepared to Stop (yellow)	48 x 48	55.40
29	10		All Way (red)	18 x 6	4.45

Glenco

Item No.	Approx. Quant.	MUTCD	Description	Size	Unit Price
30	5		Detour Left (black w/orange arrow)	18 x 48	19.19
31	5		Detour Right (black w/orange arrow)	18 x 48	19.19
32	10		4 Way (red)	12 x 6	2.74
33	10		3 Way (red)	12 x 6	2.74
34	10		No Thru Traffic (white)	18 x 24	10.26
35	5		Traffic Circle (yellow)	18 x 24	10.26
36	5		Traffic Circle Ahead (yellow)	18 x 24	10.26
37	5		 (Traffic Circle) (yellow)	18 x 24	10.26
38	5		Hill (yellow)	24 x 24	13.01
39	5		Hill (yellow)	30 x 30	22.06
40	5		Hill (yellow)	36 x 36	30.27
41	5		Hill (yellow)	48 x 48	55.40
42	5		Ahead (yellow)	24 x 12	8.70
43	20		Yield	18"	10.50
44	20		Yield	30"	11.00
45	10		No Left Turn (white)	24 x 18	10.26
46	10		No Right Turn (white)	24 x 18	10.26
47	10		Road Closed to Thru Traffic (white)	60 x 30	44.55
48	10		Road Closed Local Traffic Only (white)	60 x 30	44.55
49	10		Road Closed (white)	48 x 30	35.74
50	10		No Parking School Hours	12 x 18	6.48
51	10		 Parking Only	12 x 18	6.48
52	20		Speed Limit 30 (white)	24 x 30	17.55
53	20		Speed Limit 45 (white)	24 x 30	17.55
54	20		Speed Limit 50 (white)	24 x 30	17.55
55	20		Speed Limit 20 (white)	24 x 30	17.55
56	20		Bump (yellow)	30 x 30	22.06
57	20		Rough Road (yellow)	30 x 30	22.06
58	20		Dead End (yellow)	30 x 30	22.06

(22.06)

silence

Item No.	Approx. Quant.	MUTCD	Description	Size	Unit Price
59	20		Road Closed (yellow)	30 x 30	22.06
60	20		Road Flooded (yellow)	30 x 30	22.06
61	20		Dangerous Curve/ Intersection(yellow)	30 x 30	22.06
62	20		School Bus Stop Ahead (yellow)	30 x 30	22.06
63	20		Road Closed (yellow)	24 x 24	13.01
64	20		Road Flooded (yellow)	24 x 24	13.01
65	20		Dead End (yellow)	24 x 24	13.01
66	20		Dangerous Curve/ Intersection(yellow)	24 x 24	13.01
67	20		School Bus Stop Ahead (yellow)	24 x 24	13.01
68	20		Deaf Child Area	24 x 24	13.01
69	12		Yellow Reflectors	18 x 18	9.10
70	12		Red Reflectors	18 x 18	9.10
			ALL FLAT STREET SIGN BLANKS TO BE DOUBLE FACED W/.080 ROUNDED CORNERS - SEE ATTACHMENT		
71	100		Flat St. Signs Blue W/White Border	9 x 24	9.77
72	100		Flat St. Signs Blue W/White Border	9 x 30	12.21
73	50		Flat St. Signs Blue W/White Border	12 x 18	9.70
74	50		Flat St. Signs Blue W/White Border	18 x 24	16.95
75	20		Flat St. Signs Red W/White Border	9 x 24	11.45
76	20		White 2 Sided Blanks	18 x 36	23.35
77	20		White 2 Sided Blanks	12 x 18	9.40
78	20		Yellow & Yellow 2 Sided Blanks	24 x 24	20.77
79	20		Yellow & Yellow 2 Sided Blanks	30 x 30	31.36
80	20		White & Yellow 2 Sided Blanks	30 x 30	33.95
81	20		H (Hospital) Blue	24 x 24	13.01
	500		3/8 x 3 USS Bolts		.28
	500		1/2" USS Washers		.19
	500		3/8" Tamper Proof Nuts		3.90
	200		"U" Channel Posts, 10' Green		19.00
	100		U Channel Cap		6.10
	100		14.5 Long Wing Brackets		6.60
	100		Cross to use w/cap		6.10

08.17.2010
100660

ADOPTED

TOWN OF RIVERHEAD

Resolution # 660

ADOPTS A LOCAL LAW TO AMEND CHAPTER 92 OF THE TOWN CODE OF THE TOWN OF RIVERHEAD ENTITLED, "HIGHWAYS, STREETS AND SIDEWALKS"
(Ensure timely removal of damaged utility poles on Town highways)

Councilman Wooten offered the following resolution,

which was seconded by Councilman Gabrielsen

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a local law to amend Chapter 92 of the Town Code of the Town of Riverhead entitled, "Highways, Streets and Sidewalks"; and

WHEREAS, a public hearing was held on the 3rd day of August, 2010 at 2:15 o'clock p.m. at Riverhead 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 amend Chapter 92 of the Town Code of the Town of Riverhead entitled, "Highways, Streets and Sidewalks" is hereby adopted as specified in the attached notice of adoption; and be it further

RESOLVED, that the Town Clerk 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 is hereby authorized to forward a copy of this resolution to the Town Attorney, Engineering Department and the Highway Department; and be it further

RESOLVED, Town Hall Departments may review and obtain a copy of this resolution from Doculex and, if needed, a 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 Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law to amend Chapter 92 entitled, " Highways, Streets and Sidewalks" of the Riverhead Town Code at its regular meeting held on August 17, 2010. **Be it enacted** by the Town Board of the Town of Riverhead as follows:

~~Article V~~

~~**Severability and When Effective**~~

~~§92-14. Severability.~~

~~If any section, subsection, sentence, clause, phrase or portion of this chapter is for any reason held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions of this chapter.~~

~~§92-15. When Effective.~~

~~This chapter shall take effect after the filing with the Secretary of State.~~

Article V

Timely Removal of Damaged Utility Poles on Town Highways

§ 92-14. Legislative intent.

A. The Riverhead Town Board hereby finds and determines that utility companies are frequently required to replace damaged utility poles.

B. The Riverhead Town Board also finds that this process often involves the installation of a new pole directly next to or in close proximity to the damaged pole, a practice known in the industry as a "double wood".

C. The Riverhead Town Board further determines that double woods should be in place only temporarily to allow the various utility companies a reasonable amount of time to move their equipment to the new pole.

D. The Riverhead Town Board determines that, increasingly, double woods are being left in place for long periods of time, sometimes for several years.

