

Town of Riverhead Community Development Agency

Resolution # 32

Authorizes Chairman to Execute Contract with New York State Department of Economic Development

Member COUNCILMAN KENT offered the following resolution,

which was seconded by Member COUNCILMAN CARDINALE

WHEREAS, an area of the Town of Riverhead has been designated an economic development zone pursuant to Section 958 and 960 of the General Municipal Law; and

WHEREAS, the Town of Riverhead has established a local an economic development zone pursuant to Section 957and 963 of the General Municipal Law; and

WHEREAS, the New York State Department of Economic Development is empowered by Section 963 of the General Municipal Law to provide financial support for the administrative expenses of local zones; and

WHEREAS, the Community Development Agency (CDA) is the administrative agent for the Calverton Zone Administrative Board for the application and administration of the authorized financial assistance; and

WHEREAS, New York State Department of Economic Development has provided a contract for the 2000-2001 grant in the amount of \$45,000 to be expended in full by June 30, 2001.

THEREFORE, BE IT RESOLVED, that the CDA authorizes the Chairman to execute the attached agreement with the New York State Department of Economic Development for the provision of New York State funds to support the Calverton Economic Development Zone.

AND BE IT FURTHER RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to Community Development Agency Director Andrea Lohneiss and EDZ Coordinator Gloria Ingegno.

The Vote:

Member Densieski	<u>Yes</u>
Member Cardinale	<u>Yes</u>
Member Kent	<u>Yes</u>
Member Lull	<u>Yes</u>
Chairman Kozakiewicz	<u>Yes</u>

At a regular meeting of the Members of the Town of Riverhead Community Development Agency, Town of Riverhead, Suffolk County, New York, held at the Town of Riverhead Town Hall, 200 Howell Avenue, in Riverhead, New York, in said Town, on December 19, 2000, at 2:00 o'clock P.M., Prevailing Time.

The meeting was called to order by Supervisor Kozakiewicz, and upon roll being called, the following were

- PRESENT: Supervisor Kozakiewicz
 Councilman Edward Densieski
 Councilman Philip Cardinale
 Councilman Chris Kent
 Councilman James Lull
 Town Clerk-Barbara Grattan
 Town Attorney-Dawn Thomas
- ABSENT:

The following resolution was offered by Member Densieski, who moved its adoption, seconded by Member Lull, to-wit:

RESOLUTION DATED December 19, 2000.

A RESOLUTION DESIGNATING THE STATE UNIVERSITY OF NEW YORK AT STONY BROOK AS A QUALIFIED AND ELIGIBLE SPONSOR FOR REDEVELOPMENT OF APPROXIMATELY FIFTY ACRES OF LAND AND AUTHORIZING THE TRANSFER BY THE AGENCY OF SUCH PROPERTY TO THE TOWN OF RIVERHEAD INDUSTRIAL DEVELOPMENT AGENCY, AS AGENT OF AND FOR THE STATE UNIVERSITY OF NEW YORK AT STONY BROOK.

WHEREAS, the Town of Riverhead Community Development Agency (the "Agency") is the owner of a certain parcel of land of approximately 50 acres located within the Enterprise Park at Calverton with approximately 900 feet of road frontage along New York State Route 25 beginning approximately 200 feet east of the intersection of New York State Route 25A and New York State Route 25, Calverton (the "Property"); and

WHEREAS, there has been submitted to the Agency a proposal (the "Proposal") for, or in connection with, and the Agency is considering, (i) designating the State University of New York at Stony Brook ("Stony Brook") the "qualified and eligible sponsor" (the "Sponsor"), pursuant to Section 507(2)(d) of the General Municipal Law and in accordance with the established rules and procedures provided by the Agency, for the redevelopment of the Property, (ii) transferring the Property, for no monetary consideration, pursuant to Sections 507(2)(d) and 556(2) of the General Municipal Law, to the Town of Riverhead Industrial Development Agency (the "IDA"), as agent of and for Stony Brook, (iii) the redevelopment of a portion of the Property by the IDA, as agent of and for Stony Brook, as part of the Millennium Technology Center being developed by Stony Brook and, specifically, by the construction of a facility or facilities to "incubate" small businesses pursuing research and technology development in the fields of aquaculture, agriculture and environment (the "Business Incubator"); and (iv) the future redevelopment of the remainder of the Property by Stony Brook in a manner consistent with Stony Brook's education mission; and

