

RESOLUTION LIST

NOVEMBER 18, 2014

- Res. #774 Adoption of Investment Policy for the Town of Riverhead**
- Res. #775 East End Arts Council School House Improvement Project Budget Adoption**
- Res. #776 General Fund – Engineering Budget Adjustment**
- Res. #777 General Fund – Justice Court Budget Adjustment**
- Res. #778 Authorizing Removal of Fixed Asset Records from System**
- Res. #779 Authorizing Removal of IT Fixed Asset Records from System**
- Res. #780 Adoption of a Municipal Finance Disclosure Policy**
- Res. #781 Scavenger Waste Fund Budget Adjustment**
- Res. #782 Riverhead Sewer Fund Budget Adjustment**
- Res. #783 Authorizes Notice to Bidders for maintenance and Emergency Services Contracts Riverhead Water District**
- Res. #784 Accepts Highway Superintendent’s Personnel Report & Request for Town Board Resolution to Effectuate Personnel Request (Robert Peeker)**
- Res. #785 Authorization to Publish Advertisement for Food & Meat Products for the Town of Riverhead**
- Res. #786 Authorization to Publish Advertisement for Street Lighting Parts for the Town of Riverhead**
- Res. #787 Adopts a Local law to Amend Chapter 101 Entitled “Vehicles & Traffic” of the Riverhead Town Code (§101-10. Parking Prohibited – Ostrander Avenue)**
- Res. #788 Adopts a Local Law to Amend Chapter 101 Entitled “Vehicles & Traffic” of the Riverhead Town Code (§101-10. Parking Prohibited – Pulaski Street)**

- Res. #789** Adopts a Local Law to Amend Chapter 108 Entitled “Zoning” of the Code of the Town of Riverhead, Article XIII: Supplementary Use Regulations (§108-64. Prefabricated Dwellings)
- Res. #790** Authorizes the Use of the Henry Pfeifer Community Center for Monthly Low Cost Spay and Neuter Services
- Res. #791** Adopts a Local Law Amending Chapter 108 Entitled “Zoning” of the Riverhead Town Code, Article XX. Subdivision Regulations (§108-95. General Provisions)
- Res. #792** Adopts a Local law Amending Chapter 110 Entitled “Stormwater Management and Erosion and Sediment Control of the Riverhead Town Code (§110-6. Stormwater Pollution Prevention Plans)
- Res. #793** Authorizes Emergency Ambulance Repair
- Res. #794** Rescinds Resolution #459 of 2010
- Res. #795** Accepts Donation of Band Saw from North American Surveillance Systems, Inc. for Use by the Buildings and Grounds Department
- Res. #796** Authorizes Settlement of Legal Action by Nora Chodkowski Against the Town of Riverhead
- Res. #797** Approves the Chapter 90 Application of Competitive Events Group (2015 Deep Pond Triathlon – August 15th & 16th, 2015)
- Res. #798** Approves the Chapter 90 Application of Competitive Events Group (2015 Deep Pond Triathlon – September 26th, 2015)
- Res. #799** Approves Chapter 90 Application of Riverhead Adventures, LLC (5K Trail Run at EPCAL Veterans Memorial Park– Saturday, May 30th, 2015)
- Res. #800** Approves Chapter 90 Application of Riverhead Adventures, LLC (5K Trail Run at EPCAL Veterans Memorial Park– Saturday, September 19th, 2015)
- Res. #801** Approves Chapter 90 Application of East End Tourism Alliance/Riverhead Foundation for Marine Research and Preservation (“Paddle Battle” Water Race – July 18th, 2015)
- Res. #802** Approves the Chapter 90 Application of Event Power (“Riverhead Rocks Triathlon” – August 8th and 9th, 2015)

- Res. #803** Authorizes Co-Sponsorship of Weekly Sunday Farmer's Market from November 16th, 2014, to May 17th, 2015, with the Riverhead Business Improvement District Management Association, Inc.; Authorizes Approval of a License Agreement with Designated Farm Vendors Regarding Real Property Located at 221 East Main Street, Riverhead
- Res. #804** Authorizes the Acceptance of Donation from Riverhead Adventures, LLC (Long Island Adventure Race)
- Res. #805** Sets Date and Time of 15th Annual Town of Riverhead Bonfire and Holiday Celebration
- Res. #806** Authorizes Extension of Time to Remit Real Property Taxes for Senior Citizens Receiving Enhanced Star Pursuant to Section 425 or Section 467 of NYS RPTL
- Res. #807** Authorizes the Supervisor to Execute a Memorandum of Understanding Agreement with Brixmor Property Group, Inc.
- Res. #808** Pays Bills

TOWN OF RIVERHEAD

Resolution # 774

ADOPTS INVESTMENT POLICY FOR THE TOWN OF RIVERHEAD

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, pursuant to New York General Municipal Law §§10,11 and 39, each local government, including the Town of Riverhead, shall by resolution adopt a comprehensive investment policy which details the local government's operative policy and instructions to officers and staff regarding the deposit, investing, monitoring and reporting of funds of the local government; and

WHEREAS, the investment policy must address and include procedures for monitoring, controlling, depositing, and retaining investments and collateral; standards for security agreements and custodial agreements with banks or trust companies authorized to do business in the State of New York; permitted types of authorized investments, standards for diversification of investments, including diversification with respect to type of investments and firms with which to transact business; standards for qualification of firms with which the town transacts business, such as criteria covering creditworthiness, experience, capitalization, size, and any other factors that make a firm capable and qualified to transact business with the local government, and such other procedures to achieve and safeguard investments; and

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby adopts the attached Investment Policy for the Town of Riverhead; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device, 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

INVESTMENT POLICY FOR THE TOWN OF RIVERHEAD

I SCOPE

This investment policy applies to all moneys and other financial resources available for investment on its behalf or on behalf of any other entity or individual.

II OBJECTIVES

The primary objectives of the local government's investment activities are, in primary order:

- to conform with all applicable federal, state and other legal requirements;
- to adequately safeguard principal
- to provide sufficient liquidity to meet all operating requirements; and
- to obtain a reasonable rate of return.

III DELEGATION OF AUTHORITY

The Town Board's responsibility for administration of the investment program is delegated to the Town Supervisor who shall establish written procedures for the operation of the investment program consistent with these investment guidelines. Such procedures shall include an adequate internal control structure to provide a satisfactory level of accountability based on a database or records incorporating description and amounts of investments, transaction dates and other relevant information and regulate the activities of subordinate employees.

IV PRUDENCE

All participants in the investment process shall seek to act responsibly as custodians of the public trust and shall avoid any transaction that might impair public confidence in the Town of Riverhead to govern effectively.

Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence, discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the safety of the principal as well as the probable income to be derived.

All participants involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair their ability to make impartial investment decisions.

V DIVERSIFICATION

It is the policy of the Town of Riverhead to diversify its deposits and investments by financial institution, by investment instrument, and by maturity scheduling.

VI INTERNAL CONTROLS

It is the policy of the Town of Riverhead for all moneys collected by any officer or employee of the government to transfer those funds to the Town Supervisor within ten days of deposit, or within the time period specified in law, whichever is shorter.

The Town Supervisor as chief fiscal officer is responsible for establishing and maintaining an internal control structure to provide reasonable, but not absolute, assurance that deposits and investments are safeguarded against loss from unauthorized use or disposition, that transactions are executed in accordance with management's authorization and recorded properly, and are managed in compliance with applicable laws and regulations.

The Town Board, in order to implement the investment policy, authorizes the Financial Administrator or his deputy, under the control and direction of the Financial Administrator, to undertake the necessary ministerial day to day functions regarding the temporary investments of monies and to further carry out the cash management for town funds and related collateral management matters subject to and consistent with General Municipal Law Section 11.

VII DESIGNATION OF DEPOSITORIES

The banks and trust companies authorized for the deposit of Town funds:

Depository Name

Suffolk County National Bank	Capital One
Citibank	Chase
Community National Bank	

VIII COLLATERALIZATION OF DEPOSITS

In accordance with the provisions of General Municipal Law, Section 10, all deposits of the Town of Riverhead, including certificates of deposits and special time deposits, in excess of the amount insured under the provisions of the Federal Deposit Insurance Act shall be secured pursuant to and consistent with the provisions of General Municipal Law 19(4)(a) through (d):

- 1) By a pledge of "eligible securities" with an aggregate "market value", or provided by General Municipal Law, Section 10, equal to the 102% of the aggregate amount of deposits from the categories designated Appendix A to this policy.
- 2) By an eligible "irrevocable letter of credit" issued by a qualified bank other than the bank with the deposits in favor of the government for a term not to exceed 90 days with an aggregate value equal to 140% of the aggregate amount of deposits and the agreed upon interest, if any. A qualified bank is one whose commercial paper and other unsecured short-term debt obligations are rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization or by a bank that is in compliance with applicable federal minimum risk-based capital requirements.
- 3) By an eligible surety bond payable to the government for an amount at least equal to 100% of the aggregate amount of deposits and the agreed upon interest, if any, executed by an insurance company authorized to do business in New York State,

whose claims – paying ability is rated in the highest rating category by at least two nationally recognized statistical rating organizations.

- 4) Under the amendment of GML chapter 128 sections 10 and 11 local governments may authorize their designated depository bank or trust company to arrange for the “redeposit” of the local government’s funds, for the account of the local government, in one or more “banking institutions,” through a deposit placement program.

IX SAFEKEEPING AND COLLATERALIZATION

Eligible securities used for collateralizing deposits shall be held by the depository and/or a third party bank or trust company subject to security and custodial agreements. The Supervisor shall be authorized to execute all and any necessary security, custodian and collateral agreements on behalf of the Town of Riverhead.

The security agreement shall provide that eligible securities are being pledged to secure the Town’s deposits together with agreed upon interest, if any, and any costs or expenses arising out of the collections of such deposits upon default. It shall also provide the conditions under which the securities may be sold, presented for payment, substituted or released and the events which will enable the Town of Riverhead to exercise its rights against the pledged securities. In the event that the securities are not registered or inscribed in the name of the Town of Riverhead, such securities shall be delivered in a form suitable for transfer or with an assignment in blank to the Town of Riverhead or its custodial bank.

The custodial agreement shall provide that securities held by the bank or trust company, or agent of and custodian for the Town of Riverhead, will be kept separate and apart from the general assets of the custodian bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement should also describe that the custodian shall confirm the receipt, substitution or release of the securities. The agreement shall provide for the frequency of revaluation of eligible securities and for the substitute of securities when a change in the rating of a security may cause in-eligibility.

X PERMITTED INVESTMENTS

As authorized by General Municipal Law, Section 11, the Town Board authorizes the chief fiscal officer to invest moneys not required for immediate expenditure in the following types of investment:

- Special time deposit accounts;
- Certificates of deposit;
- Obligations of the United States of America;
- Obligations guaranteed by agencies of the United States of America where the payment of principal and interest are guaranteed by the United States of America;
- Obligations of the State of New York;

- Obligations issued pursuant to Local Finance Law Section 24.00 or 25.00 (with approval of the State Comptroller) by any municipality, school district or district cooperation other than the Town of Riverhead;
- Obligations of public authorities, public housing authorities, urban renewal agencies and industrial development agencies where the general State statutes governing such entities or whose specific enabling legislation authorizes such investments;
- Certificates of Participation (COPs) issued pursuant to GML, Section 109-b;
- Obligations of the Town of Riverhead, but only with any moneys in a reserve fund established pursuant to GML, Section 6-c, 6-d, 6-e, 6-g, 6-h, 6-j, 6-k, 6-l, 6-m, or 6-n.

All investment obligations shall be payable or redeemable at the option of the Town of Riverhead within such times as the proceeds will be needed to meet expenditures for purposes for which the moneys were provided and, in the case of obligations purchased with the proceeds of bonds or notes, shall be payable or redeemable at the option of the Town of Riverhead within two years of the date of purchase.

XI AUTHORIZED FINANCIAL INSTITUTES AND DEALERS

The Town of Riverhead shall maintain a list of financial institutions and dealers approved for investment purposes and establish appropriate limits to the amount of investments which can be made with each financial institution or dealer. All financial institutions with which the Town conducts business must be credit worthy. Banks shall provide their most recent Consolidated Report of Condition at the request of the Town. Security dealers not affiliated with a bank shall be required to be classified as reporting dealers affiliated with the New York Federal Reserve Bank, as primary dealers. The chief fiscal officer is responsible for evaluating the financial position and maintaining a listing of proposed depositories, trading partners and custodians. Such listing shall be evaluated at least annually.

XII PURCHASE OF INVESTMENT

The chief fiscal officer is authorized to contract for the purposes of investment:

- 1) By participating in a cooperative investment program with another authorized governmental entity pursuant to Article 5G of the General Municipal Law where such program meets all the requirements set forth in the Office of the State Comptroller Opinion #88-46, and the specific program has been authorized by the Town Board.
- 2) By utilizing an ongoing investment program with an authorized tracking partner pursuant to a contract authorized by the Town Board.