E The Riverhead Town Board also finds and determines that double woods have proliferated to the point where there are now hundreds, if not thousands, of aesthetically unpleasant damaged poles lining the Town's roadways.

F. The Riverhead Town Board determines that in addition to being eyesores, damaged poles left standing for unreasonably long periods of time pose a serious threat to the safety of Town of Riverhead residents.

G. Therefore, the purpose of this law is to incorporate into the Town of Riverhead Highway Department utility pole permitting process a requirement that damaged poles be removed in a timely manner and to authorize penalties against utilities when they fail to comply with this permit requirement or when they fail to remove existing, damaged poles in violation of this Article.

§ 92-15. Definitions.

A. As used in this law, the following term shall have the meaning indicated:

“DOUBLE WOOD” shall mean a new utility pole that is attached, or placed in close proximity, to a damaged utility pole.

“PLANT” shall mean the cables, terminals, conductors and other fixtures necessary for transmitting electric, telephone, cable television or other telecommunications service.

“PUBLIC UTILITY” shall mean any corporation, authority or other entity that provides electric, telephone, cable television or other telecommunications service to the residents of the Town of Riverhead.

§ 92-16. Permit requirements.

The Town of Riverhead Highway Department shall include in all permits for the installation of utility poles on Town highways the following provisions:

1. The permittee shall have ninety (90) days to remove a damaged pole following the installation of a new pole.
2. If a damaged pole remains as part of a double wood after the ninety (90) day period has expired, the Town of Riverhead Highway Department shall notify the permittee that the damaged pole must be removed within sixty (60) days of receipt of the notice or a penalty will be imposed.
3. If a damaged pole remains as part of a double wood sixty (60) days after the Town’s notification, the permittee shall be assessed a penalty of two hundred fifty dollars (\$250.00) for each day the damaged pole is left standing.

§ 92-17. Compliance; enforcement.

A. The Highway Department Superintendent shall determine procedures for compliance with the provisions of this Article.

B. The Highway Department Superintendent or designee shall also be responsible for undertaking the inspections to determine compliance and certification and filing the necessary documentation.

C. The provisions of this chapter shall be enforced by the Building Inspector, the Zoning and Building Administrator, Ordinance Inspector, Town Investigator, Senior Town Investigator and by the police officers of the town of Riverhead, who shall be authorized to issue summonses to violators at the site of the violation. If the owner of the property on which the violation exists cannot be personally served at the time of the issuance of the summons, the summons shall be served upon the owner by certified mail, return receipt requested, addressed to the owner or its designated managing agent at the address listed in the property tax rolls as the address of the property owner.

§ 92-18. Penalties for offenses; Civil penalty authorized.

A. Each day's continued violation shall constitute a separate, additional violation.

B. A violation of this Article shall be punishable by a fine not to exceed two hundred fifty dollars (\$250.00).

C. Any public utility that violates this law and fails to remove their double wood or plant from a damaged pole within sixty (60) days of receiving notification shall be subject to a civil penalty not to exceed \$250.00 for each such violation. Each day that the violation continues shall be deemed a separate violation.

D. If a public utility violates the provisions of this law and fails to remove the double wood or plant from a damaged pole in accordance with the provisions of this law, the Town Attorney upon authorization from the Town Board, may commence an action in the name of the Town of Riverhead in a court of competent jurisdiction for necessary relief which may include imposition of civil penalties as authorized by this law, in order to remove the double wood or plant from a damaged utility pole and/or to remove the damaged pole, the recovery of costs of the action and such other remedies as may be necessary to prevent or enjoin a dangerous condition from existing on a town highway.

§ 92-19. Applicability.

A. Scope. This Article shall apply to all utility poles located within the Town of Riverhead, whether or not the use and installation thereof shall be permitted under applicable regulations.

B. This Article shall apply to all utility pole permits issued by the Town of Riverhead Highway Department and shall apply to existing double wood on or after the effective date of this law.

C. The provisions of this Article shall be deemed to supplement applicable state and local laws, ordinances, codes and regulations. Nothing in this Article shall be deemed to abolish, impair, supersede or replace existing remedies of the Town, county or state or existing requirements of any other provision of local laws or ordinances of the Town or county or state laws and regulations. In case of conflict between any provisions of this Article and any applicable state or local law, ordinance, code or regulation, the more restrictive or stringent provision or requirement shall prevail. The issuance of any permit or the filing of any form under this Article does not make legal any action of state of facts that is otherwise illegal under any other applicable legislation.

Article VI
Severability and When Effective

§ 92-20. Severability.

If any section, subsection, sentence, clause, phrase or portion of this chapter is for any reason held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions of this chapter.

§ 92-21. When effective.

This chapter shall take effect after the filing with the Secretary of State.

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

Dated: Riverhead, New York
August 17, 2010

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

DIANE M. WILHELM, Town Clerk

08.17.2010
100661

ADOPTED

TOWN OF RIVERHEAD

Resolution # 661

APPROVES THE CHAPTER 90 APPLICATION OF FINK'S COUNTRY FARM, INC.

Councilman Gabrielsen offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, on August 9, 2010, Fink's Country Farm Inc. submitted a Chapter 90 Application for the purpose of conducting a Fall event to include u-pick pumpkins, a corn maze, hayrides and an animal farm, to be held at 6242 Middle Country Road, Manorville, New York on Saturdays and Sundays between the hours of 9:00 a.m. and 5:00 p.m., beginning September 18, 2010 and ending on November 1, 2010 and for the months of October and November only, Friday and Saturday evenings between 7:00 p.m. and 10:00 p.m.; and

WHEREAS, Fink's Country Farm Inc. 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, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

WHEREAS, the Town Attorney of the Town of Riverhead has reviewed all documents including the certificate of insurance regarding said application; and

WHEREAS, the applicable Chapter 90 fee has been paid.