WHEREAS, in accordance with the Proposal, the IDA intends to cause the Business Incubator to be constructed for Stony Brook and will pay construction costs with the proceeds of a State grant to the IDA made for such purposes; and

WHEREAS, in accordance with the Proposal, upon completion of construction of the Business Incubator the IDA's interest in the property and in the Business Incubator will terminate and full title thereto will rest in Stony Brook; and

WHEREAS, in accordance with the Proposal, Stony Brook intends to cause the Business Incubator to be operated by either The Research Foundation of the State University of New York (the "Research Foundation") or by a non-for-profit corporation to be created by the Research Foundation for such purposes; and

WHEREAS, Sections 507(2)(d) and 556(2) of the General Municipal Law require that a public hearing, following at least ten days public notice, be held by the Agency on the question of designating Stony Brook the Sponsor for the redevelopment of the Property and transferring the Property to the IDA as agent of and for Stony Brook; and

WHEREAS, the Town Board of the Town of Riverhead (the "Town"), as governing body of the Agency, pursuant to Article 8 of the Environmental Conservation Law and the regulations promulgated thereunder by the State Department of Environmental Conservation ("SEQRA") declared itself "lead agency" for the transfer and redevelopment of the Property by the construction of the Business Incubator, the Town has concluded its SEQRA analysis with respect to the transfer and redevelopment of the Property by the construction of the Business Incubator and has determined the transfer and such redevelopment of the Property to be an Unlisted Action pursuant to SEQRA, the implementation of which, as proposed, the Town Board has determined will not result in any significant environmental effects; and

WHEREAS, the Agency, by resolution duly adopted on October 3, 2000, called a public hearing on the designation of Stony Brook as the Sponsor for the redevelopment of the Property in the manner described herein and the transfer of the Property by the Agency to the IDA as agent of and for Stony Brook; and

WHEREAS, on November 8, 2000, the Agency duly held said public hearing on the designation of Stony Brook as the Sponsor for the redevelopment of the Property and the transfer of the Property by the Agency to the IDA, as agent of Stony Brook, as Sponsor, after the requisite public notice at which public hearing all interested parties were provided with reasonable opportunity to present their views with respect to the designation of Stony Brook as the Sponsor for the redevelopment of the Property and the transfer of the Property by the agency to the IDA, as agent of Stony Brook, as Sponsor; and

WHEREAS, a majority of the Town Board of the Town, acting as Members of the Agency, attended such public hearing; NOW, THEREFORE, BE IT

RESOLVED, by the Members of the Agency, as follows:

Section 1. Based upon the record of the proceedings and the public hearing held at the Town Hall, 200 Howell Avenue, in Riverhead, New York, in said Town on November 8, 2000 at 7:05 o'clock P.M., Prevailing Time, on the question of designating Stony Brook the Sponsor for the redevelopment of the Property and the sale of the Property by the Agency to the IDA, as agent of Stony Brook, it is hereby determined to designate Stony Brook the Sponsor pursuant to Section 507(2)(d) of the General Municipal Law for the redevelopment of the Property.

Section 2. Based upon the record of the proceedings and the public hearing held at the Town Hall, 200 Howell Avenue, in Riverhead, New York, in said Town on November 8, 2000 at 7:05 o'clock P.M., Prevailing Time, on the question of designating Stony Brook the Sponsor for the

redevelopment of the Property and the transfer of the Property by the Agency to the IDA, as agent of Stony Brook, the transfer of the Property by the Agency to the IDA, as agent of Stony Brook, for no monetary consideration, is hereby authorized in accordance with Sections 507(2)(d) and 556(2) of the General Municipal Law.

Section 3. Special Counsel to the Agency, on behalf of the Agency, has prepared a form of deed for the transfer of the Property by the Agency to the IDA, which form of deed is attached to this Resolution as Appendix A (the "Deed"). The Deed requires Stony Brook and or the IDA, as agent of Stony Brook, to file a copy of the final site plan and elevations for the Business Incubator with the Riverhead Town Clerk prior to the commencement of any construction of or for the Business Incubator. The Deed further requires Stony Brook to file a petition, in form and substance satisfactory to, and containing those items required by, the Town of Riverhead special district counsel, for the establishment of an extension to the Riverhead Water District and to the Calverton Sewer District for the purpose of including the Property with in such special districts and bearing any and all costs, fees and expenses associated with the extension and inclusion within such special districts including, but not limited to key monies, engineering fees, and construction costs and expenses. The Deed provides that no "Solid waste management-resource recovery facility", as such term is defined in Section 120-w(1)(b) of the General Municipal Law, shall be located on any portion of the Property; provided, however, that such prohibition shall not prohibit either Stony Brook, the Research Foundation or their agents or assigns from separating recyclable materials from solid waste generated at the sponsor's Property and providing for the resource recovery of such recyclables as may, from time to time, be undertaken in accordance with good and proper environmental policy. The Deed provides and requires Stony Brook to cause to be constructed on the Property the Business Incubator and for such construction to be completed and in operation not

later than the last day of the month which is thirty-six (36) months following the date of delivery of the Deed from the Agency to the IDA and for the Business Incubator to be continuously operated thereafter as a Business Incubator either by Stony Brook, the Research Foundation or their agents or assigns or to be dedicated by Stony Brook in a manner consistent with Stony Brook's education mission. The Deed contains a reverter providing that the Agency shall have the right, at its sole election, to cause title to the Property to revert to the Agency in the event of a breach of any of the aforescribed requirements or provisions upon payment by the Agency to Stony Brook of an amount equal to the depreciated value of any capital improvements constructed, installed or provided on the Property by and funded by Stony Brook. The Chairman of the Agency is hereby authorized and directed, on behalf of the Agency, to execute and deliver the Deed, in the form of Exhibit A and containing the substance herein provided, and to execute and deliver such other documents and certificates as may be necessary or convenient to properly effectuate the transfer of the Property by the Agency to the IDA, as agent of Stony Brook, in accordance with this Resolution, and the Secretary of the Agency is hereby authorized and directed to affix the seal of the Agency thereto and to attest the same, where necessary.

Section 4. The Chairman of the Agency is hereby authorized and directed to distribute copies of this Resolution to Stony Brook and to do such further things and perform such acts as may be necessary or convenient to implement the provisions of this Resolution and the Deed.

Section 5. This Resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

_____ VOTING
_____ VOTING
_____ VOTING
_____ VOTING
_____ VOTING

The resolution was thereupon declared duly adopted.

* * * *

THE VOTE
Densieski Yes ___ No ___
Kont Yes ___ No ___
Kozakiewicz Yes ___ No ___
THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY ADOPTED

STATE OF NEW YORK)
) ss.:
COUNTY OF SUFFOLK)

I, the undersigned Secretary of the Town of Riverhead Community Development Agency, Town of Riverhead, Suffolk County, New York, DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Members of said Agency, including the resolution contained therein, held on December ____, 200__, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all Members of said Agency had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public notice of the time and place of said meeting to be given to the following newspapers and/or other news media as follows:

Newspaper and/or other news media

Date given

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s)
of posted notice _____

Date of Posting

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Agency
on _____, 2000.

Secretary

(CORPORATE SEAL)

Beginning at a point formed by the intersection of the southerly side of State Route 25 (Middle Country Road) and the westerly side of Wading River-Manorville Road running from said point a tie distance of 13,172.66 feet to the North Westerly corner of the parcel about to be described and the Point or Place of Beginning.

Running thence North $80^{\circ}10'09''$ East, a distance of 379.87 feet; thence North $88^{\circ}00'13''$ East, a distance of 576.61 feet; thence South $13^{\circ}18'00''$ East, a distance of 2333.65 feet; thence South $90^{\circ}00'00''$ West, a distance of 970.64 feet; thence North $13^{\circ}18'00''$ West, a distance of 2246.37 feet to the Point of Beginning. Containing 50.00 ACRES, more or less.

At a regular meeting of the Members of the Town of Riverhead Community Development Agency, Town of Riverhead, Suffolk County, New York, held at the Town of Riverhead Town Hall, 200 Howell Avenue, in Riverhead, New York, in said Town, on December 19, 2000, at 2:00 o'clock P.M., Prevailing Time.

The meeting was called to order by Supervisor Kozakiewicz, and upon roll being called, the following were

PRESENT: Supervisor Kozakiewicz
Councilman Edward Densieski
Councilman Philip Cardinale
Councilman Chris Kent
Councilman James Lull
Town Clerk-Barbara Grattan
Town Attorney-Dawn Thomas

ABSENT:

The following resolution was offered by Member Densieski, who moved its adoption, seconded by Member Lull, to-wit:

RESOLUTION DATED ²⁰⁰⁰ December 19, 2000.

A RESOLUTION DESIGNATING THE STATE UNIVERSITY OF NEW YORK AT STONY BROOK AS A QUALIFIED AND ELIGIBLE SPONSOR FOR REDEVELOPMENT OF APPROXIMATELY FIFTY ACRES OF LAND AND AUTHORIZING THE TRANSFER BY THE AGENCY OF SUCH PROPERTY TO THE TOWN OF RIVERHEAD INDUSTRIAL DEVELOPMENT AGENCY, AS AGENT OF AND FOR THE STATE UNIVERSITY OF NEW YORK AT STONY BROOK.

WHEREAS, the Town of Riverhead Community Development Agency (the "Agency") is the owner of a certain parcel of land of approximately 50 acres located within the Enterprise Park at Calverton with approximately 900 feet of road frontage along New York State Route 25 beginning approximately 200 feet east of the intersection of New York State Route 25A and New York State Route 25, Calverton (the "Property"); and

WHEREAS, there has been submitted to the Agency a proposal (the "Proposal") for, or in connection with, and the Agency is considering, (i) designating the State University of New York at Stony Brook ("Stony Brook") the "qualified and eligible sponsor" (the "Sponsor"), pursuant to Section 507(2)(d) of the General Municipal Law and in accordance with the established rules and procedures provided by the Agency, for the redevelopment of the Property, (ii) transferring the Property, for no monetary consideration, pursuant to Sections 507(2)(d) and 556(2) of the General Municipal Law, to the Town of Riverhead Industrial Development Agency (the "IDA"), as agent of and for Stony Brook, (iii) the redevelopment of a portion of the Property by the IDA, as agent of and for Stony Brook, as part of the Millennium Technology Center being developed by Stony Brook and, specifically, by the construction of a facility or facilities to "incubate" small businesses pursuing research and technology development in the fields of aquaculture, agriculture and environment (the "Business Incubator"); and (iv) the future redevelopment of the remainder of the Property by Stony Brook in a manner consistent with Stony Brook's education mission; and

WHEREAS, in accordance with the Proposal, the IDA intends to cause the Business Incubator to be constructed for Stony Brook and will pay construction costs with the proceeds of a State grant to the IDA made for such purposes; and

WHEREAS, in accordance with the Proposal, upon completion of construction of the Business Incubator the IDA's interest in the property and in the Business Incubator will terminate and full title thereto will rest in Stony Brook; and

WHEREAS, in accordance with the Proposal, Stony Brook intends to cause the Business Incubator to be operated by either The Research Foundation of the State University of New York (the "Research Foundation") or by a non-for-profit corporation to be created by the Research Foundation for such purposes; and

WHEREAS, Sections 507(2)(d) and 556(2) of the General Municipal Law require that a public hearing, following at least ten days public notice, be held by the Agency on the question of designating Stony Brook the Sponsor for the redevelopment of the Property and transferring the Property to the IDA as agent of and for Stony Brook; and

WHEREAS, the Town Board of the Town of Riverhead (the "Town"), as governing body of the Agency, pursuant to Article 8 of the Environmental Conservation Law and the regulations promulgated thereunder by the State Department of Environmental Conservation ("SEQRA") declared itself "lead agency" for the transfer and redevelopment of the Property by the construction of the Business Incubator, the Town has concluded its SEQRA analysis with respect to the transfer and redevelopment of the Property by the construction of the Business Incubator and has determined the transfer and such redevelopment of the Property to be an Unlisted Action pursuant to SEQRA, the implementation of which, as proposed, the Town Board has determined will not result in any significant environmental effects; and

WHEREAS, the Agency, by resolution duly adopted on October 3, 2000, called a public hearing on the designation of Stony Brook as the Sponsor for the redevelopment of the Property in the manner described herein and the transfer of the Property by the Agency to the IDA as agent of and for Stony Brook; and

WHEREAS, on November 8, 2000, the Agency duly held said public hearing on the designation of Stony Brook as the Sponsor for the redevelopment of the Property and the transfer of the Property by the Agency to the IDA, as agent of Stony Brook, as Sponsor, after the requisite public notice at which public hearing all interested parties were provided with reasonable opportunity to present their views with respect to the designation of Stony Brook as the Sponsor for the redevelopment of the Property and the transfer of the Property by the agency to the IDA, as agent of Stony Brook, as Sponsor; and

WHEREAS, a majority of the Town Board of the Town, acting as Members of the Agency, attended such public hearing; NOW, THEREFORE, BE IT

RESOLVED, by the Members of the Agency, as follows:

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Section 3. Special Counsel to the Agency, on behalf of the Agency, has prepared a form of deed for the transfer of the Property by the Agency to the IDA, which form of deed is attached to this Resolution as Appendix A (the "Deed"). The Deed requires Stony Brook and or the IDA, as agent of Stony Brook, to file a copy of the final site plan and elevations for the Business Incubator with the Riverhead Town Clerk prior to the commencement of any construction of or for the Business Incubator. The Deed further requires Stony Brook to file a petition, in form and substance satisfactory to, and containing those items required by, the Town of Riverhead special district counsel, for the establishment of an extension to the Riverhead Water District and to the Calverton Sewer District for the purpose of including the Property with in such special districts and bearing any and all costs, fees and expenses associated with the extension and inclusion within such special districts including, but not limited to key monies, engineering fees, and construction costs and expenses. The Deed provides that no "Solid waste management-resource recovery facility", as such term is defined in Section 120-w(1)(b) of the General Municipal Law, shall be located on any portion of the Property; provided, however, that such prohibition shall not prohibit either Stony Brook, the Research Foundation or their agents or assigns from separating recyclable materials from solid waste generated at the sponsor's Property and providing for the resource recovery of such recyclables as may, from time to time, be undertaken in accordance with good and proper environmental policy. The Deed provides and requires Stony Brook to cause to be constructed on the Property the Business Incubator and for such construction to be completed and in operation not

later than the last day of the month which is thirty-six (36) months following the date of delivery of the Deed from the Agency to the IDA and for the Business Incubator to be continuously operated thereafter as a Business Incubator either by Stony Brook, the Research Foundation or their agents or assigns or to be dedicated by Stony Brook in a manner consistent with Stony Brook's education mission. The Deed contains a reverter providing that the Agency shall have the right, at its sole election, to cause title to the Property to revert to the Agency in the event of a breach of any of the aforescribed requirements or provisions upon payment by the Agency to Stony Brook of an amount equal to the depreciated value of any capital improvements constructed, installed or provided on the Property by and funded by Stony Brook. The Chairman of the Agency is hereby authorized and directed, on behalf of the Agency, to execute and deliver the Deed, in the form of Exhibit A and containing the substance herein provided, and to execute and deliver such other documents and certificates as may be necessary or convenient to properly effectuate the transfer of the Property by the Agency to the IDA, as agent of Stony Brook, in accordance with this Resolution, and the Secretary of the Agency is hereby authorized and directed to affix the seal of the Agency thereto and to attest the same, where necessary.

Section 4. The Chairman of the Agency is hereby authorized and directed to distribute copies of this Resolution to Stony Brook and to do such further things and perform such acts as may be necessary or convenient to implement the provisions of this Resolution and the Deed.

Section 5. This Resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

_____ VOTING

_____ VOTING

_____ VOTING

_____ VOTING

_____ VOTING

The resolution was thereupon declared duly adopted.

* * * *

THE VOTE
Densieski Yes No Cardinals Yes No
Kent Yes No Yes No
Kozakiewicz Yes No
THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

STATE OF NEW YORK)
) ss.:
COUNTY OF SUFFOLK)

I, the undersigned Secretary of the Town of Riverhead Community Development Agency, Town of Riverhead, Suffolk County, New York, DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Members of said Agency, including the resolution contained therein, held on December ____, 200__, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all Members of said Agency had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public notice of the time and place of said meeting to be given to the following newspapers and/or other news media as follows:

Newspaper and/or other news media

Date given

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s)
of posted notice _____

Date of Posting

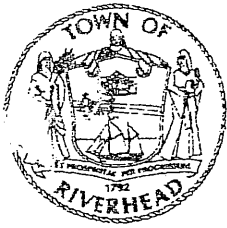
IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Agency
on _____, 2000.

Secretary

(CORPORATE SEAL)

Beginning at a point formed by the intersection of the southerly side of State Route 25 (Middle Country Road) and the westerly side of Wading River-Manorville Road running from said point a tie distance of 13,172.66 feet to the North Westerly corner of the parcel about to be described and the Point or Place of Beginning.

Running thence North $80^{\circ}10'09''$ East, a distance of 379.87 feet; thence North $88^{\circ}00'13''$ East, a distance of 576.61 feet; thence South $13^{\circ}18'00''$ East, a distance of 2333.65 feet; thence South $90^{\circ}00'00''$ West, a distance of 970.64 feet; thence North $13^{\circ}18'00''$ West, a distance of 2246.37 feet to the Point of Beginning. Containing 50.00 ACRES, more or less.



TOWN OF RIVERHEAD

COMMUNITY DEVELOPMENT AGENCY

ANDREA LOHNEISS, DIRECTOR

200 HOWELL AVENUE
RIVERHEAD, NEW YORK 11901
(516) 727-3200 EXT. 287

VINCENT G. VILLELLA, CHAIRPERSON

MARK A. KWASNA, MEMBER

JAMES B. LULL, MEMBER

PHIL CARDINALE, MEMBER

CHRISTOPHER E. KENT, MEMBER

ANDREA LOHNEISS, SECRETARY-TREASURER

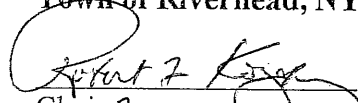
WAIVER OF NOTICE AND CONSENT OF MEETING NOTICE

We, the Undersigned, being all members of the Town of Riverhead Community Development Agency (CDA), do hereby waive notice of the time, place, date and purpose of a meeting of the CDA, on _____ and do consent to the holding of such meeting for the purpose of:

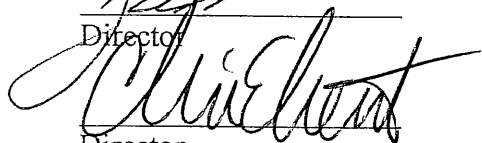
DATED:

CDA Directors


Town of Riverhead, NY


Chairman


Director


Director


Director


Director

Town of Riverhead

Adopted

Resolution # 34

Authorizes Supervisor to Consent to Terms and Conditions of Agreement with Metropolitan Transportation Authority

COUNCILMAN LULL

_____ offered the following resolution,

COUNCILMAN DENSIESKI

which was seconded by _____:

WHEREAS, the Town of Riverhead has secured funding for restoration of the Railroad Station located at Railroad Street, Riverhead; and

WHEREAS, the MTA is presently undertaking said restoration with an expected completion of June 2001; and

WHEREAS, the Town of Riverhead intends the station to operate as a Transportation Center, providing shelter, information, multi-modal transportation services and other amenities to the public; and

WHEREAS, the MTA has presented the Town with terms and conditions for the use of the facility upon completion of the restoration; and

WHEREAS, the terms and conditions, upon approval by the Town Board, will be incorporated into a License Agreement between the MTA and the Town of Riverhead; and

THEREFORE, BE IT FURTHER RESOLVED, that the Town Board authorizes the Supervisor to accept and execute a letter agreement substantially in conformance with the copy attached hereto.

THEREFORE, BE IT FURTHER RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to Town Attorney Dawn Thomas and Community Development Agency Director Andrea Lohneiss

THE VOTE

Densieski Yes No Cardinale Yes No

Kent Yes No Lull Yes No

Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED