

Minutes of a Town of Riverhead Town Board meeting held by the town board of the Town of Riverhead at Town Hall, Howell Avenue, Riverhead, New York on Tuesday, January 4, 2011 at 2:00 p.m.

**PRESENT:**

Sean Walter,	Supervisor
John Dunleavy,	Councilman
James Wooten,	Councilman
George Gabrielsen,	Councilman
Jodi Giglio,	Councilwoman

**ALSO PRESENT:**

Diane M. Wilhelm,	Town Clerk
Robert Kozakiewicz,	Town Attorney

Supervisor Walter: "Bill Duffy, can you lead us in the Pledge of Allegiance?"

(At this time, the Pledge of Allegiance was recited, led by Bill Duffy).

Supervisor Walter: "Rev. Cooper is going to lead us in the invocation. Would you like us to sit or stand or- "

Rev. Cooper: "Please remain standing in the presence of the Lord.

Before I begin my invocation, I'd like to say that I am so grateful that we all came over into the new year but more grateful than that because God allowed me to be the first person to do the first invocation in 2010 and here I am again in 2011.

Father, God, we thank you for the season, we thank you for this day that you have made for us to rejoice and be exceedingly glad in and Lord even though we have joyful hearts, oh God, we ask your blessing upon Allen Smith and his family. We ask that you will give them peace, that you will guide them through this difficult time.

Lord we ask, oh God, that you will give wisdom, understanding and knowledge to this board, of God, who have been elected over us to watch over us and to do the business of this town and we ask, of God, that you will bless those who have come to give their petitions to the board, of God, that there will be a meeting of hearts and mind.

We thank you right now for the revitalization of this town. We thank you, of God, for turning storms away. We thank you, of God, that you have allowed us to get through the snow season and we bless you for our superintendent of highways, of God.

Lord we ask, Father, that not only that you revitalize this town but that you will send revival to your people, that you may be glorified. We thank you and we bless you in Jesus' name.

Amen."

Supervisor Walter: "Thank you. Rev. Cooper is from the House of Praise and Revival right on Roanoke Avenue. Thank you very much. And, Geo, that was pretty powerful right there. I'm expecting all the snow to get cleared."

Councilman Dunleavy: "I see the highway department was out working hard, widening the roads that they couldn't widen when it was snowing, so they're out there today making the roads wider and safer. Thank you."

Supervisor Walter: "Geo, he's looking for a job in your department.

Okay."

Councilman Dunleavy: "Can I make a motion to approve the town board minutes for December 28, 2010? So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The minutes are approved."

Supervisor Walter: "Okay. Reports."

**REPORTS:**

Building Department	Monthly report, December, 2010
Tax Receiver	Utility collection report, December, 2010 - \$209,882.51
Town Clerk	Monthly report December, 2010 - \$8,463.10

**CORRESPONDENCE:**

Kathryn and Gregory Muth letter submitted December 29, 1010 - in opposition to proposed Landmarks Preservation of 11 Kimmel Lane as a historic site

Diane Wilhelm: "And there are no public hearings scheduled for today."

Supervisor Walter: "All right. Are there any committee reports?"

Councilman Dunleavy: "No. I just want to wish everybody a Happy New Year for the start of this new year and let's all have a successful and good new year."

Supervisor Walter: "Okay. It looks like we have CDA resolutions."

Councilman Dunleavy: "They're going to come off the floor."

Supervisor Walter: "All right. Let's open it to comments on the resolutions at hand. Does anybody-

Oh, I'm sorry. What's the dog's name? Let's come down and meet Meg. When we have animals in the shelter that are and we have afternoon meetings and the animals are ones that we can bring through the town board, we bring them in and let's get Meg adopted here. Someone in this room is taking Meg home.

Let's see what Meg looks like. Looks the same. Look at that. How old is Meg? We've got to get the microphone (inaudible).

All right. Meg is five years old, very affectionate dog here. Look at that— and knows tricks. John, how come you always have beef in your pocket? What's wrong with this guy?

Meg, you really are a good looking dog. So if somebody wants to adopt Meg— what's our animal shelter phone number— 369-6189 to adopt Meg. Good looking dog there, Meg. All right. Thank you very much."

Councilman Dunleavy: "Can I make a motion to adjourn the town board meeting and open the CDA meeting?"

Supervisor Walter: "Is Chris here? Yes, you can make that motion."

Councilman Dunleavy: "I want to make a motion we adjourn the town board meeting."

Councilman Wooten: "Seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes."

Meeting adjourned

Meeting reopened

Supervisor Walter: "We didn't open it for public comment on town board resolutions. Does anybody want to comment on just purely town board resolutions? There not being anybody, we will then take up the resolutions."

Resolution #1

Councilman Dunleavy: "Appoints bond counsel. So moved."

Councilman Wooten: "Seconded."

Supervisor Walter: "Moved and seconded. vote please."

The Vote: "Gigio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #2

Councilman Wooten: "Resolution #2 is a 2011 general town budget adjustment. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #3

Councilman Gabrielsen: "2011 general town budget adjustment. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #4

Councilwoman Giglio: "2011 highway budget adjustment. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio."

Councilwoman Giglio: "I will abstain. I just got this and I don't know why we're adding money to personal services from the

highway department. So I am abstaining."

The Vote (Cont'd.): "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #5

Councilman Dunleavy: "2011 recreation program budget adjustment. So moved."

Councilman Wooten: "I'll second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, abstain; Gabrielsen, yes; Wooten."

Councilman Wooten: "Yes. These are the (inaudible). Yes."

The Vote (Cont'd.): "Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #6

Councilman Wooten: "Same thing. 2011 refuse and garbage district budget adjustment. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio."

Councilwoman Giglio: "So that's what these are for? These are for the step increases? Okay, yes."

The Vote (Cont'd.): "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #7

Councilman Gabrielsen: "2011 scavenger waste district budget adjustment. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #8

Councilwoman Giglio: "2011 sewer district budget adjustment. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #9

Councilman Dunleavy: "2011 street lighting district budget adjustment. So moved."

Councilman Wooten: "Seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy."

Councilman Dunleavy: "I'm going to vote yes, but I don't know, this is the first meeting of the year and we are already starting to move money around. It's kind of strange. They're taking it from overtime, moving it to other places. So I vote yes for these."

The Vote (Cont'd.): "Walter, yes. The resolution is adopted."

Resolution #10

Councilman Wooten: "This is a 2011 water district budget adjustment. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #11

Councilman Gabrielsen: "Approves highway superintendent expenditures. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #12

Councilwoman Giglio: "Designates banks as official depositories for town funds. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #13

Councilman Dunleavy: "Designation of administrative duties to town supervisor. So moved."

Councilman Wooten: "Seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Gabrielsen, yes; Giglio, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #14

Councilman Wooten: "14 awards bid for heating, ventilating

and air conditioning service and maintenance contract. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #15

Councilman Gabrielsen: "Awards bid for fire and security alarm system contract. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #16

Councilwoman Giglio: "Sets standard legal counsel hourly rate. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #17

Councilman Dunleavy: "Appoints official newspaper. So moved. Newspapers. There should be an "s" there. So moved."

Councilman Wooten: "Seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #18

Councilman Wooten: "18 maintains policy of nondiscrimination. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #19

Councilman Gabrielsen: "Reappoints town historian. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Supervisor Walter: "She is the hardest working historian in Suffolk County as far as I'm concerned."

Resolution #20

Councilwoman Giglio: "Sets towing and storage fees. So moved."

Supervisor Walter: "I think these are the same towing and storage fees we set every year."

Councilman Dunleavy: "I'm going to second it with a question. Is this \$35.00 per what? (Inaudible)."

Supervisor Walter: "It should say per day."

Councilman Dunleavy: "It should be per day, shouldn't it?"

Supervisor Walter: "Yeah, these are probably the exact- it should say per day. These are probably exactly what we had last

year."

Councilwoman Giglio: "Are we charging what other towns charge for this type of service?"

Supervisor Walter: "Not other towns were charging- basically what we charged last year we probably charged the same thing- "

(Inaudible comment)

Councilwoman Giglio: "No, I know. But I would just like to have discussed this at work session so we could have done some homework.

Can we table this or do we have to- we discussed this at work session? You remember that?"

Supervisor Walter: "We can table it if you want to table it? Do you want to table it?"