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 Fink's Country Farm Inc. for the purpose of conducting a Fall event to include, u-pick pumpkins, a corn maze, hayrides and an animal farm, to be held at 6242 Middle Country Road, Manorville, New York,

beginning September 18, 2010 and ending on November 1, 2010, to be held on Saturdays and Sundays between the hours of 9:00 a.m. and 5:00 p.m., and for the month of October and November only, the addition of Friday and Saturday evenings between 7:00 p.m. and 10:00 p.m., is hereby approved; and be it further

RESOLVED, that approval for this event shall be subject to the following:

- Receipt of required Suffolk County Department of Health Vendors Temporary Food Service Permit;
- Receipt of required Public Gathering/Emergency Medical Services (EMS) information;
- Receipt of required Suffolk County Health Department approval (petting zoo); and be it further

RESOLVED, as this event will take place in the evening hours, additional lighting shall be required along the roadway to ensure the health, safety and welfare of the patrons attending said event; and

RESOLVED, that a fire safety and lighting inspection by the Town Fire Marshal is required 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 601 for the purpose of scheduling the required inspection appointment; and be it further

RESOLVED, that the necessary tents permits be obtained, if tents are utilized, and any tent installations 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 Agency 102 (Tents & Membrane Structures); and be it further

RESOLVED, that this approval is subject to the provisions of Riverhead Town Code Chapter 81 - "Noise Control", Chapter 108-56 - "Signs" and any other section of the Riverhead Town Code that may pertain to this event; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Fink's Country Farm Inc., 8 Wyandanch Trail, Ridge, New York, 11961; and be it further

RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from Doculex 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 Thereupon Duly Declared Adopted

08.17.2010
100662

ADOPTED

TOWN OF RIVERHEAD

Resolution # 662

APPROVES THE CHAPTER 90 APPLICATION OF GARDEN OF EVE, LLC
(L.I . GARLIC FESTIVAL)

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, on July 7, 2010, Garden of Eve, LLC submitted a Chapter 90 Application for the purpose of conducting an Annual Long Island Garlic Festival featuring vendors selling garlic and garlic related products and crafts to be held at 4558 Sound Avenue, Riverhead on Saturday, September 25, 2010 and Sunday, September 26, 2010 between the hours of 10:00 a.m. and 6:00 p.m.; and

WHEREAS, Garden of Eve, LLC 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, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

WHEREAS, the Town Attorney of the Town of Riverhead has reviewed all documents including the certificate of insurance regarding said application; and

WHEREAS, the applicable Chapter 90 fee has been paid.

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 Garden of Eve, LLC for the purpose of conducting an Annual Long Island Garlic Festival featuring vendors selling garlic and garlic related products and crafts to be held at 4558 Sound Avenue, Riverhead on Saturday, September 25, 2010 and Sunday, September 26, 2010 between the hours of 10:00 a.m. and 6:00 p.m. is hereby approved; and be it further

RESOLVED, that approval for this event shall be subject to the following:

- Receipt of required Suffolk County Department of Health Vendors Temporary Food Service Permit;
- Receipt of required Public Gathering/Emergency Medical Services (EMS) information;

RESOLVED, that a fire safety inspection by the Town Fire Marshal is required 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 601 for the purpose of scheduling the required inspection appointment; and be it further

RESOLVED, that no parking shall be permitted along the roadway or on the farm lots located on the south side of Sound Avenue; and be it further

RESOLVED, that tents permits be obtained if tents are to be utilized for this event and any tent installations and all electric shall comply with the applicable provisions of the Building and Fire Code of New York State and the National Electrical Code and National Fire Protection Agency 102 (Tents & Membrane Structures); and be it further

RESOLVED, that this approval is subject to the provisions of Riverhead Town Code Chapter 81 - "Noise Control", Chapter 108-56 - "Signs" and any other section of the Riverhead Town Code that may pertain to this event; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Garden of Eve, LLC, P.O. Box 216, Aquebogue, New York, 11931, the Riverhead Fire Marshal, the Riverhead Police Department and the Office of the Town Attorney; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from Doculex and, if needed, a 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 Thereupon Duly Declared Adopted

08.17.2010
100663

ADOPTED

TOWN OF RIVERHEAD

Resolution # 663

APPROVES CHAPTER 90 APPLICATION OF MARTHA CLARA VINEYARDS, LLC
(Octoberfest - Beer & Wine Festival – September 11th and 12th, 2010)

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, on August 4, 2010, Martha Clara Vineyards, LLC had submitted a Chapter 90 Application for the purpose of conducting an event entitled “Octoberfest - Beer & Wine Festival” to be held on their property located at 6025 Sound Avenue, Riverhead, New York, on Saturday, September 11, 2010 and Sunday, September 12, 2010 between the hours of 1:00 p.m. and 5:00 p.m.; and

WHEREAS, Martha Clara Vineyards, LLC 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, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

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

WHEREAS, the applicable Chapter 90 Application fee has been paid.

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 Martha Clara Vineyards, LLC for the purpose of an event entitled "Octoberfest - Beer & Wine Festival" to be held on their property located at 6025 Sound Avenue, Riverhead, New York, on Saturday, September 11, 2010 and Sunday, September 12, 2010 between the hours of 1:00 p.m. and 5:00 p.m. is hereby approved; and be it further

RESOLVED, that any necessary tent permits must be obtained and the tent installation and all electric shall comply with the applicable provisions of the Building and Fire Code of New York State, the National Electrical Code and the National Fire Protection Agency 102 (Tents & Membrane Structures); and be it further

RESOLVED, that this approval is subject to the obtaining of any permits as may be required by the New York State Department of Labor and the Suffolk County Department of Health; and be it further

RESOLVED, that this approval is subject to the provisions of Riverhead Town Code Chapter 81 - "Noise Control", Chapter 108-56 - "Signs" and any other section of the Riverhead Town Code that may pertain to this event; and be it further

RESOLVED, that a fire safety inspection by the Town Fire Marshal is required 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 601, for the purpose of arranging a "pre-opening" inspection appointment; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Martha Clara Vineyards, LLC, Attn: Julia Bowman, Events Coordinator, 6025 Sound Avenue, Riverhead, New York, 11901, Police Chief David Hegermiller; the Office of the Fire Marshal and the Office of the Town Attorney.

THE VOTE

Giglio Yes No

Gabrielsen Yes No

Wooten Yes No

Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

08.17.2010
100664

ADOPTED

TOWN OF RIVERHEAD

Resolution # 664

**APPROVES CHAPTER 90 APPLICATION OF THE
RIVERHEAD COUNTRY FAIR COMMITTEE
(Riverhead Country Fair - October 10, 2010)**

Councilman Wooten offered the following resolution,

which was seconded by Councilman Gabrielsen

WHEREAS, on July 30, 2010, the Riverhead Country Fair Committee submitted a Chapter 90 Application for the purpose of conducting their annual Country Fair to be held on Main Street, the Peconic Riverfront parking area and Peconic Avenue, Riverhead, New York on Saturday, October 10, 2010 having a rain date of Sunday, October 11, 2010, between the hours of 10:00 a.m. and 5:00 p.m.; and

WHEREAS, the Riverhead Country Fair Committee has completed and filed a Long Environmental Assessment Form in accordance with 6 NYCRR 617.6(b); and

WHEREAS, the Town Board of the Town of Riverhead has declared itself "Lead Agency" in accordance with 6 NYCRR 617; and

WHEREAS, due to its not-for-profit status, the Riverhead Country Fair Committee has requested the Chapter 90 Application fee for this event be waived; and

WHEREAS, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

WHEREAS, the Town Attorney of the Town of Riverhead has reviewed all documents including the certificate of insurance 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 Riverhead Country Fair

Committee for the purpose of conducting their annual Country Fair to be held on Main Street, Peconic Riverfront parking area and Peconic Avenue, Riverhead, New York on Saturday, October 10, 2010, having a rain date of Sunday, October 11, 2010, between the hours of 10:00 a.m. and 5:00 p.m., is hereby approved; and be it further

RESOLVED, that approval for this event shall be subject to the following:

- Receipt of required Suffolk County Department of Health Vendors Temporary Food Service Permit;
- Receipt of required Public Gathering/Emergency Medical Services (EMS) permit(s);

RESOLVED, that Chapter 46 entitled "Alcoholic Beverages" is deemed to be waived for the service of alcoholic beer during the event at or in locations and by licensed alcohol service providers to be determined prior to the commencement of the event; and be it further

RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes this event to be exempt from Chapter 86 entitled, "Noise Control" of the Riverhead Town Code; and be it further

RESOLVED, that the necessary tent permits must be obtained and any tent installations 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 Agency 102 (Tents & Membrane Structures); and be it further

RESOLVED, that a fire safety inspection by the Town Fire Marshal is required 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 601 for the purpose of scheduling the "pre-opening" inspection appointment; and be it further

RESOLVED, that the Town Board of the Town of Riverhead hereby waives the Chapter 90 Application fee for this event due to the applicant's not-for-profit status; and be it further

RESOLVED, that employees of the Riverhead Buildings and Grounds Department, the Riverhead Police Department, the Riverhead Highway Department, the Sanitation Department and the Riverhead Fire Marshal's Office are hereby authorized to utilize overtime expenditures to ensure the necessary public safety and security in connection with this event; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Riverhead Country Fair Committee, 200 Howell Avenue, Riverhead, NY, 11901, Attn: Tara McLaughlin, Fire Marshal, Engineering Department, Highway Department, Chief of Police and Sanitation; and be it further

RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from Doculex 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 Thereupon Duly Declared Adopted

08.17.2010
100665

ADOPTED

TOWN OF RIVERHEAD

Resolution # 665

**APPROVES THE CHAPTER 90 APPLICATION OF HALLOCKVILLE INC.
(Fall Festival and Craft Show – September 18th and 19th, 2010)**

Councilman Gabrielsen offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, on August 3, 2010, Hallockville Inc. submitted a Chapter 90 Application for the purpose of conducting a Fall Festival and Craft Show to be held at the Hallockville Farm Museum, located at 6038 Sound Avenue, Riverhead, New York, on Saturday, September 18, 2010 and Sunday, September 19, 2010, between the hours of 10:00 a.m. and 5:00 p.m.; and

WHEREAS, Hallockville Inc. 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 applicant has requested the Chapter 90 Application fee be waived due to its not-for-profit status; 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 Hallockville Inc. for the purpose of conducting a Fall Festival and Craft Show to be held at the Hallockville Museum, 6038 Sound Avenue, Riverhead, New York, on Saturday, September 18, 2010 and Sunday, September 19, 2010, between the hours of 10:00 a.m. and 5:00 p.m., is hereby approved; and be it further

RESOLVED, that the Riverhead Town Board hereby waives the Chapter 90 Application fee for this event due to the applicant's not-for-profit status; and be it further

RESOLVED, that approval for this event shall be subject to the following:

- Receipt of required Suffolk County Department of Health Vendors Temporary Food Service Permit;
- Receipt of required Emergency Medical Services (EMS) information;

RESOLVED, that this approval is subject to Riverhead Town Code Chapter 108-56 entitled, "Signs" and any other section of the Riverhead Town Code that may apply to this event; 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 601, 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 any necessary tent permits must be obtained and the tent installation and all electric shall comply with the applicable provisions of the Building and Fire Code of New York State, the National Electrical Code and the National Fire Protection Agency 102 (Tents & Membrane Structures); and be it further

RESOLVED, that employees of the Riverhead Buildings and Grounds Department, the Riverhead Police Department, the Riverhead Highway Department, the Sanitation Department and the Riverhead Fire Marshal's Office are hereby authorized to utilize overtime expenditures to ensure the necessary public safety and security in connection with this event; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Hallockville Inc, 6038 Sound Avenue, Riverhead, New York, 11901; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from Doculex 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 Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 666

EXTENDS BID CONTRACT FOR WATER METERS AND ACCESSORY EQUIPMENT FOR USE IN THE RIVERHEAD WATER DISTRICT

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, the Riverhead Water District has requested that the contract with Friendly Bytes Software, Inc., originally awarded by Resolution #090838 adopted September 1, 2009, be extended until September 1, 2011 ; and

WHEREAS, the above-named vendor has agreed to extend the contract until September 1, 2011, per the attached Bid Extension Notice, at the original bid amounts as filed with the Town Clerk; and

WHEREAS, the Town Board has reviewed said request.

NOW, THEREFORE, BE IT

RESOLVED, that the bid contract for water meters and accessory equipment be and is hereby extended to September 1, 2011; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from DOCULEX 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 Thereupon Duly Declared Adopted



RIVERHEAD WATER DISTRICT

1035 Pulaski Street
Riverhead, New York 11901
Phone (631) 727-3205
Fax (631) 369-4608

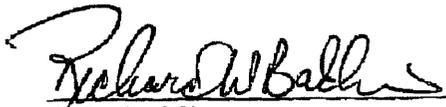
Bid Extension Notice

To: Friendly Bytes Software
From: Riverhead Water District
Date: August 6, 2010
Subject: Extension of Bid for Water Meters

Please be advised that our current bid contract with you for water meters and accessories supplied to the Riverhead Water District is due to expire on September 1, 2010.

The Town of Riverhead would like to extend this contract for a period of one (1) year. This will be the first extension under the terms of the current bid contract.

If this extension meets with your approval, please complete the bottom portion of this form and return it to us immediately.


Authorized Signature

RICHARD W BALDWIN
Print Name

FRIENDLY BYTES SOFTWARE, INC.
Company Name

Aug 10, 2010
Date

08.17.2010
100667

ADOPTED

TOWN OF RIVERHEAD

Resolution # 667

**AUTHORIZES TOWN CLERK TO RE-POST AND RE-PUBLISH THE ATTACHED
NOTICE TO BIDDERS FOR ASBESTOS REMOVAL AND SANITARY SYSTEM
REMEDICATION AND ABANDONMENT FOR THE FORMER
WEeping WILLOW MOTEL**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

RESOLVED, that the Town Clerk be and is hereby authorized to re-post and re-publish the attached Notice to Bidders for the Asbestos Removal and Sanitary System Remediation and Abandonment for the Former Weeping Willow Motel in the August 19, 2010 issue of the official Town newspaper; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Chris Kempner, Chris Fetten, P.E., Purchasing Department, IT Department and the Office of Accounting.