All purchased obligations, unless registered or inscribed in the name of the Town of Riverhead, shall be purchased through, delivered to and held in the custody of a bank

or trust company. Such obligations shall be purchased, sold or presented for redemption or payment by such bank in trust company only in accordance with prior written authorization from the officer authorized to make the investment. All such transactions shall be confirmed in writing to the Town of Riverhead by the bank or trust company. Any obligation held in the custody of a bank or trust company shall be held pursuant to a written custodial agreement as described in General Municipal Law, Section 10.

The custodial agreement shall provide that securities held by the bank or trust company, as agent of and custodian for, the Town of Riverhead, will be kept separate and apart from the general assets of the custodian bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement shall describe how the custodian shall confirm the receipt and release of the securities. Such agreement shall include all provisions necessary to provide the Town a perfected interest in the securities.

Appendix A

Schedule of Eligible Securities

- _____ (i) Obligations issued, or fully insured or guaranteed as to the payment of principal and interest, by the United states of America, an agency thereof or a United States government sponsored corporation.
- _____ (ii) Obligations issued or fully guaranteed by the International Bank for Reconstruction and Development, the Inter-American Development Bank, the Asian Development Bank, and the African Development Bank.
- _____ (iii) Obligations partially insured or guaranteed by any agency of the United States of America, at a proportion of the Market Value of the obligation that represents the amount of the insurance or guaranty.
- _____ (iv) Obligations issued or fully insured or guaranteed by the State of New York, obligations issued by a municipal corporation, school district or district corporation of such State or obligations of any public benefit corporation which under a specific State statute may be accepted as security for deposit of public moneys.
- _____ (v) Obligations issued by states (other than the State of New York) of the United States rated in one of the three highest rating categories by at least one nationally recognized statistical organization.
- _____ (vi) Obligations of Puerto Rico rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.
- _____ (vii) Obligations of counties, cities and other governmental entities of a state other than the State of New York having the power to levy taxes that are backed by the full faith and credit of such governmental entity and rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.
- _____ (viii) Obligations of domestic corporations rated in one of the two highest rating categories by at least one nationally recognized statistical rating organization.
- _____ (ix) Any mortgage related securities. as defined in the Securities Exchange Act of 1934, as amended, which may be purchased by banks under the limitations established by bank regulatory agencies.
- _____ (x) Commercial paper and bankers acceptances issued by a bank other than the Bank, rated in the highest short term category by at least one nationally recognized statistical rating organization and having maturities of not longer than 60 days from the date they are pledged.
- _____ (xi) Zero obligations of the United states government related as "Treasury strips".

TOWN OF RIVERHEAD

Resolution # 775

EAST END ARTS COUNCIL SCHOOL HOUSE IMPROVEMENT PROJECT

BUDGET ADOPTION

Councilman Wooten offered the following resolution,

which was seconded by Councilman Gabrielsen

WHEREAS, the Suffolk County Department of Economic Development entered into a contract with the Town of Riverhead to improve the Fresh Pond School House.

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

	<u>FROM</u>	<u>TO</u>
406.086620.491000.44031 County Aid	27,111	
406.086620.523004.44031 EEAC School House Improvements		27,111

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Accounting and Community Development Departments.

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

THE VOTE

Giglio <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Gabrielsen <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Wooten <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Dunleavy <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Walter <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 776

GENERAL FUND - Engineering

BUDGET ADJUSTMENT

Councilman Gabrielsen offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the Financial Administrator is requesting a budget adjustment.

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>
001.016250.515500 Personal Services P/T	6,520.94	
001.016250.541202 Town Dredging		6,520.94

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Town Attorney, Engineering and Accounting Departments.

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

THE VOTE

Giglio <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Gabrielsen <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Wooten <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Dunleavy <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Walter <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 777

GENERAL FUND - JUSTICE COURT

BUDGET ADJUSTMENT

Councilman Gabrielsen offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the Justice Court is requesting a budget adjustment to provide funds for the Parking Collection Agency.

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>
001.012610.421070 Justice Fines & Fees	12,000	
001.011100.543905 Administration Consultant		12,000

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Justice Court and Accounting Departments.

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

THE VOTE

Giglio <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Gabrielsen <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Wooten <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Dunleavy <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Walter <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 778

AUTHORIZING REMOVAL OF FIXED ASSET RECORDS FROM SYSTEM

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, after a thorough review by the Departments listed below, the following items listed below by department have been deemed broken or unusable and need to be removed from the Town of Riverheads system, and/or given to PropertyRoom.com for auction. The Accounting Department hereby requests that the Town Board authorize the removal of these records from the Fixed Asset system

NOW THEREFORE BE IT RESOLVED, that the Accounting Department is hereby authorized to discard the following items:

<u>Department</u>	<u>Tag#</u>	<u>Description</u>
AM CHIEF	22979	Portable radio
AM CHIEF	23643	Channel radio
AM CHIEF	23645	Channel radio
ACCOUNTING	10921	Chair gray tweed
ACCOUNTING	1113	Storage shelves
ACCOUNTING	20739	Conference table
ACCOUNTING	21539	Executive chair
ACCOUNTING	22891	Office chair
ACCOUNTING	31544	Chair- loop arms
ACCOUNTING	8218	Shelving unit
ACCOUNTING	8221	Shelving unit
ACCOUNTING	8234	Storage shelves
ACCOUNTING	22894	Receipt printer
ACCOUNTING	24533	Digital copier
ACCOUNTING	28541	Leather chair
T.H. BASE. /MISC.	1114	Storage shelves
T.H. BASE. /MISC.	21647	Reinforced shelf
T.H. BASE. /MISC.	2575	Steel shelving
T.H. BASE. /MISC.	28186*	Shelving unit
T.H. BASE. /MISC.	28573*	Shelving unit
T.H. BASE. /MISC.	5584	8 shelving unit
T.H. BASE. /MISC.	8677	Beige chair
T.H. BASE. /MISC.	8678	Beige chair
T.H. BASE. /MISC.	28063	Dehumidifier

T.H. BASE. /MISC.	8674	Beige chair
TOWN ATTORNEY	23834	Desk
TOWN ATTORNEY	23840	Desk
TOWN ATTORNEY	27890	Shedder
TOWN ATTORNEY	26283	Server
TOWN ATTORNEY	28777	Gateway P.C
TOWN ATTORNEY	28934	Dell keyboard
TOWN ATTORNEY	28937	Dell keyboard
TOWN BOARD	22244	Swivel chair
WATER	31611	Chainsaw
WATER	9124	Red wheelbarrow
WATER	2250	Fire extinguisher
WATER	2257	Index card file
WATER	22648	Wet/Dry vac
WATER	22649	Wet/Dry vac
WATER	22650	Metal locator
WATER	22651	Metal locator
WATER	2299	Fire extinguisher
WATER	23207	Power broom
WATER	23758	H20/ups smart ups
WATER	26115	Locator
WATER	401	Bench grinder
FIRE	27908	Radio w/ speaker mic
FIRE	29021	Adapter
ASSESSOR	THSHELF0*	Heavy Duty Shelving units
ASSESSOR	THSHELF1*	Heavy Duty Shelving units
ASSESSOR	THSHELF2*	Heavy Duty Shelving units
ASSESSOR	THSHELF3*	Heavy Duty Shelving units
ASSESSOR	THSHELF4*	Heavy Duty Shelving units
ASSESSOR	THSHELF5*	Heavy Duty Shelving units
ASSESSOR	THSHELF6*	Heavy Duty Shelving units
ASSESSOR	THSHELF7*	Heavy Duty Shelving units
ASSESSOR	THSHELF8*	Heavy Duty Shelving units
ASSESSOR	THSHELF9*	Heavy Duty Shelving units
ASSESSOR	25929	Video card- gateway CPU
JAB	21751	Record card file
BUILDING AND GROUND	25619	Portable radio
BUILDING AND GROUND	25620	6 port gang charger
BUILDING AND GROUND	26406	Lawn mower
BUILDING AND GROUND	27063	Air compressor
BUILDING AND GROUND	27654	Wrench
BUILDING AND GROUND	28034	Grip sander
BUILDING AND GROUND	20468	Hedge clippers

BUILDING AND GROUND	20890	Radio truck #63
BUILDING AND GROUND	21422	Portable radio
BUILDING AND GROUND	22184	Rapid charger
BUILDING AND GROUND	24994	Dayton air gun
BUILDING AND GROUND	25603	Portable radio
BUILDING AND GROUND	25604	Portable radio
BUILDING AND GROUND	25605	Portable radio
BUILDING AND GROUND	25606	Portable radio
BUILDING AND GROUND	25607	Portable radio
BUILDING AND GROUND	25608	Portable radio
BUILDING AND GROUND	25609	Portable radio
BUILDING AND GROUND	25610	Portable radio
BUILDING AND GROUND	25611	Portable radio
BUILDING AND GROUND	25612	Portable radio
BUILDING AND GROUND	25613	Portable radio
BUILDING AND GROUND	25614	Portable radio
BUILDING AND GROUND	25615	Portable radio
BUILDING AND GROUND	25616	Portable radio
ENGINEER	25451	Fax/printer
ENGINEER	28585	SUNY Digital camera
ENGINEER	30443	Digital camera
STREET LIGHT	21885	Drill kit
STREET LIGHT	28243	Padded folding chair
STREET LIGHT	28257	Padded folding chair
STREET LIGHT	27035	Laptop CD rom drive
STREET LIGHT	27037	Laptop floppy drive
STREET LIGHT	27036	Laptop A/C adaptor
PLANNING	26594	Shedder
COM DEV	28923	Dell mouse
TAX REC	6041	Cannon calculator
SENIOR	23379	VCR
SENIOR	23383	VCR
SENIOR	23449	Dayton Vacuum cleaner
SENIOR	25759	Capacity washer
SENIOR	26054	Folding table
SENIOR	27938	Folding table
SENIOR	29810	Laminating machine
SENIOR	29115	Dell keyboard
SENIOR	29116	Dell mouse
HIGHWAY	23660	Swivel chair
HIGHWAY	25201	Porter cable grinder
HIGHWAY	28076	Merlot chair
HIGHWAY	353379 **	International pay loader
HIGHWAY	8530	File cabinet

MUNICIPAL GARAGE	20015	Surge suppressor
MUNICIPAL GARAGE	4402	Gasoline meter
MUNICIPAL GARAGE	4403	Gasoline meter
MUNICIPAL GARAGE	23510	AMP jump box
TOWN CLERK	1108	Rolodex
TOWN CLERK	20557	Panasonic typewriter
TOWN CLERK	21648	Reinforced shelves
TOWN CLERK	27043	Shelving unit
TOWN CLERK	28626	Brother typewriter
SEWER	20650	Magnum drill
SEWER	20867	Floodlight lamp
SEWER	20868	Floodlight lamp
SEWER	21140	Monitor
SEWER	22031	Propane heater
SEWER	22060	Electric motor
SEWER	22063	Quick oil changer
SEWER	22131	Fuel transfer pump
SEWER	28386	Fax machine
SEWER	28737	Tripplite LCD
SEWER	10238	Yellow backhoe
SEWER	6349	Fire extinguisher
SEWER	22310	Fire extinguisher
RECREATION	BUNNY	Bunny costume
RECREATION	Spine-2	Rescue backboard
RECREATION	Spine-3	Rescue backboard
RECREATION	Spine-4	Rescue backboard
RECREATION	21559	10 watt speaker/amp
RECREATION	22802	Ping pong table
RECREATION	26125	Whirlpool fridge
RECREATION	26126	Frigidaire freezer
RECREATION	28723	Upright freezer
RECREATION	27594	Electric inflator
RECREATION	27120	Bumper pool table
RECREATION	27097	Portable basketball
RECREATION	26389	Drag harrow
RECREATION	25040	Mini soccer goal
RECREATION	25041	Super soccer goal
RECREATION	25042	Super soccer goal
RECREATION	25035	Drill kit
RECREATION	25039	Mini soccer goal
RECREATION	24581	Epson card printer
RECREATION	SANTA	Santa costume
RECREATION	24911	Fridge/freezer @ iron pier
PD	23181	Tuffy cart
PD	24456	Portable radio
PD	24457	Portable radio
PD	24479	Portable radio
PD	24480	Portable radio
PD	24486	Portable radio

PD	24599	Mobile radio
PD	24608	Mobile radio
PD	24604	Mobile radio
PD	24624	Desktop chargers
PD	26703	Portable radio w/ package
PD	27077	Portable radio w/ package
PD	28383	Metal detector
PD	28392	Portable Radio mic
PD	29874	Green gas 1000
PD	29875	Green gas 1000
PD	29876	Green gas 1000
PD	29877	Green gas 1000
PD	29878	Green gas 1000
PD	7652	Smoking urn
PD	24608	Mortolla radio
COPE	21543	Shredmaster
COPE	29429	12 VDC power supply
COPE	29430	12 VDC power supply
PD IT	23471	Cannon jet printer
PD IT	24003	Dell computer
PD IT	25146	Gateway keyboard
PD IT	25381	Gateway keyboard
PD IT	25800	Gateway mouse
PD IT	25867	Gateway keyboard
PD IT	25871	Gateway keyboard
PD IT	25913	Gateway monitor
PD IT	25976	CD drive
PD IT	26066	Gateway mouse
PD IT	28447	Gateway keyboard
PD IT	28756	Keyboard
PD IT	29007	Gateway PC keyboard
PD IT	4816	Dell mouse
IT	28859	Keyboard
IT	28860	Mouse
IT	29707	Mouse
IT	30382	CPU
IT	23188	70" Floor Rack
Fire Marshal	5886	Handheld charger
Fire Marshal	20959	Motorola Radio
Fire Marshal	20111	Motorola Radio
Police	29106	Samsung fax machine
Police	22730	Panasonic fax machine
Highway	27958	Vibrating Tamper
Highway	21077	Grinder
B&G	2021	Welder
B&G	28635	Red Mac Blower
B&G	28637	Red Mac Blower
B&G	29336	Red Mac Blower