Councilwoman Giglio: "Yes. I don't remember discussing it at the work session."

Supervisor Walter: "Okay. Let's table it. Can we get a motion to table?"

Councilman Dunleavy: "I make a motion we table Resolution #20. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, all right; Dunleavy, yes; Walter, yes. The resolution has been tabled."

Supervisor Walter: "Tara, put that on for work session next week. Tara, work session next week, that one."

Councilwoman Giglio: "And the next one, too."

Resolution #21

Councilman Dunleavy: "What do you want to-- table it?"

Councilwoman Giglio: "Yeah. I want to discuss it at work session."

Councilman Dunleavy: "I thought we discussed this already."

Councilwoman Giglio: "No, we didn't."

Tara: (Inaudible)

Councilwoman Giglio: "I'm sorry, Tara."

(Inaudible comment)

Councilman Dunleavy: "It's only for a hearing."

Councilwoman Giglio: "I know. But last time we had a hearing we didn't advertise it properly and we would have had to have another public hearing if we made significant changes. So I'd like to discuss it before we put it up for a public hearing."

Councilman Dunleavy: "All right. I table- request to table Resolution #21. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Vote as to table."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, all right; Dunleavy, yes; Walter, yes. The resolution has been tabled."

Resolution #22

Councilman Wooten: "I know we talked about this one.

Authorization to publish advertisement for 23 foot pump out boat. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #23

Councilman Gabrielsen: "Authorize the supervisor to execute a municipal cooperative agreement - Renewal No. 1 with the Riverhead Central School District regarding unleaded fuel services."

Supervisor Walter: "We're going to table this Resolution. I think the town attorney came in and said (inaudible)."

Councilman Gabrielsen: "Okay. So I make a motion to table #23."

Supervisor Walter: "And do we have a second on the table?"

Councilwoman Giglio: "Second."

Supervisor Walter: "Vote as to tabling."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten."

Councilman Wooten: "What was the reason?"

Supervisor Walter: "Dan came in at the last minute and said there was something that had to be-- still had to be discussed about it. Just something that must have arisen in the last half hour."

Councilman Wooten: "Yes."

The Vote (Cont'd.): "Dunleavy, yes; Walter, yes. The resolution has been tabled."

Resolution #24

Councilwoman Giglio: "Accepts the resignation of town attorney. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen."

Councilman Gabrielsen: "January 2<sup>nd</sup>."

Supervisor Walter: "Because she didn't submit it until January 2<sup>nd</sup>."

(Inaudible discussion)

Supervisor Walter: "She submitted it on the 31<sup>st</sup> or 30<sup>th</sup> and she's resigning as of the 2<sup>nd</sup>. You would have to fire her retroactive to December 31<sup>st</sup>."

Councilwoman Giglio: "Or she could have submitted her resume prior-- "

Supervisor Walter: "She could have but she chose not to. So you have a town attorney that's been a town attorney for 11 years, that has been a very dedicated staff member to this town and she submitted the resignation as of January 2<sup>nd</sup>."

So we're in the middle of a vote, correct?"

Councilwoman Giglio: "Well, can we table it?"

Supervisor Walter: "How are you going to table it? You can't table it. She's resigned as of January 2<sup>nd</sup>. She's resigned. She resigned as of January 2<sup>nd</sup>."

So your options are either accept the resignation or you'd have to terminate her as of December 31<sup>st</sup>. Is that what you want to do?"

Councilwoman Giglio: "I have a feeling we're going to be calling Dawn on a regular basis and asking her to volunteer her time to the town to help clarify matters that are-- "

Supervisor Walter: "So accept the resignation."

Councilwoman Giglio: "I accept her resignation as of January 2<sup>nd</sup>."

Supervisor Walter: "And that's all you could do."

Councilman Dunleavy: "I second. I just don't like the way-- "

Councilwoman Giglio: "I don't like it either."

Councilman Dunleavy: "-- it's presented to us."

Supervisor Walter: "I don't control when the town attorney submits the resignation. Okay, we're in the middle of a vote?"

Diane Wilhelm: "You voted yes, right, Jodie?"

Councilwoman Giglio: "I would really like to table this. I would like to make a motion to table it."

Supervisor Walter: "You can't table it. She doesn't work for the town anymore. She quit. She worked January 1<sup>st</sup> and January 2<sup>nd</sup>."

Councilwoman Giglio: "Then we need a different resolution maybe. I don't know. We need to discuss this as a board in executive session. This is a personnel matter."

(Some inaudible discussion)

Supervisor Walter: "This is an up or down vote. The town attorney of 11 years left the town. After 11 years of dedicated service left the town as of January 2<sup>nd</sup>. She didn't leave as of December 31<sup>st</sup>. She didn't leave- yes, is she entitled to things? Absolutely. But this is when she- this is what she did. This is not what I did. This is not what anybody else did. She determined that on January 2<sup>nd</sup> she was going to leave and she started her new job January 3<sup>rd</sup>. You don't really have any options but to accept it. She didn't leave December 31<sup>st</sup>."

I mean I don't know how you- you would had to have fired her on the 31<sup>st</sup>. I got this resignation- well, the board knew this was coming. I got this resolution- I got her resignation on the- December 30<sup>th</sup>. She submitted the resolution- the resignation on December 30<sup>th</sup>. So there wasn't- there was no opportunity. She worked up until the 2<sup>nd</sup>.

I know because we contacted her about various things. I understand- "

Councilwoman Giglio: "So we're going to decide right now because she's entitled to her benefits which is four weeks vacation and two weeks or a week sick time- "

Supervisor Walter: "She's entitled to whatever contractually she's entitled to. I'm not passing judgment on that. She was an

employee until she resigned on the 2<sup>nd</sup>.

If you don't accept her resignation, she still worked January 1<sup>st</sup> and January 2<sup>nd</sup>. You- she still left the town. And so what are you going to do? Chase her away. Absolutely. You're going to chase an 11 year town attorney- 11 years of dedicated service and so if you don't accept the resignation, what you've done is you've (inaudible) this town attorney and every time I- we need to talk to her, she's going to be saying, well, get lost.

I mean it's a straight up or down vote. She submitted the resignation. Can we continue the vote?"

Councilwoman Giglio: "Yes. I'll vote yes."

The Vote (Cont'd.): "Gabrielsen, yes; Wooten."

Councilman Wooten: "I'll vote yes only if the- she makes sure that Bob has her phone number."

The Vote (Cont'd.): "Dunleavy."

Councilman Dunleavy: "I'm going to vote no."

The Vote (Cont'd.): "Walter, yes. The resolution is adopted."

Resolution #25

Councilman Dunleavy: "Appoints town attorney. So moved."

Councilman Wooten: "Seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio."

Councilwoman Giglio: "Bob, I'll be looking forward to working with you. Yes."

The Vote (Cont'd.): "Gabrielsen, yes; Wooten."

Councilman Wooten: "I'm not, but yes."

The Vote (Cont'd.): "Dunleavy, yes; Walter."

Supervisor Walter: "Bob who? Yes."

Diane Wilhelm: "The resolution is adopted."

Resolution #26

Councilman Wooten: "No. 26 is setting terms and conditions of employment for Robert F. Kozakiewicz, town attorney. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio."

Councilwoman Giglio: "We had requested some changes and this is the first time I'm seeing this (inaudible) the town board meeting. So I just want to make sure that the changes are in here before I vote."

Supervisor Walter: "This basically follows the town CSEA contract so if he doesn't use it, he loses it. (Inaudible). Personal time, you're not going to use it."

Councilwoman Giglio: "Well, the other contract says it converts it to sick time.

Yes."

Diane Wilhelm: "Okay, so that was a yes from Giglio."

The Vote (Cont'd.): "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Supervisor Walter: "Welcome aboard, Bob."

Resolution #27

Councilman Gabrielsen: "Appoints deputy town attorney William Duffy. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio."

Councilwoman Giglio: "Welcome aboard. Yes."

The Vote (Cont'd.): "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter."

Supervisor Walter: "Yes. Welcome aboard, Bill."

Diane Wilhelm: "The resolution is adopted."

Resolution #28

Councilman Dunleavy: "Setting terms and conditions of employment for William Duffy, Deputy Town Attorney. So moved."

Councilman Wooten: "I'll second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #29

Councilman Wooten: "This amends Resolution 454 of 2010. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #30

Councilman Gabrielsen: "Authorizes the retention of Garrett W. Swenson, Jr., Esq. as special counsel. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #31

Councilwoman Giglio: "Adopts a local law amending Chapter 58 entitled Dogs of the Riverhead town code. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, no; Gabrielsen."

Councilman Gabrielsen: "I'm going to vote no on this one, too."

The Vote (Cont'd.): "Wooten."

Councilman Wooten: "By law we have to enact it by January 1<sup>st</sup>, so yes."

The Vote (Cont'd.): "Dunleavy."

Councilman Dunleavy: "Again, by law, the state has given us this duty to do it so I vote yes."

The Vote (Cont'd.): "Walter, yes. The resolution is adopted."

Resolution #32

Councilman Dunleavy: "Sets salaries of general town employees for the year 2011. So moved."

Councilman Wooten: "I'll second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #33

Councilman Wooten: "Sets salaries for various boards for the year 2011. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #34

Councilman Gabrielsen: "Sets salaries of street lighting district for the year 2011. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #35

Councilwoman Giglio: "Sets salaries of sewer/scavenger waste district for the year 2011. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #36

Councilman Dunleavy: "Sets salaries of refuse and garbage district for the year 2011. So moved."

Councilman Wooten: "Seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #37

Councilman Wooten: "Sets salaries of water district employees for the year 2011. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #38

Councilman Gabrielsen: "Sets salaries of elected officials for the year 2011. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #39

Councilwoman Giglio: "Sets salaries of highway department for the year 2011. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #40

Councilman Dunleavy: "Sets salaries of police officers for

the year 2011. So moved."

Councilman Wooten: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #41

Councilman Wooten: "To pay bills. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Supervisor Walter: "Yeah. Bill Duffy, if you would just stand up. This is Bill Duffy, I'd like to welcome him to the town attorney's office. Come on up. This is our newest town attorney. Bill, we want to welcome you aboard and let me be the first to congratulate you, shake your hand. Thank you very much for good municipal civil litigator. It's exactly what we're looking for.

Bob, we'd shake your hand, too, but you've been back and forth all the time."

(Inaudible comments)

Supervisor Walter: "All right, thank you."

Councilman Dunleavy: "Thank you, Bill. And welcome aboard again."

Supervisor Walter: "All right. Now, would anybody like to comment on any matter before us or not before us? I would just ask that you limit your comments to five minutes. Step up. Public comment on anything you'd like to talk about. Just limit your time to five minutes."

Pat Lynch: "Happy New Year. Can you hear me?"

Supervisor Walter: "Yes, we can."

Pat Lynch: "Good. Thank you very much. I'd like to, first of all, thank-

Supervisor Walter: "Just state your name and where you're from."

Pat Lynch: "My name is Pat Lynch. I'm from Manhattan and also from Southampton."

I would like to talk about the dog Bruno who died on December the 21<sup>st</sup> after a stay at the shelter from October 7<sup>th</sup> to December 21<sup>st</sup>. That was a death that has left me very, very puzzled because I've conducted my own inquiry with the health department connections in New York who contacted Suffolk County and as I was told by them, there was no evidence of any dog bite to a little child.

And the article in the paper, your Riverhead paper, it is quoted here that the dog had a bite history and it is impossible for the town to adopt out a dog with a bite history.

So my question is, where is the report on the bite history? Because the health department that I consulted that consulted with your health department doesn't have any record of that."

Supervisor Walter: "This is not an inquiry. If you want to file a FOIL request we can- we'll take care of it and submit whatever documentation we have."

Pat Lynch: "I'm going to be doing that because I would like to certainly know. That dog died a terrible death after three months of a terrible life and it's a disgrace."

I'm going to move onto the next thing which is the treatment of volunteers. I've been volunteering since September at your shelter and I must say that I have had some interesting experiences in bad treatment.

I'm not happy about what's been going on. I'm going to read to you a quote from a man who is a volunteer and a trainer for you. His name is Ray and I think Jim Wooten knows who he is. He's a very good trainer.

He sent this to Supervisor Walter. You won't take care of your animals at the shelter even when people will help you for free. Who are you people? Where's your conscience? Are you all that frivolous putting dogs down for no reason is barbaric. Welcome to the 21<sup>st</sup> century. It sounds like a ship of fools.

Now I've experienced that ship of fools myself. I've been accused of being improper on two separate occasions, one of which was not witnessed where I allegedly confronted Lou Carnisi (phonetic) the head of your shelter, and apparently acted inappropriately with him on November 24<sup>th</sup>.

And the second one was at a meeting on November the 15<sup>th</sup> when I allegedly said that he made sexist remarks to a woman by the name of Gina. The problem with that is, that is not true. I'm a journalist. I'm very careful about what I said and I never said that. And one of the people here who is a resident of Riverhead, Vince Taldone, wrote a letter on my behalf, he was sitting next to me the whole time, that was never said.

So I've been besieged with inflammatory statements about me, my character and it's been very, very unpleasant to be a volunteer here, although I'm continuing for the sake of the animals and for their good.

I think that's about it.

There are only 10 dogs at your shelter with a skeleton crew to work with them. You have parvo virus at your shelter. I wonder Supervisor Walter if you can tell us- "

Supervisor Walter: "It's not accurate and you would- we would not like you to be spreading that rumor but it's not accurate."

Pat Lynch: "It's a rumor?"

Supervisor Walter: "Yes, that I think you've just created."

Pat Lynch: "One of your dogs, Cookie, has parvo virus."

Supervisor Walter: "If you would do me the favor of either bringing Cookie to our vet, we will have it checked out at our expense and give us the documentation."

Pat Lynch: "I will certainly- I will ask Linda Mosca (phonetic) to do that and she will be happy to do it."

Supervisor Walter: "And we will appreciate you not spreading the rumor until it's confirmed. We have tested one dog and the dog has I guess it's called hooks and whips and we're going to give that dog whatever the medications are for that and we're going to give all the other dogs in the shelter medications for that as well."

Pat Lynch: "What about heartworm?"

Supervisor Walter: "You guys seem to think I'm the enemy here. I'm the guy that's bringing the vet to the shelter."

Pat Lynch: "I'm very glad to hear that. But what about heartworm which is the killer."

Supervisor Walter: "Would you let me finish."

Pat Lynch: "Sure."

Supervisor Walter: "For six years- I didn't deal with it for six years, but for six years we didn't have a vet come to the shelter. We are going to have vets come to the shelter. If the dogs need heartworm medication, we'll take care of it. It's not a problem. I'm doing it. Don't blame me as the bad guy. I'm the guy doing it with Councilman Wooten, so- but we would appreciate you're not spreading the word parvo around because until that's confirmed, we don't want- "

Pat Lynch: "Well, Cookie is confirmed and I will get you the paperwork on that from Linda Mosca who I think you know."

Supervisor Walter: "I would prefer to have the dog brought to our vet and we will have it checked."

Councilman Wooten: "Pat, with all due respect, we- when I heard about the parvo, we did- I did reach out to Linda to get a copy of Cookie's medical records and she hasn't given them to me yet. We did have our dogs tested, we had a fecal test and we found hooks and whips. The vet said- the symptoms are about the same so we are treating for that and all the dogs get treated for that."

Pat Lynch: "Okay."

Councilman Wooten: "We're hoping it's not parvo at this stage (inaudible)."

Pat Lynch: "My last comment is except for a few people who I've spoken to who are members on our council, there is basically an attitude toward volunteers of we don't want you and the note that I read from Ray the trainer indicated how he felt. I certainly feel the same way and I didn't feel that way when Sean McCabe was there because he as far as I'm concerned is the face of your shelter or should have been and he's now with the sewer department which I certainly don't understand."

So I thank you for the time that you've given me. I will indeed get you the parvo information because there was no doubt in my mind based on what the paperwork I saw from Linda that the dog had it and it was just adopted out of the shelter."

Supervisor Walter: "We would like the dog- I'm sorry, I shouldn't have interrupted. We would like you to bring the dog to our bet and we will- anybody can just bring- "

Pat Lynch: "With the paperwork from Dr.-- I think- "

Supervisor Walter: "We will take a look at the dog and have the dog independently tested."

Pat Lynch: "That's fine."

Supervisor Walter: "At our cost."

Pat Lynch: "And I will tell Linda and we will be happy to do that. I thank you very much for your time and a happy new year."

Supervisor Walter: "Thank you very much. I appreciate it and thank you for volunteering. I'm sorry. It's been unfortunate. Maybe it will get better. It's a new year. Everything is looking up."

Pat Lynch: "Thank you very much."

Supervisor Walter: "You're welcome."

Pat Lynch: "I wish it would."

Supervisor Walter: "Oh, everything is- stay positive. Good evening- afternoon."

Gail Waller: "Afternoon. My name is Gail Waller and I've been a large- had been a large financial contributor to the care and welfare of the animals at the Riverhead shelter.

I advocate for the right of animals to be respected and their humane treatment ensured in Long Island townships.

I'd like to thank Councilman Wooten for helping to save three dogs this year that were supposed to be euthanized and I wouldn't have known unless the rescue group had called me of which I gave thousands of dollars in order to make it happen and thank you because I understand they were about to be killed.

I bring to your attention recently obtained information concerning Louis J. Cornesi (phonetic), an animal control officer for the town of Riverhead."

Supervisor Walter: "Could you- Gail, Miss Waller, I'm sorry. I really don't want you to discuss personnel issues at this- "

Gail Waller: "Excuse me. I'm reading from a certified document of which you have. I don't think it's a right of you, Mr. Supervisor Walter, to suppress what I have to say. Thank you very much.

This information is not brought to you lightly. We have copies. We have been told that these don't exist. We have possession of the original certified copies which reflect that Officer Cornesi was convicted by plea of misdemeanors impacting adversely on animals in the state of Arizona.

Mr. Cornesi was charged in 2003, excuse me, Mr. Cornesi was charged with possessing threatened and endangered species, taking wildlife unlawfully, possessing another threatened and endangered species, hunting in closed season, and two misdemeanor counts of driving on a suspended driver's license.

The court records further reflect that on August 29, 2003, Officer Cornesi entered a no contest plea to these crimes which resulted in a conviction.

An argument can be made that there's a significant connection between the admitted criminal acts by Officer Cornesi and disregarding of Arizona laws designed to protect its wildlife and Officer Cornesi's sworn duty to ensure the humane treatment of animals.

This information may have a direct bearing on Officer Cornesi's fitness and suitability to serve the town as a public employee, entrusted with the humane and sensitive care of its animal life.

I'd like you to take notice of this information and determine the proper course of action. There is no intent to abrogate the right to due process enjoyed by all citizens including those that serve the public particularly Mr. Cornesi.

I leave it to you as the council and the supervisor to your duty and to your wisdom as officials entrusted with the town's public welfare and well being.

I have a sting report here which says a pair of reptile (inaudible) were taken out of which a gila monster which grows to be sometimes three and a half feet long was stuffed into a pillowcase. When the officers caught him in a sting operation, they found three tarantulas and diamond head rattlesnakes.

Now, I have been a large contributor to this shelter. I paid \$9,300 for dog number 239 sitting in your shelter with a broken leg and a broken hip. I paid for Hennessey who had heartworm that was unattended. All under this, I do not like for the rescue of these dogs, thousands and thousands of dollars were paid for by me. And before you spread a rumor, Supervisor Walter, also about RSVP which when I met you, you told me that something had happened with them and some dogs were found in the backyard of somebody's home."

Supervisor Walter: "Miss Waller, if you could wrap up. Your five minutes is up. If you could wrap up, that would be appreciative. Thank you."

Gail Waller: "Well, I would like you all to know that I never donated money to an organization of which Chief Hagermiller called me to rescue dogs; Mary has called me for money for dogs. I never, nor will I ever donate to a group that violates the law."

Supervisor Walter: "Thank you. Does anybody else wish to be

heard? There being nobody, can I get a motion to adjourn?"

Councilman Dunleavy: "I make a motion we adjourn the meeting."

Supervisor Walter: "All in favor?"

Collective response: "Aye."

Supervisor Walter: "Thank you for coming, folks."

Meeting adjourned: 2:45 p.m.

*Christine M. Skelton*  
*Town Clerk*