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 Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for Asbestos Removal and Sanitary System Remediation and Abandonment at the former Weeping Willow Motel, Route 25, Riverhead, New York will be received by the Town of Riverhead in the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York until 11:00 am on September 16, 2010 at which time they will be publicly opened and read aloud.

Plans and specifications may be examined and/or obtained on or about August 19, 2010 at the Office of the Town Clerk between the hours of 8:30 am and 4:30 pm weekdays, except holidays or by visiting the Town of Riverhead website: www.riverheadli.com and click on Bid Requests.

Funding for the project comes in part through an EPF grant administered by the New York State Office of Parks, Recreation and Historic Preservation (OPRHP). Under Article 15A, Executive Law, the State of New York is committed to providing Minority and Women Owned Business (MSBE) equal opportunity to participate in government contracts. The following goals have been set for this project 8% of the contract value for MBE's and 7% of the contract value for WBE's. The successful bidder may be required to furnish an EEO policy statement, staffing plan, and reports showing the participation of various business enterprises of subcontractors and suppliers on the contract.

Due to the scope of work for this contract, the Town is scheduling a Mandatory Pre-Bid Meeting for September 1, 2010 at 9 am at the site of the Former Weeping Willow Motel located at 961 West Main Street, Riverhead, New York 11901.

A non-refundable fee of \$50.00 will be required for each hard copy of the contract documents obtained from the Office of the Town Clerk.

Each proposal must be submitted on the form provided and must be in a sealed envelope clearly marked, "Asbestos Removal and Sanitary System Remediation and Abandonment at the former Weeping Willow Motel" and must be accompanied by a bid surety as state in the Instruction to Bidders.

Please take further notice, that the Town Board reserves the right to reject in whole or in part any or all bids, waive any informality in the bids and accept the bid which is deemed most favorable in the interest of the Town of Riverhead. The Town Board will use its discretion to make judgmental determination as to its best estimate of the lowest bidders.

**BY ORDER OF THE RIVERHEAD TOWN BOARD
DIANE M. WILHELM, Town Clerk
Riverhead, New York 11901**

Dated: August 17, 2010

08.17.2010
100668

ADOPTED

TOWN OF RIVERHEAD

Resolution # 668

PECONIC AVENUE PEDESTRIAN CROSSING

BUDGET ADJUSTMENT

Councilman Wooten offered the following resolution,

which was seconded by Councilman Gabrielsen

WHEREAS, additional funds are required for the Pedestrian Crossing at Peconic Ave; and

WHEREAS, the Environmental Review process issued a Release of Funds for CDBG projects to aid in the funding along with the Business Improvement District;

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

		<u>FROM</u>	<u>TO</u>
406.071100.523018.40185	Peconic Riverfront Bulkheading	12,615	
406.099010.481001.40185	Transfer from BID	8,630	
406.069800.523041.40187	Pedestrian Crosswalk		21,245

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the CDA Department, BID Management Association and the Engineering Department.

THE VOTE

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

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

08.17.2010
100669

ADOPTED

TOWN OF RIVERHEAD

Resolution # 669

**RATIFIES THE APPROVAL OF THE APPLICATION FOR FIREWORKS PERMIT OF
RIVERHEAD CHAMBER OF COMMERCE
(August 7, 2010 – Music Idol Night)**

Councilman Gabrielsen offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, on July 14, 2010 the Riverhead Chamber of Commerce submitted a Fireworks Permit Application for the purpose of conducting a fireworks display to be held at Grangebel Park, Riverhead, on Saturday, August 7, 2010 at 10:00 p.m.; and

WHEREAS, the Riverhead Chamber of Commerce has requested the applicable Fireworks Permit Application fee be waived due to its not-for-profit status; and

WHEREAS, the Town Attorney is in receipt of a completed Fireworks Application executed by the Chief of the Riverhead Fire Department and the Riverhead Fire Marshal and a certificate of insurance from the fireworks company (Pyro Engineering, Inc., d/b/a Bay Fireworks) naming the Town of Riverhead as an additional insured and has determined that same is satisfactory as to their form.

NOW THEREFORE BE IT RESOLVED, that the Fireworks Permit Application of the Riverhead Chamber of Commerce, for the purpose of conducting a fireworks display to be held at Grangebel Park, Riverhead, on Saturday, August 7, 2010 at 10:00 p.m., is hereby approved with the following conditions:

- The required fire suppression equipment and personnel shall be provided by the Riverhead Fire Department who must be at the site prior to commencement of fireworks display.
- Scheduling a pre-event inspection between 3:00 p.m. and 5:00 p.m. on the day of the event having the Fireworks technician(s), the Riverhead Fire Marshal and the Riverhead Fire Chief in attendance.
- Fireworks and technicians must arrive at Grangebel Park no later than 5:00 p.m. on the day of the event.
- Fireworks technician must have photo identification and present same to Fire

Marshal upon request.

- Fire Marshal to be present 60 minutes prior to commencement of display for purpose of final inspection and safety review.
- Fireworks display shall be limited to shells not larger than 3” in diameter.
- Fire Marshal shall have final authorization to allow the fireworks display or cancel the display if there are unsafe conditions, lightning and/or winds in excess of 30 miles per hour; and be it further

RESOLVED, that the applicable Fireworks Permit Application fee is hereby waived; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Riverhead Chamber of Commerce, 542 East Main Street, Riverhead, New York, 11901; Pyro Engineering, Inc., d/b/a Bay Fireworks, 400 Broadhollow Road, Suite 3, Farmingdale, New York, 11735, the Riverhead Fire Marshal, the Riverhead Fire Department and the Office of the Town Attorney.

THE VOTE

Giglio Yes No

Gabrielsen Yes No

Wooten Yes No

Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

08.17.2010
100670

ADOPTED

TOWN OF RIVERHEAD

Resolution # 670

**AUTHORIZES THE RELEASE OF SITE PLAN SECURITY OF
JOSEPH JOHNSON A/K/A LNJ REALTY, LLC**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, Joseph J. Johnson posted Bridgehampton National Bank Irrevocable Letter of Credit #170000398 in the sum of Fifty Seven Thousand Dollars (\$57,000.00) representing the 100% site plan security in connection with Riverhead Planning Board Resolution #93 dated October 2, 2008, for improvements to be completed at 199 Main Road, Aquebogue, New York, further described as Suffolk County Tax Map #0600-85-2-71.4, 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, the Planning Department is satisfied with the site requirements and Certificate of Occupancy #23740 dated August 5, 2010, has been issued.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of the above referenced security in the sum of Fifty Seven Thousand Dollars (\$57,000); and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Joseph L. Johnson, C.P.A., 186 W. Montauk Highway – Suite D-2, Hampton Bays, New York, 11946; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from Doculex 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 Thereupon Duly Declared Adopted

08.17.2010
100671

ADOPTED

TOWN OF RIVERHEAD

Resolution # 671

**APPROVES CHAPTER 90 APPLICATION OF
RIVERHEAD CHAMBER OF COMMERCE
(Rock-N-Roll Show – August 19, 2010)**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, on July 30, 2010, the Riverhead Chamber of Commerce submitted a Chapter 90 Application for the purpose of conducting a “Rock-N-Roll Show” in conjunction with the “Classic Car” gathering to be located in the Peconic Riverfront parking lot, Riverhead, New York, on Thursday, August 19, 2010, between the hours of 7:00 p.m. and 12:00 midnight, having a rain date of Thursday, August 26, 2010; and

WHEREAS, the Riverhead Chamber of Commerce has completed and filed a Short Environmental Assessment Form in accordance with 6 NYCRR 61; 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, Riverhead Foundation has requested the Chapter 90 Application Fee be waived due to its not-for-profit status; and

WHEREAS, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

WHEREAS, the Town Attorney 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 Riverhead Chamber of Commerce for the purpose of conducting a "Rock-N-Roll Show" in conjunction with the "Classic Car" gathering to be located in the Peconic Riverfront parking lot, Riverhead, New York, on Thursday, August 19, 2010, between the hours of 7:00 p.m. and 12:00 midnight, having a rain date of Thursday, August 26, 2010, is hereby approved; and be it further

RESOLVED, that this approval is subject to Riverhead Town Code Chapter 108-56 entitled, "Signs" and any other section of the Town Code that may pertain to this event; and be it further

RESOLVED, that the necessary tent permit(s) must be obtained, if tents are to be utilized, and that the tent installation 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 Agency 102 (Tents & Membrane Structures); 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 601, for the purpose of arranging the "pre-opening" inspection appointment; and be it further

RESOLVED, that the Town Board of the Town of Riverhead hereby waives the Chapter 90 Application Fee, due to the applicant's not-for-profit status; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Riverhead Chamber of Commerce, 542 East Main Street, Riverhead, NY, 11901, Attn: Susan Hackett, the Riverhead Police Department, the Riverhead Fire Marshal, the Office of Engineering and the Office of the Town Attorney.

THE VOTE

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

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

08.17.2010
100672

ADOPTED

TOWN OF RIVERHEAD

Resolution # 672

**AUTHORIZES TOWN CLERK TO ADVERTISE FOR BIDS ON
TRAFFIC LINE STRIPING**

Councilman Wooten offered the following resolution,

which was seconded by Councilman Gabrielsen

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to advertise for sealed bids for TRAFFIC LINE STRIPING for the use of the Town of Riverhead Highway Department, AND BE IT,

RESOLVED, that the specifications and forms for bidding be prepared by the Superintendent of Highways, and all bids to be returnable up to 11:00 A.M. on September 7, 2010, AND BE IT FURTHER,

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to open publicly and read aloud on September 7, 2010 at 11:00A.M. at the Town Clerk's office, Town Hall, 200 Howell Avenue, Riverhead, New York, 11901 all sealed bids bearing the designation "BID ON TRAFFIC LINE STRIPING".

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Highway Department and the Purchasing Department; and be it further

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

THE VOTE

Giglio Yes No

Wooten Yes No

Gabrielsen Yes No

Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

NOTICE TO BIDDERS

Sealed bids for the purchase of "TRAFFIC LINE STRIPING" for the use of the Riverhead Highway Department will be received by the Town Clerk of the Town of Riverhead at the Town Hall, 200 Howell Avenue, Riverhead, New York 11901 until 11:00 A.M. on September 7, 2010.

Instructions for bidders, specifications and forms may be obtained on the website at www.riverheadli.com or at the office of the Town Clerk at the Town Hall Monday through Friday between the hours of 8:30 A.M. and 4:30 P.M.

All bids will be submitted on the bid form provided. Any and all exceptions to the specifications will be listed on a separate sheet of paper bearing the designation "Exceptions to the Specifications", and attached to the bid form.

The Town Board reserves the right and responsibility to reject any or all bids or waive any formalities if it believes such action to be in the best interest of the town.

All bids will be submitted in a sealed envelope bearing the designation "BID on TRAFFIC LINE STRIPING" and addressed to: TOWN CLERK, TOWN OF RIVERHEAD, 200 HOWELL AVENUE, RIVERHEAD, NEW YORK 11901.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD
DIANE M. WILHELM, TOWN CLERK**

08.17.2010
100673

ADOPTED

TOWN OF RIVERHEAD

Resolution # 673

AUTHORIZES THE SUPERVISOR TO EXECUTE CONSENT FOR NEW CINGULAR WIRELESS PCS TO REPLACE ANTENNAS PURSUANT TO LEASE AGREEMENT

Councilman Gabrielsen offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, in July 1990, the Riverhead Water District entered into a lease agreement with New Cingular Wireless PCS, formerly Cellular Telephone Company d/b/a AT&T Wireless, to “erect up to ten (10) antennas [six (6) sector type, not to exceed 48 inches in length, three (3) whip-type, not to exceed 12 feet in height, and one (1) two foot microwave dish]” on facilities owned by the Riverhead Water District located at 1035 Pulaski Street, Riverhead, NY; and

WHEREAS, pursuant to the terms set forth in paragraph six and seven of the lease agreement, the lease was for a period of 15 years with an option to renew for two successive five year periods; and

WHEREAS, the lessee, New Cingular Wireless PCS, exercised its option to renew for two successive five year periods; and

WHEREAS, New Cingular Wireless PCS sent a written request seeking permission to replace 3 of the existing antennas with a different model antenna of similar size and height in order to improve performance and meet demands of changing technology; and

WHEREAS, New Cingular Wireless PCS has requested that the Supervisor execute a consent to replace three of the existing antennas with model #DBXLH-8585A (less than 48” in height), together with 11” amplifiers which fit behind the antennas; and

WHEREAS, the proposed replacement antennas meet the criteria set forth in the original Lease Agreement; and,