*duplicate tag numbers on same items that are still in service
**traded in for highway #43 Kamatsu payloader

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 # 779

AUTHORIZING REMOVAL OF IT FIXED ASSET RECORDS FROM SYSTEM

Councilman Wooten offered the following resolution,

which was seconded by Councilman Gabrielsen

WHEREAS, the following items listed below by Information and Technology have been deemed broken or unusable and need to be removed from the Town of Riverheads system, and given to PropertyRoom.Com for auction. The Information and Technology Department hereby requests that the Town Board authorize the removal of these records from the Fixed Asset system

NOW THEREFORE BE IT RESOLVED, that the Information and Technology is hereby authorized to discard the following items:

<u>Department</u>	<u>Tag#</u>	<u>Description</u>
IT	23055	Gateway monitor
IT	23656	Gateway mouse
IT	24701	Gateway monitor
IT	24705	Gateway monitor
IT	25223	Gateway monitor
IT	25448	HP Deskjet printer
IT	25962	Gateway monitor
IT	25977	Gateway CPU
IT	25988	Gateway mouse
IT	26141	Gateway monitor
IT	26151	Gateway mouse
IT	26159	Gateway mouse
IT	26167	Gateway mouse
IT	26205	Dell CPU
IT	27466	Gateway PC
IT	27469	Gateway mouse
IT	27496	Gateway monitor
IT	27532	Unisys laser printer
IT	27534	Unisys laser printer
IT	27535	Unisys laser printer
IT	28301	Gateway PC
IT	28432	Printer
IT	28436	Powerware UPS
IT	28446	Gateway monitor

IT	28468	Gateway mouse
IT	28779	Gateway PC
IT	29694	Dell keyboard
IT	29695	Dell mouse
IT	30140	Dell keyboard
IT	30145	Dell mouse
IT	30563	Microsoft keyboard
IT	26304	Motorola modem
IT	26841	Gateway mouse
IT		

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 # 780

ADOPTION OF A MUNICIPAL FINANCE DISCLOSURE POLICY

Councilman Gabrielsen offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the Town of Riverhead elects to implement a Municipal Finance Disclosure Policy.

NOW, THEREFORE, BE IT RESOLVED, that the attached Town of Riverhead's Municipal Finance Disclosure Policy is hereby adopted.

RESOLVED, that the Town Clerk shall provide a copy of this resolution to the Financial Administrator; and

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from electronic storage device 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
Municipal Finance Disclosure
and
Continuing Disclosure Policies and Procedures
Dated _____, 2014

Municipal Finance Disclosure
and
Continuing Disclosure Policies And Procedures

TABLE OF CONTENTS

		Page
ARTICLE I	General.....	1
Section 1.1.	Purpose.....	1
Section 1.2.	Disclosure Practices Working Group.....	1
Section 1.3.	Definitions.....	1
Section 1.4.	Meetings of the Disclosure Practices Working Group	2
Section 1.5.	Meetings; Delegation	2
ARTICLE II	Disclosure Documents	2
Section 2.1.	Disclosure Documents	3
ARTICLE III	Review Process	3
Section 3.1.	Determination of “Disclosure Document”	3
Section 3.2.	Review of Form and Content of Disclosure Documents	3
Section 3.3.	Review of Disclosure Documents other than Official Statements	5
ARTICLE IV	Training Policy.....	5
Section 4.1.	Training Sessions	5
ARTICLE V	Document Retention Policies.....	6
Section 5.1.	Official Statements.....	6
Section 5.2.	Disclosure Documents other than Official Statements	7
ARTICLE VI	Confidential Submissions	7
Section 6.1.	Employee Disclosure Concerns	7
ARTICLE VII	Annual Review.....	7
Section 7.1.	Annual Review.....	7

ARTICLE I
General

Section 1.1. Purpose. The purpose of the Town of Riverhead Municipal Finance Disclosure and Continuing Disclosure Policies and Procedures (these “Procedures”) is to establish processes and controls to (i) ensure that the financial disclosures that the Town of Riverhead (the “Town”) makes are accurate and comply with all applicable federal and state securities laws, and (ii) promote best practices regarding disclosures relating to securities issued by the Town.

These Procedures are being adopted by the Town Board as a debt issuance disclosure best practices.

The failure of the Town Board to comply with any provision of these Procedures shall not affect the authorization or the validity or enforceability of any bonds, notes or other forms of indebtedness that are otherwise issued by the Town in accordance with law.

Section 1.2. Disclosure Practices Working Group. To better carry out the purposes set forth in Section 1.1 of these Procedures, a Disclosure Practices Working Group (from time to time referred to below as the “DPWG”) is established. Membership of the DPWG shall consist of (1) the Town Comptroller, (2) the Supervisor (or the Supervisor’s designee), and (3) the responsible representative of the financial advisory firm of the Town. The Town Attorney, together with the Town’s bond counsel, shall be legal advisors to the DPWG. The Town Attorney and the Town’s bond counsel shall participate in person or by tele-conference in those meetings of the DPWG at which Town Official Statements are finalized and such other meetings as may be required to advise the DPWG on requirements of the federal securities laws.

Section 1.3. Definitions. Unless otherwise defined in this document, initially capitalized terms used in these Procedures shall have the meanings set forth below:

“*CAFR*” means the Town’s Comprehensive Annual Financial Report.

“*Contributors*” means those persons contacted by the Disclosure Coordinator or the Disclosure Practices Working Group, or assigned by a department director, to assist with the review or preparation of a Disclosure Document as described in Section 3.3.

“*Disclosure Coordinator*” means the Town official designated by the Town Board from time to time to administer these Procedures. The Disclosure Coordinator shall be the Town Comptroller. The Disclosure Coordinator may designate another member of the DPWG to preside over meetings if he or she is unable to attend a meeting.

“*Disclosure Documents*” means those documents defined as such in Article II.

“*Disclosure Practice Working Group*” or “*DPWG*” means the Disclosure Practice Working Group as identified under Section 1.2 of these Procedures.

“*MSRB*” shall mean the Municipal Securities Rulemaking Board or any other entity designated or authorized by the Securities and Exchange Commission to receive filings pursuant

to Rule 15c2-12 under the federal Securities Exchange Act of 1934, as the same may be amended and modified from time to time.

“*Preparer*” means those persons defined as such in Section 3.3(A).

“*Procedures*” means these Municipal Finance Disclosure and Continuing Disclosure Policies and Procedures, as the same may be supplemented and amended from time to time.

“*Town*” means the Town of Riverhead, New York.

“*Town Financial Statements*” means that portion of the CAFR that are the audited financial statements

Section 1.4. Meetings of the Disclosure Practices Working Group. The DPWG shall meet as often as necessary to fulfill its obligations, but generally shall plan to meet at least twice each calendar year to discuss matters related to these Procedures. A bond or note due diligence session will satisfy such meeting requirement, provided the Town Comptroller, the Town Attorney and the Town’s bond counsel and financial advisor representative are in attendance at such session or attend by tele-conference, and it is understood by the parties that the due diligence session is serving as a meeting of the DPWG. Meetings of the DPWG are intended to be internal meetings of Town staff, and shall not be deemed to be public meetings for purposes of the Open Meetings Law of the State of New York.

Any member of the DPWG may request that the Disclosure Coordinator convene a meeting of the DPWG. Members of the DPWG should, to the extent practicable, attend meetings in person but may participate in meetings by telephone. As necessary, the Disclosure Coordinator will distribute an agenda for each DPWG meeting. The agenda shall be prepared in consultation with members of the DPWG. Any member or ex officio participant of the DPWG may place an item on the agenda. The Disclosure Coordinator shall be required to keep a record of meetings and a brief summary of the matters discussed.

Section 1.5. Meetings; Delegation. The participation of the Town Comptroller, the Town Attorney, and Town’s bond counsel and financial advisor is required at any meeting of the DPWG at which Town Official Statements are finalized. The individuals identified in Section 1.2 above shall identify appropriate alternate individuals to attend or otherwise participate in DPWG meetings in the event that the designated individual is not able to attend.

ARTICLE II

Disclosure Documents

Section 2.1. Disclosure Documents. For purposes of these Procedures, the term “Disclosure Documents” shall mean (i) the Town’s documents and materials prepared or distributed in connection with the Town’s disclosure obligations under applicable federal and state securities laws relating to its securities and (ii) other disclosure that the DPWG shall determine to review and approve. Disclosure Documents shall include, but not be limited to, the following:

(A) Preliminary and Final Official Statements, and Preliminary and Final Private Placement Memoranda, including but not limited to any Town financial information included therein, relating to the Town's securities, together with any supplements;

(B) the Town's Financial Statements, including but not limited to the Managements Discussion and Analysis and Notes thereto;

(C) any filing made by the Town with the MSRB, whether made under a continuing disclosure agreement to which the Town is a party or made voluntarily;

The term "Disclosure Documents" shall also include any other disclosure that the DPWG shall determine is reasonably likely to reach the investors or the securities markets and may be material to investors, including but not limited to press releases, web site postings, and other communications required to be certified by the Town Comptroller as representations of the Town's financial condition to investors or the securities markets. See Section 3.1 below.

ARTICLE III *Review Process*

Section 3.1. Determination of "Disclosure Document". Whether a particular document or written, posted or other form of communication is a Disclosure Document shall be determined by the DPWG, including but not limited to, the determination whether a document should be filed voluntarily with the MSRB (as provided in Section 2.1(C) above) or whether a communication is reasonably likely to reach investors or the securities markets and may be material to investors. Any member of the DPWG may seek the advice of the DPWG to determine whether any document should be treated as a Disclosure Document.

Section 3.2. Review of Form and Content of Disclosure Documents. The DPWG shall critically review the form and content of each Disclosure Document. The DPWG may require the attendance of all persons responsible for the preparation or review of the Disclosure Document.

Before submitting an Official Statement to the Town Board for consideration, the Town Comptroller shall review same and if so instructed by the Town Board, make the certification to the Town Board, in the form attached as Exhibit C, and such certification shall be attached to the Official Statement when the same is submitted to the Town Board. Each bond resolution, tax anticipation note resolution and revenue anticipation resolution will include a delegation to the Supervisor as chief fiscal officer to finalize any offering document to, among other things, include the most recent Town financial information or other material information relevant to investors, and to otherwise make corrections and clarifications to ensure that such offering document complies with federal securities laws, and such delegation as to the offering document may be further delegated to the Town Disclosure Coordinator in accordance with these Procedures.

(A) Disclosure Coordinator. The Disclosure Coordinator shall work with the bond financing team (i.e., bond counsel, underwriter(s), underwriter's counsel, financial advisor, and appropriate Town staff), and such other individuals as appropriate given the nature of the financing, to ensure that these Procedures are followed with respect to the preparation and/or dissemination of any Disclosure Document.

(1) The Disclosure Coordinator shall be responsible for soliciting material information from Town departments, and shall identify Contributors who may have information necessary to prepare or who should review portions of the Disclosure Document. These Contributors should be timely contacted and informed that their assistance will be needed for the preparation of the Disclosure Document. See Exhibit A for the form of Request for Information from Contributors.

(2) The Disclosure Coordinator shall contact the individuals and departments identified as Contributors as soon as possible to provide adequate time for such individuals to perform a thoughtful and critical review or draft of those portions of the Disclosure Document assigned to them.

(3) The Disclosure Coordinator shall maintain or cause to be maintained a general log of all individuals or departments that were requested to review or draft in connection with a Disclosure Document, including what sections such individuals or department prepared or reviewed.

(4) The Disclosure Coordinator shall confirm to and advise the DPWG that each section of and all financial and operating information contained in the Disclosure Document has been critically reviewed by an appropriate person. To the extent practicable, the Disclosure Coordinator shall endeavor to establish an “audit trail” with respect to the preparation of any disclosure document. Of paramount importance is that information concerning the Town’s financial condition is thoroughly and critically compared for accuracy against the Town’s Financial Statements, including the notes of said financial statements, and the other financial reports prepared and released by the Town Comptroller and the Supervisor’s Office.

(5) The Disclosure Coordinator shall report any significant disclosure issues, if any, and concerns to the DPWG. The DPWG shall critically review the material submitted and undertake to devise appropriate disclosures.

(6) As required, the Disclosure Coordinator shall advise the financial advisor and the underwriter(s) and their counsel, if any, that they must execute upon their selection a confidentiality agreement.

(B) Responsibilities of Contributors. Contributors shall assist in reviewing and preparing the Disclosure Document using their knowledge of the Town and by discussing the Disclosure Document with other members of the department in an attempt to ensure the accuracy of the information and to determine whether any other information should be discussed or disclosed. Once Contributors are notified of their need to participate in preparing a Disclosure Document, each of the Contributors and their department directors shall cooperate with DPWG requests. Each Contributor shall represent to the Town Comptroller (in a form satisfactory to the Town Comptroller) the accuracy and completeness of the section or sections for which the Contributor is responsible. See Exhibit B herein.

Section 3.3. Review of Disclosure Documents other than Official Statements. The following procedures shall apply to those Disclosure Documents that are not addressed in Section 2.1:

(A) Determination of Disclosure Document. Any Town employee preparing (the “Preparer”) any information for release to the public that could be considered a Disclosure Document, shall notify the DPWG of such information. The DPWG shall timely make a determination whether such information is a Disclosure Document under Section 2.1.

(B) Notify Disclosure Practices Working Group. If the DPWG determines that a document is a Disclosure Document, the Preparer shall inform the DPWG of the (i) expected completion date of the Disclosure Document and (ii) the expected dissemination date of the Disclosure Document to the DPWG. The DPWG shall be provided with a reasonable opportunity to review such Disclosure Document.

(C) Involvement of Town Attorney. The Town Attorney , in consultation with the Town’s bond counsel, shall assist the Preparer to:

- (1) identify material information that should be disclosed;
- (2) identify other persons that may have material information or knowledge of any information omitted from such Disclosure Document; and
- (3) determine when the Disclosure Document is final and ready for review by the DPWG.

(D) Prepare Source List. The Preparer shall keep a list of individuals or groups that have contributed to the preparation of the Disclosure Document and a list of sources from which the information summarized or updated in the Disclosure Document was derived. These lists shall be submitted to the DPWG along with the Disclosure Document.

ARTICLE IV
Training Policy

Section 4.1. Training Sessions.

(A) Town officials or employees with responsibility for collecting or analyzing information that may be material to the preparation of a Disclosure Document, as designated under Paragraph (B) below, shall attend disclosure training sessions as conducted from time to time. The Town Comptroller shall cause training material to be distributed to new employees of the Town who will participate in the preparation of Disclosure Documents. New employees shall be provided with disclosure training materials within three months of their first day of employment. Such training materials shall include information on the Town’s disclosure obligations under applicable federal and state securities laws and such individual’s responsibilities and potential liability regarding such obligations. Such training sessions may be conducted by videotape, if available. The Town Comptroller shall present such training material to the DPWG for its review and approval.

(B) The determination as to whether a class of employees shall receive such training shall be made by the Town Comptroller, in consultation (if necessary) with the Town Attorney. The DPWG may also require training for a particular employee not otherwise specified.

(C) At the request of the DPWG, the Town's bond counsel shall conduct separate training sessions for the Town Comptroller and the members of the Town Board; provided however such training should be undertaken no less than once every three years. The Town Comptroller shall endeavor to video tape any such training for members of the Town Board .

(D) The DPWG will convene as necessary to discuss and develop training material for new developments under federal securities laws, or otherwise, to ensure that the Town maintains the best practices regarding its disclosure obligations.

ARTICLE V

Document Retention Policies

Section 5.1. Official Statements.

(A) Materials Retained. For a Disclosure Document that is an Official Statement or placement memorandum as referenced in Section 2.1(A), the Town Board, on behalf of the DPWG, shall maintain a central depository with the following materials, to comply with chapter 78 of Town Code.

(1) the printed copy of the preliminary and final Official Statement (or preliminary and final Offering Memoranda);

(2) the "deemed final" certification provided by a Town official to the underwriter of the securities in accordance with paragraph (b)(1) of Rule 15c2-12;

(3) any executed copies of the letters, requests, and certifications prepared and/or delivered in connection the offering;

(4) the information and related sources referenced in the materials described in (3) above;

(5) the bond purchase agreement or official notice of sale, as applicable; and

(6) any written certification or opinions executed by a Town official relating to disclosure matters, delivered at the time of delivery of the related securities.

(B) Materials not Retained. These Procedures shall not require the DPWG to retain after the date of delivery of the related securities the drafts of any of the materials referenced in subsection (A) above.

Section 5.2. Disclosure Documents other than Official Statements. For Disclosure Documents other than those described in Section 5.1(A) above, the Office of the Town Comptroller, on behalf of the DPWG, shall maintain a central depository, for a period of five years from the date the respective Disclosure Document is published, posted, or otherwise made publicly available:

- (1) the final version of the Disclosure Document,
- (2) final versions of all transmittal letters, requests, and certifications relating to information in the Disclosure Document,
- (3) the information and related sources referenced in the materials described in (2) above.

The DPWG shall not retain the drafts of any such materials.

ARTICLE VI *Confidential Submissions*

Section 6.1. Employee Disclosure Concerns. The Town shall encourage Town employees to contact the Town Comptroller with any significant disclosure questions or concerns. The office of the Town Comptroller shall contact the DPWG as soon as practical for any matter which it is reasonably determined may have an impact on the Town's Disclosure Documents.

ARTICLE VII *Annual Review*

Section 7.1. Annual Review. The DPWG shall conduct an annual review and evaluation of these Disclosure Policies and Procedures. As appropriate, the DPWG shall amend these Disclosure Policies and Procedures to be consistent with changes in the federal and state securities laws, pronouncements of the Securities and Exchange Commission and such other matters as the DPWG deems necessary or desirable.

Table of Exhibits

- A. Request for Information from Contributors
- B. Transmittal by Departmental Director to Disclosure Coordinator
- C. Transmittal of Official Statement by Supervisor to DPWG

Request for Information from Contributors

The Town Comptroller is requesting information from [department or division name] to be included in a detailed disclosure of the Town's financial and operating data for an [official statement] [annual report] to be issued by the Town in connection with [the sale of bonds or other securities] [federal annual reporting requirements for municipal securities]. This information will be disseminated publicly to the investing public, including bondholders, rating agencies, financial advisors and other members of the investment community.

Federal securities laws require that the information be complete, accurate, and in no way misleading. Please review carefully and critically the information you are providing to be certain, to the best of your knowledge after reasonable inquiry of the appropriate persons, that it is accurate, complete and not misleading. Please be certain that the source documentation is reliable and auditable, should any future inquiry arise. Please provide a copy of all source documentation. Please describe any exceptions or other caveats to the information you are providing.

Please review the information in its entirety, rather than simply updating that which has already been provided, to determine whether any material changes have occurred or if any new or additional information should be included to make the information you are providing not misleading and as complete and accurate as possible.

Please provide the information by no later than [X date], and please advise of any subsequent changes to such information through [Y date].

If you require additional information regarding this request for information, please contact _____, at x_____. Thank you for your assistance.

Name:
Title: Town Comptroller

**Transmittal by Department Director
to Disclosure Coordinator**

I am the [Department Director] responsible for reviewing the portion of the Disclosure Document that is attached. I have reviewed this disclosure and have made certain that each identified Contributor also reviewed the disclosure and that it was discussed at a meeting of the _____ department. I have also attached copies of any materials that were a source for all or a portion of this disclosure. I have reviewed and complied with the procedures set forth in subsection C. of Section 4.2 of the Disclosure Policies and Procedures. In the event of any material change to the attached disclosure between the date of this letter and the scheduled delivery date for the bonds (X date), I shall promptly advise the Financing Group.

[Department Director]

Attachments

- reviewed disclosure
- source materials
- list of Contributors

Certification by Town Comptroller Regarding Official Statements

Town Board:

I have reviewed the [description of Official Statement or Offering Memorandum] (the “Disclosure Document”) and compared the Town Financial Statements with the Disclosure Document. In addition, I have reviewed the Disclosure Document in full to identify any misstatement or omission in any sections that contain or omit descriptions of information prepared by or of interest to the Town Comptroller. I hereby certify that, to the best of my knowledge:

1. the Disclosure Document fairly presents, in all material respects, the financial condition and results of operations of the Town;
2. the Disclosure Document does not make any untrue statement of a material fact or omit to state a material fact necessary to make the statements made, in the light of the circumstances under which they were made, not misleading; and
3. the financial statements and other financial information from the Town Financial Statements included in such Disclosure Document, if any, fairly present in all material respects the financial condition and results of operations of the Town as of, and for, the periods presented in the Town Financial Statements.

Town Comptroller

TOWN OF RIVERHEAD

Resolution # 781

SCAVENGER WASTE FUND

BUDGET ADJUSTMENT

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, the Superintendent of Sewer is requesting a budget adjustment to cover the costs for yearend chemical expenses.

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>
128.081890.541416	Scavenger Replacement & Improvements	10,000	
128.081890.546203	Scavenger Electricity	8,700	
128.081890.542503	Scavenger Waste – Chemicals		18,700

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Accounting and Scavenger Waste Departments.

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

THE VOTE

Giglio <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Gabrielsen <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Wooten <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Dunleavy <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Walter <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 782

RIVERHEAD SEWER FUND

BUDGET ADJUSTMENT

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the Superintendent of Sewer is requesting a budget adjustment to cover yearend expenses.

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>
114.081300.546200	Electricity	9,600	
114.081300.523011	Plant Capital Improvements	3,000	
114.081300.524217	Recording Equipment	3,000	
114.081300.541100	Building Repairs & Maintenance	4,500	
114.081300.547506	Sewer – Laboratory Analysis		9,600
114.081300.542503	Sewer – Chemicals		10,500

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Accounting and Sewer Departments.

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

THE VOTE

Giglio <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Gabrielsen <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Wooten <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Dunleavy <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Walter <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 783

AUTHORIZES NOTICE TO BIDDERS FOR MAINTENANCE AND EMERGENCY SERVICES CONTRACTS RIVERHEAD WATER DISTRICT

Councilman Wooten offered the following resolution,

which was seconded by Councilman Gabrielsen

WHEREAS, plans and specifications have been prepared by H2M, consulting engineers to the Riverhead Water District, regarding maintenance and emergency services for the Riverhead Water District.

NOW THEREFORE BE IT RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached Notice to Bidders in the November 27, 2014 issue of The News Review with regard to receiving bids for maintenance and emergency services contracts for the Riverhead Water District, and be it further

RESOLVED, that the Town Clerk shall publicly open and read aloud the submitted bids on the date as advertised in the Notice to Bidders, and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device 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

The Town Board of Riverhead will receive bids for MAINTENANCE AND EMERGENCY SERVICES CONTRACTS for the Riverhead Water District at the Town Clerk's office, Town Hall, 200 Howell Avenue, Riverhead, New York 11901, by 11:00 AM on Tuesday, December 9, 2014, at which time and place all bids will be publicly opened and read aloud for:

CONTRACT C – CONTROL MAINTENANCE AND EMERGENCY SERVICES

CONTRACT E – ELECTRICAL MAINTENANCE AND EMERGENCY SERVICES

**CONTRACT D – DISTRIBUTION SYSTEM MAINTENANCE, INSTALLATION
AND EMERGENCY SERVICES**

Specifications may be examined and obtained on or after November 27, 2014 by visiting the Town of Riverhead website: www.riverheadli.com and click on "Bid Requests".

Each proposal must be accompanied by a bid bond in the amount of five percent (5%) of the total bid, or a certified check made payable to the TOWN OF RIVERHEAD as assurance that the bid is made in good faith.

The right is reserved to reject any or all bids, to waive any informalities, and to accept the lowest responsible bid.

BY ORDER OF THE TOWN BOARD
TOWN OF RIVERHEAD
SUFFOLK COUNTY, NEW YORK

ACTING AS THE GOVERNING BODY
OF THE RIVERHEAD WATER DISTRICT

DIANE WILHELM, TOWN CLERK

DATED: NOVEMBER 27, 2014

TOWN OF RIVERHEAD

Resolution # 784

**ACCEPTS HIGHWAY SUPERINTENDENT'S PERSONNEL REPORT & REQUEST
FOR TOWN BOARD RESOLUTION TO EFFECTUATE PERSONNEL REQUEST**

Councilman Gabrielsen offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, pursuant to Town Law § 64(1), the Town Board has general management and control of the finances of the Town; and

WHEREAS, pursuant to Town Law § 64(3), the Town Board has general management and control of Town property; and

WHEREAS, pursuant to Town Law § 20 and except as otherwise provided by law, the Town Board has the responsibility to employ such persons as the Town Board deems necessary for the proper conduct of the affairs of the Town; and

WHEREAS, pursuant to Town Law § 27, the Town Board shall fix, from time to time, the salaries of all officers, officials and employees of said town, whether elected or appointed, and determine when the same shall be payable; and

WHEREAS, pursuant to Highway Law § 140(4), the Highway Superintendent shall employ such persons as may be necessary for the maintenance and repair of Town highways and removal of obstructions caused by snow and provide for the supervision over such employees, subject to the provisions of law recited above and, including but not limited to, available appropriations for such purpose, any applicable civil service requirements (see e.g. Civil Service Law § 75), and any applicable collective bargaining agreement provisions; and

WHEREAS, the Highway Superintendent filed a Personnel Report and Request for Town Board Resolution to Effectuate Personnel Request, to wit: hire Robert N. Peeker to the position of Automotive Equipment Operator effective December 1, 2014; and

WHEREAS, the Highway Superintendent's report stated that said hire is necessary for the repair and maintenance of Town highways.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board accepts the Highway Superintendent's Personnel Report and Request Town Board Resolution to Effectuate Personnel Request, to wit: Pending the results of a successfully completely background investigation, to hire Robert N. Peeker to the position of Automotive Equipment Operator effective on December 1, 2014 as found on Group 6, Step P of the Operational and Technical Salary Schedule of the CSEA contract; and be it further

RESOLVED, that the Personnel Officer and Financial Administrator are hereby directed to take such action to effectuate this personnel matter on behalf of the Highway Superintendent; and be it further

RESOLVED that the Town Clerk is hereby directed to forward a copy of this resolution to the Town Highway Superintendent, Personnel Officer, Financial Administrator and Town Attorney's Office; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from electronic storage device 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 # 785

**AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR FOOD & MEAT PRODUCTS
FOR THE TOWN OF RIVERHEAD**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, the Town Clerk is authorized to publish and post a notice to bidders for proposals for FOOD & MEAT PRODUCTS for the Town of Riverhead and;

WHEREAS, the Town Clerk is hereby authorized to publish and post the following public notice in the NOVEMBER 27, 2014 issue of the News Review.

NOW , THEREFORE BE IT, RESOLVED, that all Town Departments may review and obtain a copy of this resolution from the electronic storage device 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 the purchase of FOOD & MEAT PRODUCTS 2014 for the use in the Town of Riverhead, Riverhead, New York will be received at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York until 2:05 PM on DECEMBER 18, 2014 at which time they will be publicly opened and read aloud.

Specifications may be examined and/or obtained on NOVEMBER 27, 2014 on the Town of Riverhead website at www.townofriverheadny.gov, click on bid requests.

Each proposal must be submitted on the form provided in sealed envelope clearly marked FOOD & MEAT PRODUCTS 2014. Any and all exceptions to the specifications must 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 to waive any formality if it believes such action to be in the best interest of the Town.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Diane M. Wilhelm, Town Clerk

TOWN OF RIVERHEAD

Resolution # 786

**AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR STREET LIGHTING PARTS
FOR THE TOWN OF RIVERHEAD**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the Town Clerk is authorized to publish and post a notice to bidders for proposals for STREET LIGHTING PARTS for the Town of Riverhead and;

WHEREAS, the Town Clerk is hereby authorized to publish and post the following public notice in the NOVEMBER 27, 2014 issue of the News Review.

NOW , THEREFORE BE IT, RESOLVED, that all Town Departments may review and obtain a copy of this resolution from the electronic storage device 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 proposals for the Street Lighting Parts will be received by the Office of the Town Clerk, Riverhead Town Hall, at 200 Howell Avenue, Riverhead, New York until 11:00 am on **December 17, 2014** and will be publicly opened and read aloud at **11:00 am on December 18, 2014** in the Office of the Town Clerk.

Specifications may be examined and/or obtained on **November 27, 2014** on the Town website at www.townofriverheadny.gov or at the Office of the Town Clerk between the hours of 8:30 am and 4:30 pm weekdays, except holidays.

Each proposal must be submitted on the form provided and must be in a sealed envelope clearly marked, "**Street Lighting Parts**".

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 bidder. Note: Bid responses must be delivered to Office of the Town Clerk at the address above. The Town may decline to accept, deem untimely and/or reject any bid response/proposal that is not delivered to the Office of the Town Clerk.

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

TOWN OF RIVERHEAD

Resolution # 787

ADOPTS A LOCAL LAW TO AMEND CHAPTER 101 ENTITLED "VEHICLES & TRAFFIC" OF THE RIVERHEAD TOWN CODE
(§101-10. Parking prohibited. – Ostrander Avenue)

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 amending Chapter 101 entitled, "Vehicles & Traffic" of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 5th day of November, 2014 at 2:10 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 the local law amending Chapter 101 entitled, "Vehicles & Traffic" of the Riverhead Town Code is hereby adopted as specified in the attached notice of adoption; and be it further

RESOLVED, that the Town Clerk 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 all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device 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 amending Chapter 101 entitled, "Vehicles & Traffic" of the Riverhead Town Code at its regular meeting held on November 18, 2014. **Be it enacted** by the Town Board of the Town of Riverhead as follows:

Chapter 101
VEHICLES AND TRAFFIC
ARTICLE V
Parking, Standing and Stopping

§ 101-10. Parking prohibited.

The parking of vehicles is hereby prohibited in the locations as follows:

Name of Street	Side	Location
<u>Ostrander Avenue</u>	<u>East</u>	<u>From a point at its intersection with Corwin Street in a northerly direction for a distance of 300 feet</u>

- Underscore represents addition(s)

Dated: Riverhead, New York
November 18, 2014

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

DIANE M. WILHELM, Town Clerk

TOWN OF RIVERHEAD

Resolution # 788

ADOPTS A LOCAL LAW TO AMEND CHAPTER 101 ENTITLED "VEHICLES & TRAFFIC" OF THE RIVERHEAD TOWN CODE
(\$101-10. Parking prohibited. – Pulaski Street)

Councilman Gabrielsen offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a local law amending Chapter 101 entitled, "Vehicles & Traffic" of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 5th day of November, 2014 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 the local law amending Chapter 101 entitled, "Vehicles & Traffic" of the Riverhead Town Code is hereby adopted as specified in the attached notice of adoption; and be it further

RESOLVED, that the Town Clerk 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 all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device 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 amending Chapter 101 entitled, "Vehicles & Traffic" of the Riverhead Town Code at its regular meeting held on November 18, 2014. **Be it enacted** by the Town Board of the Town of Riverhead as follows:

Chapter 101
VEHICLES AND TRAFFIC
ARTICLE V
Parking, Standing and Stopping

§ 101-10. Parking prohibited.

The parking of vehicles is hereby prohibited in the locations as follows:

Name of Street	Side	Location
Pulaski Street	North	Between Marcy Avenue and Sweezy Avenue during church services at St. Isidore's Church, except funeral services <u>Between Marcy Avenue and Sweezy Avenue, with the exception of funeral or wedding services held at St. Isidore's Church</u>

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

Dated: Riverhead, New York
November 18, 2014

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

DIANE M. WILHELM, Town Clerk

TOWN OF RIVERHEAD

Resolution # 789

**ADOPTS A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED
"ZONING" OF THE CODE OF THE TOWN OF RIVERHEAD**

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 amending Chapter 108 entitled, "Zoning" of the Riverhead Town Code ("Town Code"); and

WHEREAS, the Riverhead Planning Department has reviewed the proposed amendment and recommended that it be considered a Type II action pursuant to 6 NYCRR §§617.5 (c) (20) and (27) as an action involving routine or continuing agency administration and management and the adoption of policies in connection therewith; and

WHEREAS, pursuant to 6 NYCRR §617.3 (f), §617.5 (a) and §617.6(a)(1)(i), the agency SEQR responsibilities end with such designation with no determination of significance being necessary; and

WHEREAS, a public hearing was held on the 5th day of November, 2014 at 2:20 o'clock p.m. at the 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 the Town Board be and hereby, declares the amendment of Chapter 108 to be a Type II action for the purposes of SEQR compliance; and be it further

RESOLVED that the Town Board of the Town of Riverhead, be and hereby, adopts the local law amending Chapter 108 entitled "Zoning" 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 all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device 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 amending the Chapter 108 entitled "Zoning" of the Code of the Town of Riverhead ("Riverhead Town Code"), at its regular meeting held on November 18, 2014.

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

CHAPTER 108
Zoning

Article XIII: Supplementary Use Regulations

§ 108-64 Prefabricated dwellings.

No building or other structure which is prefabricated or which is constructed, manufactured, built or fabricated at a place other than the site on which it is to be located or used shall be used as a dwelling, except in a mobile home park or travel trailer park and except as an agricultural dwelling under § 108-64.4 of this chapter, unless:

- A. It complies with the provisions of the laws, ordinances, rules and regulations of all governmental entities having jurisdiction over the subject property.
- B. It is affixed to the site by means of a permanent foundation.
- ~~C. It shall have been authorized by a special permit of the Board of Appeals as hereinafter provided in § 108-76 of this chapter. In the case of a petition for a special permit for prefabricated dwelling(s) relating to a filed subdivision map, the Zoning Board of Appeals may approve any number of special permits for structures to be constructed upon lots within the subject subdivision subsequent to a single petition and hearing, provided that the appropriate filing fee has been collected for each lot to receive a special permit.~~
- D. C. It is a temporary trailer (prefabricated dwelling). Notwithstanding Subsections A through ~~B~~ above, there shall be permitted the installation of a trailer (prefabricated dwelling) in which a family or individuals may live in a residential or agricultural zone under the following circumstances:
 - (1) The trailer (prefabricated dwelling) must be for the temporary use and occupation of an individual or group of individuals whose residence has either been so damaged by fire or by some act of God as to render the residence uninhabitable or whose principal residence is being remodeled on a property utilized for agriculture.
 - (2) The trailer (prefabricated dwelling) must be placed on the same lot as the house which is being rebuilt or on a contiguous parcel with the owner's consent.

- (3) A permit shall be obtained from the Building Department within 72 hours of placing the trailer (prefabricated dwelling) on a lot. The fee for the permit shall be \$50.
- (4) A certificate of occupancy shall be obtained from the Building Department within 21 days of placing the trailer (prefabricated dwelling) on a lot.
- (5) Such trailer shall be permitted to remain on a lot for six months with one six-month extension upon application to the Zoning Board of Appeals. No further extensions are permitted and it shall be mandatory that the trailer be removed at the end of the time permitted. If the trailer is not removed, there shall be a fine of \$15 per day on the owner of the trailer for each day that it remains beyond the time limit. If the trailer remains in violation for more than 10 days, the Building and Zoning Administrator or Building Inspector or his representative may, after notifying the owner of said trailer in person or by letter, return receipt requested, cause the trailer to be removed. The expense of such removal and any storage charges resulting shall be paid by the owner of the trailer, and, if said cost is not paid within 10 days of notification to the owner, the Building and Zoning Administrator may advertise the public sale of the trailer (prefabricated dwelling) in the official paper of the Town and sell it to the highest bidder. The moneys realized from the sale shall be applied to any fines outstanding and to reimburse the Town for any expense incurred in moving and storing the trailer (prefabricated dwelling). If there shall be any excess, it shall be remitted to the former owner of the trailer (prefabricated dwelling).

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

Dated: Riverhead, New York
November 18, 2014

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

DIANE M. WILHELM, Town Clerk

TOWN OF RIVERHEAD

Resolution # 790

**AUTHORIZES THE USE OF THE HENRY PFEIFER COMMUNITY CENTER FOR
MONTHLY LOW COST SPAY AND NEUTER SERVICES**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the North Fork Animal Welfare League (“NFAWL”) was incorporated in 1963 to organize individuals who wanted to help homeless and stray animals by providing a home, food, and medical treatment; and

WHEREAS, on or about 1980 NFAWL entered into a contract with Southold Town to manage and operate Southold Animal Shelter and on or about 2013, the NFAWL entered into a contract with the Town of Riverhead to manage and operate the Town of Riverhead Animal Shelter providing services to both municipalities which include providing care for animals by locating owners of lost animals, by finding homes for homeless animals, and by providing home, food, grooming, exercise, and medical treatment to shelter animals; and

WHEREAS, the Southampton Animal Shelter Foundation, once operated as a municipal animal shelter and reopening in 2010 as a not-for-profit organization, received a grant awarded by the American Society for the Prevention of Cruelty to Animals (“ASPCA”) for the purchase of a veterinary mobile clinic to provide low cost and convenient spay and neuter services throughout New York State; and

WHEREAS, the NFAWL and Southampton Animal Shelter Foundation are united in interest to reduce the homeless animal population and the suffering and death that their overpopulation causes; eliminate and/or significantly reduce health risks to animals, including but not limited, risk of uterine cancer, mammary cancer and, testicular cancer; and reduce the risk of animals contracting deadly contagious diseases; and

WHEREAS, consistent with the grant award by the ASPCA, the NFAWL requests the monthly use of the Henry Pfeifer Community Center to provide support services for the veterinary mobile spay and neuter clinic, including administrative services and acute recovery with no overnight housing of the animals.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes and grants NFAWL permission to host monthly low cost veterinary mobile spay/neuter clinics at the site of the Henry Pfeifer Community Center and utilize the structure for administrative services and acute recovery related to the spaying and neutering with no overnight housing of the animals; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to Gillian Pultz, Executive Director, North Fork Animal Welfare League, 532 Youngs Avenue, Riverhead, NY 11901; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device 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

Resolution # 791

ADOPTS A LOCAL LAW AMENDING CHAPTER 108 ENTITLED
“ZONING” OF THE RIVERHEAD TOWN CODE
(Article XX. Subdivision Regulations)

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 amending Chapter 108 entitled “Zoning” of the Riverhead Town Code; and

WHEREAS, the Riverhead Planning Department has reviewed the proposed amendment and recommended that it be considered a Type II action pursuant to 6 NYCRR §§617.5 (c) (20) and (27) as an action involving routine or continuing agency administration and management and the adoption of policies in connection therewith; and

WHEREAS, pursuant to 6 NYCRR §617.3 (f), §617.5 (a) and §617.6(a)(1)(i), the agency SEQR responsibilities end with such designation with no determination of significance being necessary; and

WHEREAS, a public hearing was held on the 21st day of October 2014 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 the Town Board be and hereby, declares the amendment of Chapter 108 to be a Type II action for the purposes of SEQR compliance; and be it further

RESOLVED, that a local law amending Chapter 108 entitled “Zoning” 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 the electronic storage device, 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 amending Chapter 108 entitled "Zoning", of the Riverhead Town Code at its meeting held on November 18, 2014. **Be it enacted** by the Town Board of the Town of Riverhead as follows:

**Chapter 108. ZONING
Article XX. Subdivision Regulations**

§ 108.95. General provisions.

D. Stormwater pollution prevention plan.

~~(1) A stormwater pollution prevention plan (SWPPP) consistent with the requirements of Chapter 110 of the Riverhead Town Code shall be required for preliminary subdivision plat approval. The SWPPP shall meet the performance and design criteria and standards in § 110-6 of this Code. The approved preliminary subdivision plat shall be consistent with the provisions of this Code. Land development/redevelopment activity, as the term is defined in Riverhead Town Code § 110-2, is expressly prohibited absent submission of a stormwater pollution prevention plan and approval by the Town of Riverhead's Stormwater Management Officer.~~

(2) (1) A stormwater pollution prevention plan consistent with the requirements of the code ~~and with the terms of preliminary plan approval~~ shall be required for final subdivision plat approval. The SWPPP shall meet the performance and design criteria and standards in § 110-6 of the Code. The approved final subdivision plat shall be consistent with the provisions of the Code. Land development/redevelopment activity, as the term is defined in Riverhead Town Code § 110-2, is expressly prohibited absent submission of a stormwater pollution prevention plan and approval by the Town of Riverhead's Stormwater Management Officer.

E. Preliminary major and minor subdivision condition of approval. As a condition of preliminary major and minor subdivision approval, applicant, applicant's agent, assigns or representative, is prohibited from conducting land development/redevelopment activity, including but not limited to, clearing, grading, excavating, soil disturbance of any kind or degree, or the importation or placement of fill in any composition or quantity on the subject property, inclusive of its presently constituted use and condition.

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

Dated: Riverhead, New York
November 18, 2014

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

TOWN OF RIVERHEAD

Resolution # 792

**ADOPTS A LOCAL LAW AMENDING CHAPTER 110 ENTITLED
“STORMWATER MANAGEMENT AND EROSION AND SEDIMENT CONTROL” OF
THE RIVERHEAD TOWN CODE**

Councilman Gabrielsen offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a local law amending Chapter 110 entitled “Stormwater Management and Erosion and Sediment Control” of the Riverhead Town Code; and

WHEREAS, the Riverhead Planning Department has reviewed the proposed amendment and recommended that it be considered a Type II action pursuant to 6 NYCRR §§617.5 (c) (20) and (27) as an action involving routine or continuing agency administration and management and the adoption of policies in connection therewith; and

WHEREAS, pursuant to 6 NYCRR §617.3 (f), §617.5 (a) and §617.6(a)(1)(i), the agency SEQR responsibilities end with such designation with no determination of significance being necessary; and

WHEREAS, a public hearing was held on the 21st day of October 2014 at 7:10 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 the Town Board be and hereby, declares the amendment of Chapter 110 to be a Type II action for the purposes of SEQR compliance; and be it further

RESOLVED, that a local law amending Chapter 110 entitled “Stormwater Management and Erosion and Sediment Control” 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 the electronic storage device, 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 amending Chapter 110 entitled “Stormwater Management and Erosion and Sediment Control”, of the Riverhead Town Code at its meeting held on November 18, 2014. **Be it enacted** by the Town Board of the Town of Riverhead as follows:

**Chapter 110
STORMWATER MANAGEMENT AND EROSION AND SEDIMENT CONTROL**

§ 110-6. Stormwater pollution prevention plans.

- A. Stormwater pollution prevention plan requirement. No application for approval of a land development or redevelopment activity shall ~~be approved~~ receive final approval until the Stormwater Management Officer (SMO) has received, reviewed, and accepted a stormwater pollution prevention plan (SWPPP) prepared in accordance with the specifications in this chapter.

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

Dated: Riverhead, New York
November 18, 2014

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

TOWN OF RIVERHEAD

Resolution # 793

AUTHORIZES EMERGENCY AMBULANCE REPAIR

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, the Town Board of the Town of Riverhead, acting as governing body of the Ambulance District, by Resolution #136 adopted on March 12, 2009, entered into a contract with the Riverhead Ambulance Corps, a volunteer organization established in accordance with Article 30 of the Public Health Law of the State of New York and registered with the State of New York to provide emergency medical and related emergency services within the Town of Riverhead Ambulance District; and

WHEREAS, pursuant to the terms of the contract between the Ambulance District and the Riverhead Ambulance Corps, the Ambulance District provides ambulances, first responder vehicles and facilities for use by the Riverhead Ambulance Corps in fulfilling its responsibility to provide emergency medical and related emergency services, including medical transportation to the nearest appropriate medical facility, to all persons within the boundaries of the Ambulance District on a twenty-four (24) hours per day seven (7) days per week basis in accordance with the usual and customary standards of voluntary ambulance services in the County of Suffolk; and

WHEREAS, the Riverhead Ambulance Corps reported that a 2008 ambulance suffered significant damage such that the ambulance may not be utilized to provide the services identified above and requested that pursuant to the provisions of the contract the repair of the ambulance "...be given a priority ranking at the same level as the most critical vehicles in the Town fleet ... Police Department vehicle"; and

WHEREAS, the Town's Municipal Garage inspected and evaluated the damage to the ambulance and, based upon the extent of the damage and after communication with Town Purchasing Director who informed the Municipal Garage that due to circumstances requiring redraft and rebid of the bid for Auto Repair there is no approved vendor (and not likely until December) and moreover repair of ambulance is typically specialized such that same would not be within the expertise of bidders responding to bid for Auto Repairs, the Municipal Garage researched and obtained two estimates from entities with the requisite expertise to repair the ambulance; and

WHEREAS, the Town's Municipal Garage recommends that the Ambulance District accept and approve the estimate of Proliner in the amount of \$28,191.20; and

WHEREAS, the Riverhead Ambulance Corps has informed the Ambulance District that time is of the essence to return the 2008 ambulance back to service in order to provide the services identified which are critical to maintain the health, safety and welfare of the residents.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board does hereby declare that the loss of service of the 2008 ambulance is a public emergency under General Municipal Law section 103(4); and be it further

RESOLVED, the Town Board of the Town of Riverhead hereby authorizes the Purchasing Department to prepare an emergency Town of Riverhead purchase order to Proliner in the amount of \$28,191.20; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a 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

TOWN OF RIVERHEAD

Resolution # 794

RESCINDS RESOLUTION 459 OF 2010

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

BE IT RESOLVED that, effective November 18, 2014, the Town Board hereby rescinds Resolution No. 459, adopted on June 2, 2010, with the understanding that this action has no impact on the civil service title, salary, fringe benefits or other terms and conditions of employment for affected staff; and be it further

RESOLVED that, effective November 18, 2014, the Town Board hereby abolishes the Personnel Department of the Town of Riverhead; and be it further

RESOLVED that, effective November 18, 2014, the Town Board hereby reassigns all employees of the Personnel Department to 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

TOWN OF RIVERHEAD

Resolution # 795

ACCEPTS DONATION OF BAND SAW FROM NORTH AMERICAN SURVEILLANCE SYSTEMS, INC. FOR USE BY THE BUILDINGS AND GROUNDS DEPARTMENT

Councilman Wooten offered the following resolution,

which was seconded by Councilman Gabrielsen

WHEREAS, North American Surveillance Systems, Inc. has offered to donate a Jet Horizontal/Vertical Band Saw (Model #HVBS-7MW) to the Town of Riverhead Buildings and Grounds Department; and

WHEREAS, pursuant to New York State Town Law §64-8, the Town may take by gift any real or personal property for public use or benefit; and

WHEREAS, the Town Board finds that acceptance of the Band Saw at no cost to the Town is in the best interest of the residents of the Town of Riverhead.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Riverhead hereby accepts the donation of a Jet Horizontal/Vertical Band Saw (Model #HVBS-7MW) from North American Surveillance Systems, Inc.; and be it further

RESOLVED, that the Town Supervisor may execute such other documents as deemed necessary to carry out the intent of this resolution; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to North American Surveillance Systems, Inc., 7065 Challenger Avenue, Titusville, FL 32780; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device 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 # 796

**AUTHORIZES SETTLEMENT OF LEGAL ACTION BY NORA CHODKOWSKI
AGAINST THE TOWN OF RIVERHEAD**

Councilman Gabrielsen offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, a legal action was commenced by Nora Chodkowski against the Town of Riverhead in the Supreme Court, Suffolk County under Index No. 47545/2009; and

WHEREAS, the parties entered into negotiations and reached a settlement of that legal action inclusive of all costs, expenses and interest; and

WHEREAS, in light of the costs attendant to proceeding to a trial with the attendant uncertainties of litigation it is in the best interests of the Town to accept the settlement.

NOW BE IT RESOLVED, that the Town Board of the Town of Riverhead be and hereby accepts the settlement proposed regarding legal action commenced by Nora Chodkowski against the Town of Riverhead in the Supreme Court, Suffolk County under Index No. 47545/2009; and be it further

RESOLVED, that the Supervisor is authorized to sign all documents necessary to effectuate that settlement of the legal action commenced by Nora Chodkowski against the Town of Riverhead in the Supreme Court, Suffolk County under Index No. 47545/2009; and be it further

RESOLVED, that the Law Offices of McGiff Halverson, LLP are hereby authorized to enter into a stipulation of settlement on behalf of the Town as well as any other documents necessary to effectuate the settlement of the litigation; and it is further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to McGiff Halverson, LLP, 96 South Ocean Avenue, Patchogue, New York 11772, the Accounting Department, and the Town Attorney.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No
Walter - ABSTAIN

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 797

**APPROVES THE CHAPTER 90 APPLICATION OF
COMPETITIVE EVENTS GROUP
(2015 Deep Pond Triathlon – August 15th & 16th, 2015)**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, on November 6, 2014, Competitive Events Group submitted a Chapter 90 Application for the purpose of conducting a fund raising event entitled “Deep Pond Triathlon” for the benefit of the Boy Scouts of America to be held on the Schiff Camp property located at 1601 Wading River Manor Road, Wading River, New York, on Saturday, August 15th, 2015 between the hours of 6:00 a.m. and 12:00 noon (adult triathlon) and on Sunday, August 16th, 2015 (youth triathlon) between the hours of 8:00 a.m. and 11:30 p.m.; and

WHEREAS, Competitive Events Group, 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 Competitive Events Group, LLC for the purpose of conducting a fund raising event entitled “Deep Pond Triathlon” for the benefit of the Boy Scouts of America to be held on the Schiff Camp property located at 1601 Wading River Manor Road, Wading River, New York, on the above referenced date and times is hereby approved; and be it further

RESOLVED, should tent(s) be utilized, that the necessary tent permit must be obtained and the tent installation and all electric shall comply with the applicable requirements of the NFPA Life Safety Code (NFPA 101), the NFPA Temporary Membrane Structures/Tents (NFPA 102) and the Fire Code of New York State and the Building Code of New York State; and be it further

RESOLVED, that this approval is subject to the execution of an Agreement and payment of the requisite fee thereunder in connection with the utilization of Riverhead Police personnel and vehicle(s) for this event **no later than July 1, 2015**; and be it further

RESOLVED, that an Outdoor Public Safety Plan is to be submitted to the Fire Marshal's office **no later than July 15, 2015**; and be it

RESOLVED, that this approval is subject to receipt of written confirmation from the Wading River Fire Department and the Riverhead Volunteer Ambulance Corp. that they have been contacted and will be available to provide their services at the event on the specified dates and times; 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 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 Competitive Events Group, 266 Bangor Street, Lindenhurst, New York, 11757; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device 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

Resolution # 798

**APPROVES THE CHAPTER 90 APPLICATION OF
COMPETITIVE EVENTS GROUP
(2015 Deep Pond Triathlon – September 26th, 2015)**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, on November 6, 2014, Competitive Events Group submitted a Chapter 90 Application for the purpose of conducting a fund raising event entitled “Deep Pond Triathlon” for the benefit of the Boy Scouts of America to be held on the Schiff Camp property located at 1601 Wading River Manor Road, Wading River, New York, on Saturday, September 26, 2015 between the hours of 6:00 a.m. and 1:00 p.m.; and

WHEREAS, Competitive Events Group, 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 Competitive Events Group, LLC for the purpose of conducting a fund raising event entitled “Deep Pond Triathlon” for the benefit of the Boy Scouts of America to be held on the Schiff Camp property located at 1601 Wading River Manor Road, Wading River, New York, on the above referenced date and times is hereby approved; and be it further

RESOLVED, should tent(s) be utilized, that the necessary tent permit must be obtained and the tent installation and all electric shall comply with the applicable

requirements of the NFPA Life Safety Code (NFPA 101), the NFPA Temporary Membrane Structures/Tents (NFPA 102) and the Fire Code of New York State and the Building Code of New York State; and be it further

RESOLVED, that this approval is subject to the execution of an Agreement and payment of the requisite fee thereunder in connection with the utilization of Riverhead Police personnel and vehicle(s) for this event **no later than August 1, 2015**; and be it further

RESOLVED, that an Outdoor Public Safety Plan is to be submitted to the Fire Marshal's office **no later than August 26, 2015**; and be it

RESOLVED, that this approval is subject to receipt of written confirmation from the Wading River Fire Department and the Riverhead Volunteer Ambulance Corp. that they have been contacted and will be available to provide their services at the event on the specified dates and times; 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 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 Competitive Events Group, 266 Bangor Street, Lindenhurst, New York, 11757; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device 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

Resolution # 799

**APPROVES CHAPTER 90 APPLICATION OF RIVERHEAD ADVENTURES, LLC
(5K Trail Run at EPCAL Veterans Memorial Park– Saturday, May 30th, 2015)**

Councilman Wooten offered the following resolution,

which was seconded by Councilman Gabrielsen

WHEREAS, on November 3, 2014, Riverhead Adventures, LLC submitted a Chapter 90 Application for the purpose of conducting a family focused 5K Trail Run, to include a bicycle run at the May 30th, 2015 event, to also include a food concession, to be held at the Veterans Memorial Park located at Enterprise Park at Calverton (“EPCAL”), Route 25, Calverton, New York, on Saturday, May 30th, 2015 (also requesting the dates of May 23rd through May 31st, 2015 for purposes of set up and break down), between the hours of 8:00 a.m. and 3:00 p.m.; and

WHEREAS, Riverhead Adventures, 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, the applicant has paid the applicable Chapter 90 Fee; and

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

NOW THEREFORE BE IT RESOLVED, that Town Board 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 application of Riverhead Adventures, LLC for the purpose of conducting a family focused 5K Trail Run, to include a bicycle run at the May 30th, 2015 event, to also include a food concession, to be held at the Veterans Memorial Park located at Enterprise Park at Calverton (“EPCAL”), Route 25, Calverton, New York, on Saturday, May 30th, 2015 (also requesting the dates of May 23rd through May 31st, 2015 for purposes of set up and break down), between the hours of 8:00 a.m. and 3:00 p.m., is hereby approved; and be it further

RESOLVED, that this approval is **subject to** receipt of the following:

- The execution of an Agreement and payment of the requisite fee thereunder in connection with the utilization of Riverhead Police personnel and vehicle(s) for this event **no later than May 1, 2015**; and be it further
- An Outdoor Public Safety Plan, to be submitted to the Fire Marshal's office **no later than May 1, 2015**; and
- A Certificate of Insurance, containing adequate liability limits, naming the Town of Riverhead as an additional insured in a form acceptable to the Town Attorney, **no later than March 30, 2015**; be it further

RESOLVED, that any necessary tent permit(s) must be obtained and the tent installation and all electric shall comply with the applicable requirements of the NFPA Life Safety Code (NFPA 101), the NFPA Temporary Membrane Structures/Tents (NFPA 102) and the Fire Code of New York State and the Building Code of New York State; 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 Riverhead Adventures, LLC, P.O. Box 725, Calverton, NY 11933; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device 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

Resolution # 800

**APPROVES CHAPTER 90 APPLICATION OF RIVERHEAD ADVENTURES, LLC
(5K Trail Run at EPCAL Veterans Memorial Park– Saturday, September 19th, 2015)**

Councilman Gabrielsen offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, on November 3, 2014, Riverhead Adventures, LLC submitted a Chapter 90 Application for the purpose of conducting a family focused 5K Trail Run, to include a bicycle run at this event and to also include a food concession, to be held at the Veterans Memorial Park located at Enterprise Park at Calverton (“EPCAL”), Route 25, Calverton, New York, on Saturday, September 19th, 2015 (also requesting the dates of September 12th through September 20th, 2015 for purposes of set up and break down), between the hours of 8:00 a.m. and 3:00 p.m.; and

WHEREAS, Riverhead Adventures, 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, the applicant has paid the applicable Chapter 90 Fee; and

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

NOW THEREFORE BE IT RESOLVED, that Town Board 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 application of Riverhead Adventures, LLC for the purpose of conducting a family focused 5K Trail Run, to include a bicycle run at this event and to also include a food concession, to be held at the Veterans Memorial Park located at Enterprise Park at Calverton (“EPCAL”), Route 25, Calverton, New York, on Saturday, September 19th, 2015 (also requesting the dates of September 12th, through September 20th, 2015 for purposes of set up and break down), between the hours of 8:00 a.m. and 3:00 p.m., is hereby approved; and be it further

RESOLVED, that this approval is **subject to** receipt of the following:

- The execution of an Agreement and payment of the requisite fee thereunder in connection with the utilization of Riverhead Police personnel and vehicle(s) for this event **no later than August 1, 2015**; and be it further
- An Outdoor Public Safety Plan, to be submitted to the Fire Marshal's office **no later than August 19, 2015**; and
- A Certificate of Insurance, containing adequate liability limits, naming the Town of Riverhead as an additional insured in a form acceptable to the Town Attorney, **no later than July 20, 2015**; and be it further

RESOLVED, that any necessary tent permit(s) must be obtained and the tent installation and all electric shall comply with the applicable requirements of the NFPA Life Safety Code (NFPA 101), the NFPA Temporary Membrane Structures/Tents (NFPA 102) and the Fire Code of New York State and the Building Code of New York State; 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 Riverhead Adventures, LLC, P.O. Box 725, Calverton, NY 11933; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device 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

Resolution # 801

**APPROVES CHAPTER 90 APPLICATION OF EAST END TOURISM
ALLIANCE/RIVERHEAD FOUNDATION FOR MARINE RESEARCH AND
PRESERVATION**
("Paddle Battle" Water Race – July 18, 2015)

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, on November 7, 2014, East End Tourism Alliance/Riverhead Foundation for Marine Research and Preservation (East End Tourism Alliance/Riverhead Foundation) submitted a Chapter 90 Application for the purpose of conducting a canoe, kayak and stand up paddle board race entitled "Paddle Battle" on the Peconic River at the Peconic Riverfront, Riverhead, to be held on Saturday, July 18, 2015, having a rain date of Sunday, July 19, 2015, between the hours of 6:00 a.m. and 4:00 p.m.; and

WHEREAS, East End Tourism Alliance/Riverhead Foundation 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, East End Tourism Alliance/Riverhead Foundation has requested the Chapter 90 Application Fee be waived due to its not-for-profit status; 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 East End Tourism Alliance/Riverhead Foundation for the purpose of conducting a canoe, kayak and stand up paddle board race entitled "Paddle Battle" on the Peconic River at the Peconic Riverfront, Riverhead, to be held on Saturday, July 18, 2015, having a rain date of Sunday, July 19, 2015, between the hours of 6:00 a.m. and 4:00 p.m., is hereby approved; and be it further

RESOLVED, that this approval is subject to the execution of an Agreement and payment of the requisite fee thereunder in connection with the utilization of Riverhead Police personnel and vehicle(s) for this event no later than June 1, 2015; and be it further

RESOLVED, that this approval is subject to receipt of a certificate of insurance evidencing acceptable coverage and limits, naming the Town of Riverhead as an additional insured, no later than June 18, 2015; and be it further

RESOLVED, that this approval is subject to receipt of an Outdoor Public Safety Plan, to be submitted to the Fire Marshal's office no later than June 18, 2015; 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 must be obtained and the tent installation and all electric shall comply with the applicable requirements of the NFPA Life Safety Code (NFPA 101), the NFPA Temporary Membrane Structures/Tents (NFPA 102) and the Fire Code of New York State and the Building Code of New York State; and be it further

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

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to East End Tourism Alliance/Riverhead Foundation, 431 E. Main Street, Riverhead, New York, 11901, Attn: Bryan DeLuca; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device 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

Resolution # 802

APPROVES THE CHAPTER 90 APPLICATION OF
EVENT POWER
("Riverhead Rocks Triathlon" – August 8th and 9th, 2015)

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, on October 24, 2014, Event Power submitted a Chapter 90 Application for the purpose of conducting a triathlon event entitled "Riverhead Rocks Triathlon", said triathlon to include swim, bike and run events, which will encompass various roads within the Town of Riverhead, including the Peconic River, Riverhead, New York, on Saturday, August 8th, 2015 between the hours of 11:00 a.m. and 5:00 p.m. and on Sunday, August 9th, 2015 between the hours of 4:30 a.m. and 12:30 p.m.; and

WHEREAS, Event Power 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 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 Event Power for the purpose of conducting a triathlon event entitled "Riverhead Rocks Triathlon" at the aforementioned locations and times 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 execution of an Agreement and payment of the requisite fee thereunder in connection with the utilization of Riverhead Police personnel and vehicle(s) for this event **no later than July 1, 2015**; and be it further

RESOLVED, that a Certificate of Insurance containing adequate liability limits, naming the Town of Riverhead as an additional insured in a form acceptable to the Town Attorney, be submitted **no later than June 8, 2015**; and be it further

RESOLVED, that an Outdoor Public Safety Plan must be submitted to the Fire Marshal's office **no later than July 8, 2015**; and be it further

RESOLVED, that this approval is subject to receipt of written confirmation from the Riverhead Volunteer Ambulance Corp. that they have been contacted and will be available to provide their services at the event on the specified dates and times; 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 108-56 - "Signs" and any other section of the Riverhead Town Code that may pertain to this event; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device 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

Resolution # 803

AUTHORIZES CO-SPONSORSHIP OF WEEKLY SUNDAY FARMER'S MARKET FROM NOVEMBER 16, 2014, TO MAY 17, 2015, WITH THE RIVERHEAD BUSINESS IMPROVEMENT DISTRICT MANAGEMENT ASSOCIATION, INC; AUTHORIZES APPROVAL OF A LICENSE AGREEMENT WITH DESIGNATED FARM VENDORS REGARDING REAL PROPERTY LOCATED AT 221 EAST MAIN STREET, RIVERHEAD

Councilman Wooten offered the following resolution,

which was seconded by Councilman Gabrielsen

WHEREAS, the Town of Riverhead enacted a local law pursuant to Town Board Resolution no. 222 of 1991 thereby establishing the Town of Riverhead Business Improvement District which is governed by the Riverhead Town Board; and

WHEREAS, upon the unanimous recommendation of the Riverhead Business Improvement District Management Association, Inc. (BIDMA), the Town of Riverhead Business Improvement District wishes to co-sponsor a weekly Sunday Farmer's Market commencing on successive Sundays from November 16, 2014, and ending on Sunday, May 17, 2015, unless terminated sooner, from 11:00 a.m. to 3:00 p.m., at 221 East Main Street, Riverhead; and

WHEREAS, the Riverhead Business Improvement District Management Association, Inc., pursuant to contract, needs the consent and approval of the Town of Riverhead Business Improvement District to facilitate Town of Riverhead Business Improvement District-related events.

NOW THEREFORE BE IT RESOLVED, that the Town of Riverhead Business Improvement District shall co-sponsor with the Riverhead Business Improvement District Management Association, Inc., a weekly Sunday Farmer's Market commencing on successive Sundays from November 16, 2014, and ending on Sunday, May 17, 2015, from 11 a.m. to 3:00 p.m., at 221 East Main Street, Riverhead, **subject to the following conditions:**

- 1. Prior to occupancy, the subject real property site improvements shall meet or exceed all New York State and town building code requirements, including but not limited to fire, electrical, plumbing, and mechanical requirements as approved by the Riverhead Town Building Department and/or Fire Marshal.**
- 2. Each participating vendor shall execute a license agreement as well as a participating vendor application in a form to be approved by the Town Attorney's Office.**

3. In general, Priority of Participation shall be as follows: 1. Riverhead Business Improvement District Members, 2. Previously-participating Summer 2014 Farmer’s Market Vendors, 3. East-End Farm Vendors with locally produced inventory, 4. Other Farm Vendors
4. Each participating vendor shall procure an insurance policy for the subject activity naming the Town of Riverhead Business Improvement District, Town of Riverhead, Riverhead Business Improvement Management Association, Inc., and Robert Knotoff and Nancy Knotoff as “additional insureds” with policy limits and coverage amounts deemed acceptable to the Town Attorney’s Office.
5. The Town Supervisor shall be authorized to execute a license agreement with designated farm vendors in a form to be approved by the Town Attorney’s Office.
6. BIDMA shall submit an authorization resolution from its Board of Directors evincing approval of same.

RESOLVED, that the Riverhead Business Improvement District Management Association, Inc., shall provide all documentation regarding income, fees and valid and proper expenditures for this event, to the Riverhead Town Accounting Department; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to Raymond Pickersgill, President, Riverhead Business Improvement District Management Association, Inc., 49 East Main Street, 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 electronic storage device 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 # 804

**AUTHORIZES THE ACCEPTANCE OF DONATION
FROM RIVERHEAD ADVENTURES, LLC (LONG ISLAND ADVENTURE RACE)**

Councilman Gabrielsen offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, Riverhead Adventures, LLC (Long Island Adventure Race) has expressed a desire to donate the sum of \$6,000.00 for the express purpose of assisting in the funding of the Town of Riverhead playground equipment; and

WHEREAS, pursuant to Article 13 of the General Municipal Law §242, the Town Board is vested with the authority to equip, operate playgrounds and neighborhood recreation centers; and

WHEREAS, pursuant to Article 13 of the General Municipal Law §244-a, the Town Board may accept any grant or devise of real estate or any gift or bequest of money or other personal property or any donation to be applied principal or income for either temporary or permanent use for playground or recreation purposes; and

WHEREAS, pursuant to Town Law, § 64(8) the Town Board is expressly authorized to accept a gift “. . . for any public use, upon such terms or conditions as may be prescribed by the grantor or donor and accepted by said town, and provide for the proper administration of the same”.

NOW, THEREFORE, BE IT RESOLVED, the Town of Riverhead accepts the donation from Riverhead Adventures, LLC (Long Island Adventure Race) and pursuant to the terms and conditions of the donation the Town Board authorizes the following budget adjustment to fund Playground and Recreation Center’s equipment expense in the year incurred:

		<u>FROM</u>	<u>TO</u>
001.092705.471000	Gifts and Donations	6,000	
001.071400.542400	Playground Equipment		6,000

RESOLVED, that the Town Clerk shall provide a copy of this resolution to the Financial Administrator and Ray Coyne; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from electronic storage device 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 # 805

SETS DATE AND TIME OF 15TH ANNUAL TOWN OF RIVERHEAD BONFIRE AND HOLIDAY CELEBRATION

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, the Riverhead Town Board and the Riverhead Business Improvement District believe in promoting community events in Downtown Riverhead; and

WHEREAS, the Town of Riverhead Bonfire and Holiday Celebration is free of charge and open to all; and

WHEREAS, the Town of Riverhead Bonfire and Holiday Celebration has historically been on the second Saturday of December.

NOW, THEREFORE, BE IT RESOLVED, that the Fifteenth Annual Town of Riverhead Bonfire and Holiday Celebration will be held on the Peconic Riverfront in downtown Riverhead at 4:00 p.m. on December 13, 2014 with a rain date of December 14th; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to the Riverhead Business Improvement District, the Engineering Department, the Town Board, the Chief of Police, the Town Clerk, the Highway Superintendent, and the Chief of the Riverhead Fire Department; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device 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 # 806

AUTHORIZES EXTENSION OF TIME TO REMIT REAL PROPERTY TAXES FOR SENIOR CITIZENS RECEIVING ENHANCED STAR PURSUANT TO SECTION 425 OR SECTION 467 OF NYS RPTL

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, Section 925-b of the Real Property Tax Law of the State of New York allows an extension of time to pay real property taxes for certain persons sixty-five years of age or over receiving an exemption pursuant to §425(4) or §467; and

WHEREAS, the law allows for an extension of time of up to five business days without penalty of interest; and

WHEREAS, Receiver of Taxes, Laurie A. Zaneski recognizes the need to assist our seniors in payment of their real property taxes without penalty due to the time lapse between Social Security checks and the June 8, 2015 deadline.

NOW, THEREFORE, BE IT RESOLVED, that the payment of real property taxes for certain persons sixty-five years of age or over receiving an exemption pursuant to §425(4) or §467 of the New York State Real Property Tax Law is hereby extended to June 8, 2015; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Receiver of Taxes and that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same 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 # 807

AUTHORIZES THE SUPERVISOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING AGREEMENT WITH BRIXMOR PROPERTY GROUP, INC.

Councilman Wooten offered the following resolution,

which was seconded by Councilman Gabrielsen

WHEREAS, the Riverhead Town Board desires to ensure the proper development of commercial property as well as ensuring that there is minimal impact to quality of life of the residents in the areas surrounding commercial development; and

WHEREAS, Brixmor Property Group is the owner of the “Shops of Riverhead” and has offered to deposit money with the Town to ensure the property completion of the site plan known as the “Shops at Riverhead”.

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor is hereby authorized to execute the attached Memorandum of Understanding regarding the depositing of money with the Town and the completion of work at the subject site with Brixmor Property Group, Inc. in substantially the form attached hereto; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to Brixmor Property Group, Inc., 420 Lexington Ave, 7th Floor, New York, New York 10170; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device 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

MEMORANDUM OF UNDERSTANDING

Whereas, Brixmor Property Group, Inc. (“Brixmor”), is the owner of certain real property located on Old Country Road (County Road 58) in the Town of Riverhead, County of Suffolk, State of New York, identified on the Suffolk County Tax Map as Parcel Nos. 0600-101-01.00-003.000 and 0600-119.00-01.00-005.001 & 006.000 (“the subject property”); and

Whereas, Brixmor previously received site plan approval for a site plan known as “The Shops at Riverhead”, which included certain proposed site improvements including the construction of a “Costco” wholesale warehouse and associated improvements, as well as the construction of a berm and fencing along the northern and eastern property lines of the subject property with certain plantings along the berm; and

Whereas, the Town of Riverhead (“the Town”) has issued a temporary Certificate of Occupancy for the Costco building; and

Whereas, the Town’s consulting engineer has made several inspections of the site, including most recently on October 23rd and 28th, 2014, with results of the Town’s Consulting engineer’s inspection have been memorialized in a “Site Plan Inspection Memo” dated October 29, 2014, and the aforementioned Site Plan Memo is attached to, and is made a part of this Memorandum of Understanding; and

Whereas, the Town’s consulting engineer’s inspection noted several deficiencies in the site work completed, including: 1) that dead trees along the northerly property line must be replaced and the disposition of the stressed trees, must be re-evaluated in the spring of 2015, 2) certain proposed seeded areas have not been established with growth and must be reseeded (hydro-seeded), 3) there are depressions within the Phase 1 and Phase 2 seeded areas, where the drainage

castings are set several feet below grade, that must have the organic debris removed and the area adequately secured with fencing, 4) precast concrete rings that have been installed over the water supply valve assemblies must be adequately secured with fencing, 5) drainage and utility castings within the utility parking area, which are set above existing pavement grade, need to be lowered or protected, 6) the construction roadway that runs through the Phase 1 area must be fine graded and all organic debris removed from the area, and 7) garbage and debris that exists along the perimeter of the site (fence line) must be picked up, removed and properly disposed.

Whereas, Brixmor and Costco have entered into certain agreements and therefore Brixmor is desirous of the Costco building obtaining a final Certificate of Occupancy and therefore is willing to enter into this Memorandum as consideration for the Costco building receiving a final Certificate of Occupancy; and

Whereas, the Town is interested in protecting the health, safety and welfare of those visiting the subject property as well as ensuring that there is minimal impact to quality of life of the residents in the areas surrounding the subject property; and

Whereas, the parties wish to memorialize their understanding concerning the issuance of a Certificate of Occupancy and completion of work at the subject property.

NOW, THEREFORE, the parties hereby stipulate and agree as follows:

1. Except for any planting or reseeded, any work to be completed as set forth in the above-reference Site Plan Memo, namely, 1) the removal of organic debris and fencing of the depressions within the Phase 1 and Phase 2 seeded areas, where the drainage castings are set several feet below grade, , 2) the fencing of precast concrete rings that have been installed over the water supply valve assemblies, 3) the lowering or protecting of drainage and utility castings within the utility parking area, which are set above existing pavement grade, 4) the fine grading

and removal of organic debris from the construction roadway that runs through the Phase 1 area, and 5) the removal and proper disposal of garbage and debris that exists along the perimeter of the site (fence line) shall be completed within two weeks of this Memorandum of Understanding being fully executed.

2. All plantings and/or reseeding or hydro seeding to be completed on or before May 1, 2015.

3. The Town shall issue a Certificate of Occupancy for the Costco building within one week of the completion of items "1" through "5" in Paragraph "1" of this Memorandum of Understanding.

4. Brixmor shall deposit Seventy Five Thousand Dollars (\$75,000.00) with the Town as security to ensure outstanding site work, as set forth in the Site Plan memo dated October 29, 2014, is completed.

5. The Town shall hold the security until May 1, 2016 to ensure that trees that are planted survive a full season. On or before May 1, 2016, Brixmor shall replace any dead trees on the subject property. Whether a tree is dead and requires replacing shall be determined by the Town.

6. If Brixmor fails to complete any of the outstanding work as outlined above, the Town shall have the right to enter onto to the subject property upon ten (10) business days written notice and complete the work. The notice shall be sent pursuant to the terms of this Memorandum.

7. If the Town, pursuant to the terms this Memorandum, enters onto the subject property to complete any of outstanding, Brixmor shall be responsible for any expenses incurred by the Town.

8. Costs incurred by the Town shall include, but not be limited to, cost of hiring outside vendors to complete work, materials, costs associated with Town employees spent on completing outstanding work, and any legal fees incurred by the Town related to the Town completing any outstanding work.

9. If the Town, pursuant to the terms of this Memorandum enters onto the subject property to complete any outstanding work as set forth above, the Town shall have the right to use the security money deposited by Brixmor with the Town to pay for any related expenses without any further notice to Brixmor. Notwithstanding the foregoing, Brixmor shall be liable to the Town for any expenses exceeding the amount deposited as security.

10. Brixmor shall indemnify and hold harmless the Town for any liability incurred as a result of the Town entering onto the subject property to complete any outstanding work.

11. Nothing contained in this Memorandum shall prevent the Town from pursuing any other remedies, including commencing an action a court of competent jurisdiction, to obtain compliance with the provisions of the Town Code for the Town of Riverhead.

12. The prevailing party shall have the right to collect from the other party its reasonable costs and necessary disbursements and attorneys' fees incurred in enforcing this Agreement.

13. If the weather conditions or other unforeseen events prevents Brixmor from the completing any obligations under this Memorandum, Brixmor may request one thirty (30) day extension from the Town to complete any of its obligation under this Memorandum. The request for an extension shall be made in writing and sent pursuant to the terms of this Memorandum for sending any notice. The Town shall not unreasonable a request for an extension.

14. Any notices required by this Memorandum shall be sent by certified first class mail or overnight delivery. The Town hereby designates that any notice shall be sent to the Town Attorney for the Town of Riverhead, 200 Howell Ave, Riverhead NY 11901. Brixmor hereby designates that any Notices shall be sent to: Brixmor Property Group, Inc., Attn: _____, 420 Lexington Ave, New York, New York 10170. Either party may change the person designated to receive notices by notifying the other party in writing pursuant to the terms of this paragraph.

15. This Memorandum constitutes the entire agreement of the parties with respect to the subject matter and may be amended only by a written instrument duly executed by the parties.

16. Each party and its counsel have reviewed and negotiated this Memorandum and its language shall be construed according to its fair meaning. Any rule of construction that resolves ambiguities against the drafting party would be inappropriate and shall not be employed in any interpretation of this stipulation.

Dated: November __, 2014
Riverhead, New York

Town of Riverhead
By: Sean Walter, Supervisor
200 Howell Avenue
Riverhead, New York 11901

Brixmor Property Group, Inc.
By: _____
420 Lexington Ave, 7th Floor
New York, New York 10170

TOWN OF RIVERHEAD

Resolution # 808

PAYS BILLS

Councilman Gabrielsen offered the following resolution,

which was seconded by Councilwoman Giglio

ABSTRACT #14-40 November 13, 2014 (TBM 11/18/14)		
Fund Name	Fund #	Ckrun
GENERAL FUND	1	1,418,141.34
RECREATION PROGRAM FUND	6	9,639.99
HIGHWAY FUND	111	229,432.69
WATER DISTRICT	112	177,126.39
RIVERHEAD SEWER DISTRICT	114	102,868.50
REFUSE & GARBAGE COLLECTION DI	115	217,402.49
STREET LIGHTING DISTRICT	116	14,865.75
PUBLIC PARKING DISTRICT	117	17,076.07
AMBULANCE DISTRICT	120	1,180.05
EAST CREEK DOCKING FACILITY FU	122	3,813.37
CALVERTON SEWER DISTRICT	124	10,389.33
RIVERHEAD SCAVENGER WASTE DIST	128	46,692.25
WORKERS' COMPENSATION FUND	173	15,130.57
RISK RETENTION FUND	175	290.90
CDBG CONSORTIUM ACCOUNT	181	128.32
RIVERHEAD SEWER CAPITAL PROJECT	414	438,927.28
CALVERTON SEWER CAPITAL PROJECT	424	15,420.61
SCAVENGER WASTE CAPITAL PROJECT	428	475.99
TRUST & AGENCY	735	1,109,250.45
CALVERTON PARK - C.D.A.	914	129.54
		3,828,381.88

THE VOTE

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

The Resolution Was Thereupon Duly Declared Adopted