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead, as governing body of the Riverhead Water District, hereby authorizes the Supervisor to execute a consent on behalf of the Riverhead Water District permitting New Cingular Wireless PCS to replace three of the existing antenna with new models

less than 48" in height) together with 11" amplifiers fitted behind the replacement provided that all other conditions set forth in the original lease agreement are adhered to, including but not limited to, equipment must be in compliance with EIA standards of construction of the NYS Fire Prevention Code and Riverhead Town Code and no interference with radio transmission or reception equipment properly located on the premises owned by the Riverhead Water District; and

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to Victoria Brennan, Bechtel Telecommunications, 100 Paragon Drive, Suite 275, Montvale, NJ 07645, Water District Superintendent, Town Attorney and the Financial Administrator; and be it further

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

THE VOTE

Giglio Yes No

Wooten Yes No

Gabrielsen Yes No

Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

08.17.2010
100674

ADOPTED

TOWN OF RIVERHEAD

Resolution # 674

**ADOPTS A LOCAL LAW ENACTING CHAPTER 112 ENTITLED
"GEESE FEEDING" OF THE RIVERHEAD TOWN CODE**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a local law enacting Chapter 112 entitled "Domestic and Migratory Waterfowl" of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 20th day of July, 2010 at 7:05 o'clock p.m. at Riverhead 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 enacting Chapter 112 entitled "Geese Feeding" of the Riverhead Town Code be and is hereby adopted as specified in the attached notice of adoption; and be it further

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

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from DocuLex, 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 Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE that the Town Board of the Town of Riverhead adopted a local law enacting Chapter 112 entitled "Geese Feeding", of the Riverhead Town Code at its regular meeting held on August 17, 2010. **Be it enacted** by the Town Board of the Town of Riverhead as follows:

CHAPTER 112

GEESE FEEDING

§ 112-1. Legislative intent; findings of fact.

Whereas, the Town Board of the Town of Riverhead has determined that artificial feeding of geese contributes to high concentrations of geese at unnatural sites, overcrowding, spread of disease, costly management efforts, unnatural behavior and cumulative negative environmental impacts on the water bodies in the Town of Riverhead

§ 112-2. Definitions.

Unless otherwise expressly stated in this article, the following terms shall have the following meanings.

GEESE – Those species of birds commonly known as Canadian geese.

FEED – Shall mean to give, place, expose, deposit, distribute, or scatter any edible material with the intention of feeding, attracting, or enticing geese.

PERSON – Any individual, company, partnership, corporation, limited partnership, joint venture, or other legal entity.

TOWN PROPERTY – Any land which is owned, maintained, leased, or managed by the Town of Riverhead for any purpose whatsoever, including, but not limited to parks, preserves, beaches and the riverfront.

§ 112-3. Prohibition.

No Person shall feed or provide food for any geese on Town property at any time of the year.

§ 112-4. Enforcement; penalties for offenses.

A violation of this article shall be punishable by a fine of \$50.00

§ 112.5. Non-Applicability.

The provisions of this article shall not apply to property owned by or under the jurisdiction of other municipal authorities; the State of New York, and any agency thereof or the government of the United States of America.

- Underline represents addition(s)

Dated: Riverhead, New York
August 17, 2010

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

DIANE M. WILHELM, Town Clerk

08.17.2010
100675

ADOPTED

TOWN OF RIVERHEAD

Resolution # 675

AUTHORIZES TOWN CLERK TO PUBLISH AND POST A PUBLIC NOTICE FOR A PUBLIC HEARING REGARDING AN ALLEGED UNSAFE STRUCTURE LOCATED AT THE KNOLLS OF BAITING HOLLOW, 1411, 1311, 1211, 1111, 1410, 1310, 1210, 1100 BLUFFS DRIVE, BAITING HOLLOW, SUFFOLK COUNTY, NEW YORK, SCTM#11.2-1-181, 182, 183, 184, 185, 186, 187, 188 PURSUANT TO CHAPTER 54 OF THE RIVERHEAD TOWN CODE

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached public notice for a public hearing regarding an alleged unsafe structure located at The Knolls of Baiting Hollow, 1411, 1311, 1211, 1111, 1410, 1310, 1210, 1100 Bluffs Drive, Baiting Hollow, Suffolk County, New York, Suffolk County Tax Map #11.2-1-181, 182, 183, 184, 185, 186, 187, 188, pursuant to Chapter 54 of the Riverhead Town Code once in the August 26, 2010 edition 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 be and is hereby directed to send notification of this resolution to The Knolls of Baiting Hollow, LLC, 1150 Portion Road, Suite 16, Holtsville, NY 11742; the Office of the Supervisor, the Office of the Town Attorney; and Fire Marshal's Office.

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from DocuLex 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 Thereupon Duly Declared 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 8th day of September, 2010, at 2:05 o'clock p.m. to hear all interested persons regarding an alleged unsafe building at The Knolls of Baiting Hollow, 1411, 1311, 1211, 1111, 1410, 1310, 1210, 1100 Bluffs Drive, Baiting Hollow, Suffolk County, New York, SCTM #11.2-1-181, 182, 183, 184, 185, 186, 187, 188, pursuant to Chapter 54 of the Riverhead Town Code.

Dated: Riverhead, New York
August 17, 2010

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD
DIANE M. WILHELM, TOWN CLERK

TOWN OF RIVERHEAD

Resolution # 676

AUTHORIZES EXTENSION OF CONTRACT WITH MAGGIO SANITATION

Councilman Wooten offered the following resolution,

which was seconded by Councilman Gabrielsen

WHEREAS, Maggio Sanitation Service, Inc. was awarded contracts via Town Board Resolution 1039 adopted at the November 1, 2005 Town Board Meeting for residential solid waste pick up and disposal for a period of five years ending December 31, 2010 for all of the Town Garbage Districts; and

WHEREAS, the contracts provide for one year extensions so long as the contract unit price per contract for the extension period does not exceed the increase, if any, of the Consumer Price Index for the immediately preceding twelve month period; and

WHEREAS, by letter dated July 13, 2010, Maggio Sanitation Service, Inc. has offered to extend the contracts for one year without any increase in the contract unit rates and further offering to provide several new services without additional cost to the Riverhead Town or its tax payers; and

WHEREAS, the Town of Riverhead feels that it is in the best interest of the residents of the Town of Riverhead to extend said contracts for a period of one year;

NOW THEREFORE BE IT RESOLVED, that the contracts awarded to Maggio Sanitation Service, Inc. on November 1, 2005 are hereby extended for a period of one year ending December 31, 2011 under the same terms and conditions as set forth in the original contracts and the Supervisor is hereby authorized to sign an Extension Agreement in the form and substance as annexed hereto, together with such other documents as may be necessary to implement the extension of the contracts; and be it further

RESOLVED that the Town Clerk is hereby directed to forward a copy of this Resolution to Maggio Sanitation Service, Inc., 88 Old Dock Road, Yaphank, New York 11980 and Frank A. Isler, Esq., Smith, Finkelstein, Lundberg, Isler & Yakaboski, LLP., 456 Griffing Avenue, Riverhead, New York 11901; 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 Thereupon Duly Declared Adopted

EXTENSION AGREEMENT

AGREEMENT this ____ day of _____, 2010 between the Town of Riverhead, with its principal offices at 200 Howell Avenue, Riverhead, New York (the "Town"), and Maggio Sanitation Services, Inc. with its principal offices at 88 Old Dock Road, Yaphank, New York 11980, ("Maggio").

WHEREAS, Maggio was awarded contracts pursuant to Town Board Resolution 1039, adopted November 1, 2005, to provide residential solid waste pick up and disposal for all of the Town's Garbage Districts, which contracts will end on December 31, 2010; and

WHEREAS, the contracts provide for one year extensions upon the mutual consent of the parties so long as any increase in the contract unit cost per contract for the extension period does not exceed the increase, if any, of the consumer price index for the immediate preceding twelve month period; and

WHEREAS, Maggio has offered to extend the contracts for an additional year without any increase in the contract unit prices and further offers to provide additional services at no additional cost to the Town or its tax payers; and

WHEREAS, the Town has accepted Maggio's offer; and

NOW, for good and valuable consideration, the exchange of which is hereby acknowledged, it is agreed as follows:

1. Maggio's contracts, awarded by Resolution 1039 on November 1, 2005 are hereby extended through December 31, 2011 at the same contract unit rates charged for the contract year January 1, 2010 through December 31, 2010.

2. In addition, Maggio will provide, at no additional cost, the following services:

- a) Implement a yard waste plan which will include curbside bagged leaf pick-up during the last two weeks in March 2011 and a six week period starting November 14, 2011. Paper bags will be provided by the Town Highway Department or by the residents, as the Town may determine. Maggio will transport the bagged leaves to the Town Yard Waste Facility at Youngs Avenue, or such other place within the Town as the Town may designate;
 - b) Recycling calendar refrigeration magnets to be delivered to the residents as of January 1, 2011;
 - c) The collection and disposal of electronic waste, including computer and computer related equipment and small household appliances. Maggio will provide an open top container to be located at the Riverhead Town Yard Waste Facility at Youngs Avenue, or such other place within the Town as the Town may designate. The electronic waste collection shall occur during the same hours as the Town Yard Waste Facility is open. Maggio shall remove the electronic waste upon the direction of the Town;
 - d) Implementation of a recycling rewards program whereby Maggio will pay to the Town on a monthly basis 20% of its revenue received for the disposal of recycled material. The Town agrees to use these funds to support programs for youths or adults, or such other beneficial programs as the Town may determine;
- and

e) Provide the collection and disposal of trash from fairs and similar events held within the Town.

3. All other terms and conditions of the existing contracts will continue in full force and effect except to the extent modified herein.

Town of Riverhead

By: _____
Sean Walter, Supervisor

Maggio Sanitation Services, Inc.

By: _____
Vincent Maggio, Jr., President

TOWN OF RIVERHEAD

Resolution # 677

PAYS BILLS

Councilman Gabrielsen offered the following resolution,
which was seconded by Councilwoman Giglio

ABSTRACT #10-33 AUGUST 12, 2010 (TBM 08/17/10)				
FUND NAME			08/12/10 CHECKRUN	GRAND TOTALS
GENERAL FUND	1		1,031,389.39	1,031,389.39
POLICE ATHLETIC LEAGUE	4		620.00	620.00
RECREATION PROGRAM FUND	6		54,459.62	54,459.62
ECONOMIC DEVELOPMENT ZONE FUND	30		3,324.37	3,324.37
HIGHWAY FUND	111		86,181.21	86,181.21
WATER DISTRICT	112		85,874.53	85,874.53
RIVERHEAD SEWER DISTRICT	114		35,915.69	35,915.69
REFUSE & GARBAGE COLLECTION DI	115		5,990.87	5,990.87
STREET LIGHTING DISTRICT	116		6,566.72	6,566.72
BUSINESS IMPROVEMENT DISTRICT	118		49.95	49.95
EAST CREEK DOCKING FACILITY FU	122		516.81	516.81
CALVERTON SEWER DISTRICT	124		6,025.75	6,025.75
RIVERHEAD SCAVANGER WASTE DIST	128		15,167.71	15,167.71
WORKERS' COMPENSATION FUND	173		2,869.30	2,869.30
RISK RETENTION FUND	175		6,042.00	6,042.00
CDBG CONSORTIUM ACOUNT	181		656.23	656.23
TOWN HALL CAPITAL PROJECTS	406		237,065.72	237,065.72
RIVERHEAD SEWER CAPITAL PROJEC	414		8,759.35	8,759.35
YOUTH SERVICES CAP PROJECT	452		26,271.22	26,271.22
TRUST & AGENCY	735		1,253,789.54	1,253,789.54
TOTAL ALL FUNDS			2,867,535.98	2,867,535.98

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 677

PAYS BILLS

Councilman Gabrielsen offered the following resolution,
which was seconded by Councilwoman Giglio

ABSTRACT #10-31 AUGUST 05, 2010 (TBM 08/17/10)				
FUND NAME			07/29/10 CHECKRUN	GRAND TOTALS
GENERAL FUND	1		149,023.38	149,023.38
HIGHWAY FUND	111		12,028.89	12,028.89
WATER DISTRICT	112		12,448.98	12,448.98
RIVERHEAD SEWER DISTRICT	114		190.50	190.50
REFUSE & GARBAGE COLLECTION DI	115		38.57	38.57
STREET LIGHTING DISTRICT	116		1,613.73	1,613.73
PUBLIC PARKING DISTRICT	117		321.00	321.00
AMBULANCE DISTRICT	120		37.30	37.30
EAST CREEK DOCKING FACILITY FU	122		57.90	57.90
RIVERHEAD SCAVANGER WASTE DIST	128		77.14	77.14
RISK RETENTION FUND	175		210	210
CDBG CONSORTIUM ACOUNT	181		80.58	80.58
TOWN HALL CAPITAL PROJECTS	406		31,477.55	31,477.55
WATER DISTRICT CAPITAL PROJECT	412		75,905.42	75,905.42
TRUST & AGENCY	735		3,929,262.09	3,929,262.09
TOTAL ALL FUNDS			4,212,773.03	4,212,773.03

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted