

Minutes of a Town of Riverhead board meeting held by the town board of the Town of Riverhead at Town Hall, Howell Avenue, Riverhead, New York on Tuesday, June 14, 2011 at 7:00 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

(The Pledge of Allegiance was recited)

Supervisor Walter: "And Deacon Bonacore, Michael Bonacore from St. Isidore's, is going to say the invocation and give us an update."

Deacon Bonacore: "Father, Son, Holy Spirit, amen. God of power and might, wisdom and justice, through you authority is rightly administered, laws are enacted and judgments are rendered.

I ask you with your spirit of counsel, wisdom and justice, the members of this Riverhead town board, assist them. Give them wisdom in every decision, help them to think clearly. Grant them discernment and common sense so they will be strong, effective leaders.

Guide them to follow your principles and not their own. Direct their steps according to your word for their decisions greatly impact the lives of this community.

And also, Father, I ask that you protect all the men and women who serve this community, fire department, police department and

ambulatory services. Protect them from all harm and lead them safely home to their loved ones.

And, finally, on a note, there's a member of our community, a young boy named Michael Hubbard, 14 years old, who was severely burned with a liquid gel. Michael has burns over 40% of his body. He is in Stony Brook Hospital. He's in pediatric intensive care.

Some real complications. Last Thursday night they lost him about 15 minutes and they revived him. His mother, Nancy, is doing as best as can be. I know Fran works over at St. John's Church and they have set up some funds for Michael because he is in need of medical services, medical money to help pay for the bills and whatnot. They have some funds set up through Riverhead Local online. You can pay through Paypal.

But most of all they need your prayers. So if you could reach out to them or keep them in your prayers. They are members of the community. It's a chance for us to come together as a community and as a people.

All right. So we ask for this in your name, Father, and we ask for your blessings. Amen."

Supervisor Walter: "Thank you, Deacon Bonacore from St. Isidore's Church. We appreciate your coming out.

Okay. So I've got to give a funny story before John gets to do his motion.

So my son, he drives to the train station every day and he leaves his car headlights on so he gets home at 4:30 and he can't get the car started so he gets out his jumper cables which I'm not sure Zachary really even knew how to use, but he did. So a gentleman comes walking along and he says, you know, could you jump start my car and he says well, that depends. He said it depends on what? He says you voted for Sean Walter, why do you say that. His bumper sticker is on your car. Oh, he's my dad. So the gentleman said, no problem, I'll jump it anyway. So he said make sure you tell your father that you were jumped by a Democrat.

So I don't know who the good Samaritan was but I thank you for doing that. I think he drives a silver Camry- Zachary has the car, I think he said silver, I'm not sure."

Councilwoman Giglio: "Sounds like Vince Tria."

Supervisor Walter: "That's what I thought at the moment. I said- I asked for a name, he says he's old like you. So whoever the good Samaritan was, a Riverhead resident, I thank you for helping my son out."

All right. John."

Councilman Dunleavy: "Okay. I'd like to make a motion to approve the minutes of the June 1, 2011 town board meeting. 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:

Tax Receiver	Total tax collection dated June 2, 2011 - \$118,222,277.44
	Total tax collection dated June 13, 2011 - \$122,669,227.86
	Utility collection report dated May, 2011 - \$200,787.64
Town Clerk	monthly report for May, 2011 - \$9,621.98
Building Department	monthly report for April, 2011 - \$86,619.00
	monthly report for May, 2011 - \$98,168.00
Water District	2010 drinking water quality report

Fire District

Jamesport Fire District 2010
certified audit

CORRESPONDENCE:

36 postcards

from residents expressing
concerns over the proposed
developments in Wading River

Diane Wilhelm: "And that's it."

Supervisor Walter: "Okay. I have some young children in the audience. How come you-- what are you young children doing here? You want to be council members? Tell us why you're here. Go up to the microphone. No, we want you to come up to the microphone, be on camera. Diane, if you could pull that down a little."

Unidentified: "Because we want a new playground at Iron Pier beach because (inaudible). And Jamesport got one."

Supervisor Walter: "Bringing out the heavy artillery."

Unidentified: "The big kids want to try to break the playground and we don't like that."

Supervisor Walter: "No, we don't like that either. What else have we got? Who else wants to speak? That way you don't have to stay the whole meeting."

Unidentified: "Also we would like a new swing set 'cause it's like all rusty. We want like all big kids swings because there's only like baby ones. And every time when you go on the monkey bars, you could get like blisters and splinters in your fingers."

Supervisor Walter: "Ouch. All right. Okay. So, well, we'll give you the-- the resolution is in the package to do that but here's where we are, young ladies."

When we took office, there was something called the budget that the town lives by and your mom and dad probably have one, too, and it's the amount of money you bring in to your household that you can spend on your car and your house and your food and everything and toys and you have to prioritize the budget.

And when we came in there were about, I don't know, George, about five million dollars of outstanding liabilities and really no money.

So Councilman Gabrielsen went through and he looked at all the accounts and I'm going to let- did you want to talk- "

Councilman Gabrielsen: "Yes. We did find some monies that we're spending in Stotzky Park and out at EPCAL and we're also looking at Jamesport Iron Pier. We discussed this this past week and we're trying to get the monies together to put a new swing set there. So actually we're working on it."

Supervisor Walter: "So we're trying to find the money within the existing budget. We will commit to you that we will do our best and if we don't find it this year we will find it next year. Okay."

Councilwoman Giglio: "It's like \$57,000 and we can have the same one that we have at Jamesport."

Councilman Gabrielsen: "That's the estimate we got on it. Okay. So it wasn't cheap. Okay. We just got a price on it, 56, 57,000. It's definitely one of our priorities to work on."

Supervisor Walter: "We thank you for being so brave and speaking. You don't have to stay, we got the message. Take care."

Does anybody else want to speak on that subject? Okay, good. Where were you? Committee reports. Councilman Wooten, you have- "

Councilman Wooten: "Yeah, I just have the one. On this Saturday, June 18th, at the- we're having the first annual adoption fair at the Riverhead Shelter up on Youngs Avenue."

We're seeking permanent, loving homes for our animals at the shelter. There are a lot- there's about 15 dogs up there now, some are very, very good. I just got a report, this is as a matter of fact today, a report from one of our trainers that go up regularly and she always gives me a report of what the dogs are doing and how they are doing.

But on this particular Saturday, this coming week, it's the first annual adoption fair. It's from ten in the morning until two in the afternoon and we're offering no cost adoptions to Riverhead

residents. We're not going to charge you an adoption fee.

So come down, socialize with the dogs, you'll see them. See what it's like. We have a nice room set up for you and you can visit with the dogs. If you need a loving pet, come down and check out Riverhead first."

Councilman Gabrielsen: "Also I'd like to- this is the last call for Riverhead cardboard boat race which will be Sunday, the 26th, so get those boats made and get down here. It's going to be a lot of fun. And- we have- "

Supervisor Walter: "Supervisor Thorne-Hulse is going down."

Councilman Gabrislen: "Right, absolutely."

Supervisor Walter: "I've got Gabrielsen Boat Works as contract under contract to build a very sleek- "

Councilman Gabrielsen: "And this boat is under cover so no one is going to see it until that day. We're going to beat Southampton. Guaranteed."

Supervisor Walter: "We're going to recapture that title, King of the River."

Okay, any other committee reports? No? All right. We have two public hearings."

Public hearing opened: 7:13 p.m.

Supervisor Walter: "The first public hearing is scheduled for 7:05 and it's a consideration of a proposed local law to amend Chapter 52 of the Riverhead town code entitled Building Construction Article I, Section 52-10 building permit fees.

And we are reducing the fee for building permit- Jodi, do you want to- "

Councilwoman Giglio: "Yeah. There were several homeowners that have called and said that it was very difficult for them to pay \$1,500 to renew a building permit only to get a final inspection, that most of the work had been done.

And seeing as the amount of work that is required in order to renew a building permit is much less than an initial permit, the board decided that we were going to lower the fees to 25%.

Right now it's— if you want to renew the permit, you pay 75% of the original permit cost. So seeing as a renewal does not require plan review, it does not require— you've already paid for all your inspections upon the initial permit, so it's just a matter of assigning it a new number and extending it for another year.

And just doing a simple five minute change in the computer, we felt that 25% was reasonable. We should not be charging for services that we're not providing.

So this is just a way to not generate revenue to sustain the government, but do what's fair and charge for the amount of work that's being performed."

Supervisor Walter: "Okay. Does anybody wish to be heard on this matter? Not seeing anybody, I will close the public comment portion. I'll leave it open for written comments until June 24th at 4:30 p.m. in the town clerk's office."

Public hearing closed: 7:15 p.m.
Left open for written comment for
10 days to June 24, 2011
at 4:30 p.m.

Public hearing opened: 7:15 p.m.

Supervisor Walter: "Okay. Seven ten having arrived, we've got a public hearing for the consideration of a special use permit application of Chernoff Realty to construct a two story medical office building at Main Road, Aquebogue, SCTM# 0600-85-3-8 and 12.7.

And I think Mr. Cuddy is here for the applicant. So, Mr. Cuddy, if you could fill us in on what we're looking at."

Charles Cuddy: "Good evening. Charles Cuddy, for the applicant.

First I'd like to commend the board for reducing the permit

fee. I think that's a very admirable thing to do (inaudible).

I represent Ira Chernoff. He's a medical doctor, he's an orthopedist. He wants to place a medical office on the site just to the west of the Aquebogue veterinary office, right across from Union Avenue, across from the insurance agency that's on the other side of the street.

The property is in the RLC zone so we have to be less than a quarter of a mile from the hamlet center. I've handed up a copy of the original map by Mr. Ingegno several years ago to show that we are less than a quarter mile.

I've also handed to the town clerk copies of both the prior approval for this application which was done in 2007 and also the zoning board of appeals approvals for this year.

In 2007 we had one acre at this site. Subsequent to that time, Dr. Chernoff was able to acquire a second acre to the rear of the site so we now have a two acre site.

And the difference is that we were originally building a 4,000 square foot building. We now have a two story 6,000 square foot building and the reason for that is we're going to use it partly for rehabilitation for orthopedic patients.

When this was approved in 2007 and, again, I ask that the 2007 minutes be incorporated by reference into this hearing. On the board at that time was Mr. Dunleavy. I don't think anybody else was here.

But basically the approval at that time indicated that it met all of the requirements for a special permit and it's included right in the language of the approval which was the June 19, 2007 resolution of the town board.

We, this year have gone, which we have to do to get a zoning board of appeals approval, we've done that. We've received approval for an impervious surface which is larger than normally we'd be permitted to have and also we have approval for a larger floor area ratio, both of which were not significant.

We had one other approval from the zoning board and that is that we didn't have to use stone blend. The board— and I think

you'll agree at an orthopedist's office, we don't want people walking on stones. So for that reason, the board didn't have a problem approving that.

I think the site is suitable for the use. It's next to, as I said, a vet's office. It's across from an insurance agency. The lot size is now certainly sufficient. It just really allows us more parking than we had before.

The parking is adequate. The use doesn't impair any development nearby. Neighbors are not adversely affected by this and it certainly doesn't impact adversely to health or safety or welfare of the community.

So I would ask that you approve the application for a special permit."

Supervisor Walter: "Were there any- do you have a copy of the original minutes from 2007? I wouldn't imagine you would."

Charles Cuddy: "I don't have a copy."

Supervisor Walter: "Diane, can we dig out the minutes from the 2007 public hearing? I'd like to have copies of that for myself but just if you can email them to me, that's fine, and we will make sure the minutes actually go in this file to incorporate them."

And, Rick, was there anything else from that original 2007- can you come up to the podium, Rick? Was there anything else from that 2007 hearing in the file that we need to put- that the board needs to be aware of to incorporate into the minutes or into this record?"

Richard Hanley: "I don't think so."

Supervisor Walter: "Do you remember if there was any opposition or anything?"

Richard Hanley: "No."

Supervisor Walter: "Okay. If we can get the minutes, Diane, that would be fine and we can send them to the board."

Diane Wilhelm: "Do we know the date?"

Supervisor Walter: "Yes, I have it right here. June 17th-19th, 2007."

Richard Hanley: "It's pretty- Sean, it's pretty much perfunctory I think at this point."

Supervisor Walter: "The public hearing was held June 5, 2007."

Councilman Wooten: "It says it was held on the 14th of June. That's what it says. (Inaudible)."

Supervisor Walter: "Okay. Well, you can take this if you want to. Okay."

Does anybody else wish to be heard on this matter? Yes. If you could state your name and address for the record or hamlet."

Nancy Dillingham: "My name is Nancy Dillingham. I live on Shade Tree Lane in Aquebogue. I grew up on the Main Road and my father still lives there right next to Go Solar, almost across from Shade Tree."

In Aquebogue right now, there are eight medical buildings. Since I was growing up, Aquebogue boundary went to the brook just by Hubbard Avenue on East Main Street. That was where Aquebogue started not at 105; 105 wasn't there.

There are eight medical buildings, two of them have vacancies. So we're building another building.

And my second concern is traffic. Whether I'm trying to get out of Shade Tree Lane or trying to leave my father's driveway, I can't tell you how long I sit. Sometimes it's five minutes or more because either the light at 105 has turned or the light at Edgar Avenue has turned.

And this I think will bring additional traffic and trying to get out of Shade Tree with another driveway. The vet driveway is further east. The vet is really across from Union Avenue not this building. This building is further west.

So the traffic there already now is a major concern and I think this will add to that problem.

So I am opposed to that.

Besides, I like trees and even though it's not developed now, the trees— trees are good for our environment. They help us to breathe."

Supervisor Walter: "Okay, thank you. Yes."

Dominique Mendez: "Hello. Dominique Mendez, Riverhead Neighborhood Preservation Coalition.

I just— I looked this up and I just wanted to— I asked Mr. Cuddy if I could see what it looked like because I know that in that zone, one of the issues is design standards. And this is a specially permitted use but there are design standards for it. So I think— I just wanted to remind everyone of that.

Because I think he said I'm not sure if it's done or if that's available. It (inaudible) certainly in his file but that it's supposed to blend in and look like a rural built building. And I just wanted to (inaudible). I think that it's important that you see that before you would grant a special permit for it.

That it is— does— there are two design standards in the code and I remember one just being vaguely about that rural look and kind of barn like or rural like so that it compliments it.

That's it. Thank you."

Councilwoman Giglio: "They would have to go before the architectural review board, the applicant would to make sure that it meets up to the guidelines in the code."

Dominique Mendez: "Okay. Oh, so they do that— they would do that after the fact, after it were— and they would make sure that it would meet the code— "

Councilwoman Giglio: "Yes. When they make their— when they go before the planning board for the site plan approval after we give the special permit, then they would be going to the architectural review board for recommendations on the aesthetics."

Dominique Mendez: "So then if what they had— let's say they had a very modern building planned, then even though you granted

them a special permit, the architectural review board would say, oh, this couldn't fly. You have to significantly change that."

Councilwoman Giglio: "Absolutely. They would ask for dormers or whatever."

Dominique Mendez: "Okay, great, thank you."

Councilwoman Giglio: "Sure."

Supervisor Walter: "Does anybody else wish to be heard on the project?"

Mr. Cuddy, I just had one follow-up question. Just— where are you in the site plan review process? Did you submit site plan or— "

Charles Cuddy: "Yes. The site plan is there. They're waiting for the special permit approval and go forward, because they can't go any further— "

Supervisor Walter: "Right. Have you gone to the ARB yet?"

Charles Cuddy: "No."

Supervisor Walter: "Okay."

Charles Cuddy: "Those drawings are in the works, but we have not gone to them yet."

Supervisor Walter: "Okay. And traffic is a problem, we understand."

Charles Cuddy: "I would point out one thing to you. Dr. Chernoff has an office in Riverhead and he's not going to be bringing new people in. He's moving people from one area to another."

Supervisor Walter: "Where is his office now?"

Charles Cuddy: "His office is on Route 58, in one of the buildings there near the Riverhead Car Wash."

Supervisor Walter: "Okay. All right."

Charles Cuddy: "But he and his brother are going- they're both orthopedists. They're going to operate this. There are not going to be other doctors there. They intend through a connection with St. Charles to have rehabilitation at that site and that's why they're building a second story."

Supervisor Walter: "Okay. All right. Thank you."

Does anybody else wish to be heard on the subject? If not, I'll close the public comment portion of the meeting and leave it open for written comments until June- excuse me, June 24th at 4:30 p.m. in the town clerk's office."

Public hearing closed
Left open for written comments
for 10 days to June 24, 2011
at 4:30 p.m.

Supervisor Walter: "All right. We're going to take up resolutions. Does anybody wish to be heard on the resolutions? No. All right. Diane."

Councilman Wooten: "We're going to move 452 and 464. There's one, two, three, four, five, six, seven, eight, nine, ten, eleven, twelve, thirteen resolutions, 454 through 464, all dealing with appointments of park attendants."

Supervisor Walter: "Yeah, that's fine. That's a good idea. Can we- "

Resolution #452 through #464

Supervisor Walter: "Move as one block since they're all recreation appointments."

Councilman Dunleavy: "Yeah. I'd like to move Resolutions 452 to 464, appoints different call in people, lifeguards, safety

instructors, beach attendants, all for the recreation department. 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. Resolutions 452 through 464 have been adopted."

Resolution #465

Councilman Wooten: "465 ratifies the appointment of a seasonal pump out boat operator. 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 #466

Councilman Gabrielsen: "Appoints a seasonal pump out boat operator. 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 #467

Councilwoman Giglio: "Approves a request for a leave of absence. So moved."

Councilman Dunleavy: "And seconded."

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

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

Councilman Dunleavy: "Well, I'd like to ask the chief a question."

Approving this leave of absence, are we going to be adding onto the police department overtime or do we have someone we can fill in here?"

(Inaudible comment by Chief Hagermiller)

Supervisor Walter: "Well, one of the things we talked about and I'm still waiting for is the analysis of just the PSD overtime to see whether at this time-- I don't want to say I'm still waiting for it, I need the recommendation that or an analysis that hiring an additional PSD would be cheaper than continuing to run the overtime."

We aren't running necessarily police officer overtime in there, it is PSD overtime."

Councilman Dunleavy: "I think he said we ran so far the first quarter 440 hours of police overtime. Chief, what was the first quarter overtime count for the police officers in the dispatching?"

Chief Hagermiller: "Off the top of my head?"

Councilman Dunleavy: "Well, that report you gave us."

Supervisor Walter: "Yeah, I don't know. I might have it."

Councilman Dunleavy: "Was that 440 hours?"

Chief Hagermiller: "I don't have it with me."

Supervisor Walter: "You know what? I may have it but it was not-- I don't believe that it was police officer overtime."

Councilman Dunleavy: "Can you get that back to us by Thursday? Okay."

Supervisor Walter: "We have, 2011 if I'm reading this-- it was 441 hours of radio room overtime and last year at the same time we had 1,223 and I think that was-- that is PSD overtime because he gave

me a separate number for— oh, no, I'm sorry.

Last year it was 829 and this year it's 441."

Councilman Dunleavy: "It's cut in half but it is still police officer— "

Supervisor Walter: "It's cut in half. No, it's not police officers. Because then he gave me a separate number for police department overtime and last year it was 2554 hours in overtime and for the first quarter of this year it's 1223, so he broke them— (inaudible), as I understood it."

(Inaudible comment by Chief Hagermiller)

Supervisor Walter: "Yeah. So back to my original question. I need a recommendation from you that this is what— it would be cheaper to hire an analysis rather than it would be cheaper to hire another PSD rather than pay the overtime, especially now that we have one going out on maternity leave— I'm sorry, parentage leave.

All right, we'll talk about it on Thursday."

Councilwoman Giglio: "And it was much higher last year, too, because we were re-organizing and bringing people back that had been laid off so we were short staffed to begin with in the first quarter of 2010 until we got those people back to work and most of our PSD time was police officers last year, the first quarter."

Supervisor Walter: "But I don't believe it is now."

Councilman Dunleavy: "But a majority of the overtime is police officers."

Supervisor Walter: "I don't want it the way— gave it to us. I want it spoon fed to us. I want hours and then I would like Bill Rothaar to convert it to salaries. That's what I'm waiting for. I need it converted to salaries because I need to know if the cost— what the cost is because 441 hours means nothing to me if that costs us \$10,000.

Then running overtime, PSD overtime is fine. But if that's \$50,000 then we have to make adjustments obviously. So I know that was the more difficult thing and somebody— and it's going to have to

be personnel has to break that down. But we'll get it and we'll have it spoon fed. Because I thought that I understood this to be-

(Inaudible comment)

Supervisor Walter: "All right. I need that broken down by salaries. But I mean the important point is the first quarter we were down 50%. We'll see how for the second quarter we're down. So, you know, we are on the right track."

Councilman Dunleavy: "It's just that with six PFC's, we're supposed to have 11. I don't know how they can cover all this overtime, like the supervisor says."

But I'm going to vote because I don't want to incur any more police overtime in this thing. I have to vote no."

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

Resolution #468

Councilman Dunleavy: "Appoints seasonal recreation employees to the youth bureau division of the Riverhead town recreation department. 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."

Supervisor Walter: "Hold on a second. Tara, can you make sure we have that on- Bill's going to have to crunch some numbers for us. That's where the disconnect is. It's between the numbers and obviously the salaries- the hours versus the salaries."

Okay, sorry for that diversion."

Resolution #469

Councilman Wooten: "469 appoints an intern to the police

department. 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 #470

Councilman Gabrielsen: "Community preservation fund 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 #471

Councilwoman Giglio: "General fund insurance recovery 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 #472

Councilman Dunleavy: "Recreation program fund budget adjustment. 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 #473

Councilman Wooten: "It's a general fund budget adjustment. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Giglio, no; Gabrielsen, yes; Wooten, yes; Dunleavy."

Councilman Dunleavy: "Yeah. We're moving money from non-uniform dental and hospital which I guess they have left over to serial bonds.

I guess you're estimating on who's going to receive it. When people retire, we have excess money and we're just going to pay towards the serial bonds.

So I vote yes."

Supervisor Walter: "What this is, is basically we are wrapping up the 2009. We are-- at the end of this month, we will be on time. Our audits will be on time. The '10 audit is being worked on and as you can see we've done this in several board meetings. We're closing out the final accounts of 2009.

So it took 18 months but the town is-- I'm going to say by the 30th, we will have the '09 audit in hand or at least will be in our hands and we will be on time, which is an amazing feat.

And that's what this is. This-- what non-uniform dental, hospital, this was where extra money was kept in the budget and when we ran out of money, the town would go and take it out of that and put it-- we've cut that in the budget this year so it will be even more interesting to see how we recover-- how we make up any unexpected expenses for 2011.

But, yes."

Councilwoman Giglio: "That's good because that's what I had a problem with, with the 2009, is that there was-- I know that your budget was a fair and honest budget and that it didn't-- you

didn't charge a tax increase to the taxpayers of the town of Riverhead when you had money sitting in an account."

Supervisor Walter: "No."

Councilwoman Giglio: "So- I have problems with money sitting in an account and then raising taxes."

Councilman Dunleavy: "Well, the audit is not finished. You really don't know how much money is in any account if you didn't have- if it wasn't audited. And it wasn't put there purposely. It was put there because people retired and we didn't spend that money. So I mean- "

Councilwoman Giglio: "No. It was put there purposely because every employee for the town, money was allocated to the tune that every single employee was getting full family medical benefits when they were only getting single benefits. So there was extra money put into these funds."

Supervisor Walter: "That's true. Okay, next resolution."

Diane Wilhelm: "Did you vote?"

Supervisor Walter: "I did, yes."

Diane Wilhelm: "Resolution adopted."

Resolution #474

Councilman Gabrielsen: "Awards bid - installation of water mains and appurtenances, ext. No. 89 - Peconic River Sportsman's Club - Riverhead Water District. 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 #475

Councilwoman Giglio: "Authorizes an adoption fair at the

Riverhead animal shelter. 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. Resolution adopted."

Resolution #476

Councilman Dunleavy: "Extends bid contract with Savory Food Services, Inc. MIVILA of New York and DiCarlo Distributors. So moved."

Councilman Wooten: "It's Savory Food Services. Seconded."

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

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

Resolution #477

Councilman Wooten: "Authorization to publish advertisement for sporting goods for the town of Riverhead. 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 #478

Councilman Gabrielsen: "Authorize the town of Riverhead to direct Joseph Beneke to remove all litter, garbage/refuse, rubbish, yard waste, weeds, noxious plants, grass and/or rank vegetation in excess of 10 inches in height upon the premises known as 46 Dolphin Way, Riverhead, New York 11901 a/k/a SCTM #0600-017.00-02-001.01 pursuant to Riverhead town code chapter 96. So moved."

Supervisor Walter: "What is rank vegetation, George?"

Councilman Gabrielsen: "I don't know. I don't know what noxious plants are because I was out there the other day and I didn't see any noxious plants."

Supervisor Walter: "You're still okay?"

Councilman Gabrielsen: "This is the same parcel we went after a month ago, you know. One of the things we went after was the grass being too high and there was no grass there. So I said to our town attorney, why are we going after him for cutting the grass because back in April, the grass was only two inches high.

He said, well, two weeks from now, it will be high. Put the resolution back."

Supervisor Walter: "Does he live there?"

Councilman Gabrielsen: "The same guy. No."

Councilwoman Giglio: "Nobody lives there."

Councilman Gabrielsen: "It's abandoned."

Supervisor Walter: "Well, the grass is there now."

(Inaudible comment)

Supervisor Walter: "It's in foreclosure."

Councilman Dunleavy: "Has he been directed?"

Robert Kozakiewicz: "There was service made. The property was posted. We actually posted the property. We also served by mail."

Councilwoman Giglio: "To the bank and to the owner or- "

Robert Kozakiewicz: "The bank- the servicing company was aware of it, so- "

Councilman Gabrielsen: "We're directing him here, right, Joseph Beneke."

Robert Kozakiewicz: "Correct."

Supervisor Walter: "(inaudible) high now. Okay.

You offered it. Jo, do you second it?"

Councilwoman Giglio: "I second it."

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

The Vote: "Giglio, yes; Gabrielsen, no; Wooten, yes; Dunleavy."

Councilman Dunleavy: "I have to vote yes because we have to keep our neighborhoods looking decent. When someone lets their house go, even if it's in foreclosure, this goes on their tax bill at the end of the year so if it's foreclosed, then the mortgagee will have to pay for it.

I vote yes."

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

Resolution #479

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

Councilman Dunleavy: "And seconded."

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

The Vote: "Giglio."

Councilwoman Giglio: "We will miss Donna. She was an excellent secretary and town board coordinator and we wish her luck with her new family. Yes."

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

Councilman Wooten: "Yeah. I'm going to vote yes. I just wanted to thank Donna Zlatniski for all her work. (Inaudible) I've been here, only three and a half years, but she has a new family now and she's got other priorities and she really can't pull the full time.

So I vote yes."

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

Councilman Dunleavy: "Again, I want to thank her for her hard work. She's been here ever since I've been here and she has a eight year old baby now-- eight month old baby, and-- "

Councilwoman Giglio: "Actually he's one."

Councilman Dunleavy: "Huh? Family comes first, so she just can't work full time anymore a week. Tried to get her to work part time, but that didn't work either."

So I want to thank her and I vote yes."

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

Resolution #480

Councilman Dunleavy: "Authorize town clerk to publish and post public notice to consider a local law to amend chapter 108 entitled zoning of the Riverhead town code, Section 108-96 minor subdivisions. So moved."

Councilman Wooten: "Second."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, no; Dunleavy."

Councilman Dunleavy: "I have to vote no. I just don't like to put stuff back on the taxpayers of the town of Riverhead and reducing the fee from 5,000 per house, new home, to 3,000 is going to let the taxpayers of the town of Riverhead take up more for our recreational fees."

I vote no."

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

Resolution #481

Councilman Wooten: "Authorizes legal action against the owners, tenants, occupants and mortgagee of the property located at 513 West Main Street, Riverhead, New York. 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 #482

Councilman Gabrielsen: "Approves Chapter 90 application of the Riverhead Business Improvement District Management Association for a 4th of July celebration. So moved."

Councilwoman Giglio: "And seconded."

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

The Vote: "Giglio,"

Councilwoman Giglio: "Come on out 4th of July for fireworks. A lot of people are cutting back on their fireworks so we expect to have a great big crowd in downtown Riverhead. And we have all new great restaurants for you to visit.

So, yes."

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

Resolution #483

Councilman Dunleavy: "Ratifies the approval of-- ratifies the approval of chapter 90 application of Riverhead Business Improvement District Management Association for antique dealers sale, June 4, 2011. So moved.

Councilwoman Giglio: "And seconded."

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

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

Councilman Wooten: "This ratifies. Who voted no? Yes."

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

Resolution #484

Councilman Dunleavy: "Approves Chapter 90 application of the Riverhead Business Improvement District Management Association for classic car cruise nights."

And I'll tell you what. Every Thursday night, this is one thing the supervisor knows-- "

Supervisor Walter: "One thing?"

Councilwoman Giglio: "One of many."

Councilman Dunleavy: "One of many things the supervisor stole from Wading River and they were kicked out of-- where they were and he jumped up there and told (inaudible)-- "

Councilwoman Giglio: "He alleviated a lot of traffic."

Councilman Dunleavy: "That's right. He alleviated a lot of traffic in Wading River."

Anyway, every Thursday night, come on down to the parking lot behind Main Street and you'll see some classic cars."

Councilman Wooten: "(Inaudible) "We're still talking. I'll second the motion."

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

The Vote: "Giglio, yes; Gabrielsen."

Councilman Gabrielsen: "Way to go, boss. Yes."

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

Resolution is adopted."

Resolution #485

Councilman Wooten: "This approves the Chapter 90 application of the Riverhead Business Improvement District Management Association for a country western concert, August 27, 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 #486

Councilman Gabrielsen: "Approves Chapter 90 application of the Riverhead Business Improvement District Management Association for a Mardi Gras festival August 6, 2011. So moved."

Diane Wilhelm: "You don't have that?"

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 #487

Councilwoman Giglio: "Approves Chapter 90 application of the Riverhead Business Improvement District Management Association music idol night, July 30, 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 #488

Councilman Dunleavy: "Approves Chapter 90 application of the Riverhead Business Improvement District Management Association for a rock and roll oldies show, July 16, 2011. So moved."

Councilman Wooten: "Seconded."

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

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

Councilman Wooten: "You know, you told us about this last Thursday, about (inaudible). I see why. Yes. I vote yes."

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

Councilman Dunleavy: "I'm going to vote yes. We're not finished yet, but we're going to have a busy summer, downtown Riverhead. So come on down. I vote yes."

Councilwoman Giglio: "Events every other week."

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

Resolution #489

Councilman Wooten: "This approves the application for a fireworks permit for the Riverhead Business Improvement District Management Association for July 3rd. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen."

Councilman Gabrielsen: "Just got to love that Riverhead BID. Yes."

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

Supervisor Walter: "Yes. (Inaudible)."

Councilwoman Giglio: "Wonderful volunteers."

Diane Wilhelm: "The resolution is adopted."

Resolution #490

Councilman Gabrielsen: "Approves Chapter 90 application of Jamesport Fire Department to conduct a firemen's carnival. So moved."

Councilwoman Giglio: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen."

Councilman Gabrielsen: "I just want to point out, that's from Tuesday, July 19th through Saturday, July 23rd. Yes."

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

Councilman Dunleavy: "Yes. And they have a big parade on that Wednesday. So if you ever want-- if you want to come down and see a great parade, go down there on that Wednesday night and you'll see-- they have fire departments from all over eastern Long Island.

I vote yes."

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

Resolution #491

Councilwoman Giglio: "Approves the Chapter 90 application of the Long Island Moose Classic Car Club for a classic car show on July 17, 2011. So moved."

Councilman Dunleavy: "And seconded."

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

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

Councilman Dunleavy: "Yes. And this is going to be held in the Tanger shopping mall and it benefits the wounded warrior project. So anybody that wants to come down and help that project on July 17th, classic car show, come on down.

I vote yes."

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

Resolution #492

Councilman Dunleavy: "Approves Chapter 90 application of Old Steeple Community Church for annual antique fair on August 27, 2011. So moved."

Councilman Wooten: "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 #493

Councilman Wooten: "493 approves the Chapter 90 application of the Railroad Museum of Long Island for Riverhead Railroad Museum Open House 2011. So moved."

Councilman Gabrielsen: "And seconded."

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

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

Councilman Wooten: "It's a busy weekend. Yes."

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

Councilman Dunleavy: "I vote yes. Again, this is a real great opportunity to bring your kids to Riverhead. They have a miniature railroad that runs around the property. They have-- they just restored a train set that they got from-- was donated them from the city. So it's a real good opportunity for you and your children

to come down and have a great day.

I vote yes."

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

Resolution #494

Councilman Gabrielsen: "Approves the application for a fireworks permit of Riverhead raceway for July 2, 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 #495

Councilwoman Giglio: "Approves the application for fireworks permit of Riverhead raceway for August 20, 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 #496

Councilman Dunleavy: "Authorize the town clerk to publish and post notice to consider a local law to amend Chapter 108 entitled zoning of the Riverhead town code, Section 108-13 accessory building and structures. 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 #497

Councilman wooten: "This authorizes the supervisor to execute an agreement with Cummins Power Systems LLC regarding generator maintenance service for the Riverhead water district. 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 #498

Councilman Gabrielsen: "Authorizes the supervisor to execute an agreement with Infosys International, Inc. regarding records cataloging services. So moved."

Councilwoman Giglio: "And seconded."

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

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

Supervisor Walter: "These guys are doing a fantastic job. I went down in the basement, I couldn't believe it. I mean, I'm stunned at the amount of work they did. Diane, kudos to you for getting this. Yes."

Councilman Wooten: "Actually I was leaving the front of town hall, I saw someone walking out of the basement, walking out towards the parking lot. I said, hey, where are you going? I thought somebody was vandalizing (inaudible)."

Diane Wilhelm: "Oh, no. They're working hard."

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

Resolution #499

Councilwoman Giglio: "Authorizes the town clerk to publish

and post notice of public hearing special use permit petition of Vertical Line Apparel, Inc. 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 #500

Councilman Dunleavy: "Declares M-GBC, LLC in default regarding the subdivision map of Calverton Camelot II. 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 #501

Councilman Wooten: "Boy, have I got some work for them. This appoints a town board coordinator. So moved."

Councilman Gabrielsen: "And seconded."

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

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

Councilman Wooten: "See you in the morning. Yes."

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

Supervisor Walter: "Is she starting tomorrow?"

Collective answer: "Yes."

Resolution #502

Councilman Gabrielsen: "Setting terms and conditions of employment for full time town board coordinator. 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 #503

Councilwoman Giglio: "Amends Resolution #449. So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Giglio."

Councilwoman Giglio: "This is just paying a part time police officer what we have customarily paid part time police officers and we're getting a great deal, so I'll vote Yes."

Supervisor Walter: "You just had the wrong date. That's all."

Councilwoman Giglio: "Oh, it's the wrong date? I thought it was the hourly rate."

Supervisor Walter: "No, it's the wrong date. Yup, it was the wrong start date."

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

Councilman Wooten: "I got \$5.00 an hour when I started. Yes."

Supervisor Walter: "Is that how we've progressed?"

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

Resolution #504

Councilman Dunleavy: "Pay the bills?"

504 awards bid for disposal of town generated construction and demolition material. So moved."

Councilman Wooten: "Second."

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

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

Councilman Wooten: "It doesn't say who we're giving it to."

Councilwoman Giglio: "We're giving it to Excel. They were charging \$60.00 per ton. We average about six to seven thousand tons a week and it's in Calverton versus hauling all the way to Yaphank."

Councilman Wooten: "This one is in Calverton? Yeah, I knew both companies. I just wanted to know which (inaudible)."

Councilwoman Giglio: "It was like a \$2.60 difference. The other company was \$57.20; but we had to go to Yaphank. This is \$60.00 per ton and it's in Calverton. So we save money in gas and employees time to travel back and forth to Yaphank."

Diane Wilhelm: "That's a yes?"

Councilman Wooten: "Yeah, that's a good yes."

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

Councilman Dunleavy: "We're finally— we had to wait until we passed this so we can tear down a couple of buildings and I vote yes."

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

Supervisor Walter: "It's a good price, \$60.00 a ton. Yes."

Diane Wilhelm: "The resolution is adopted."

Resolution #505

Councilman Wooten: "It's a 46 Dolphin Way, Riverhead, New York, not 41, Chapter 96 budget adjustment. So moved."

Supervisor Walter: "Is it the right resolution- is it the right address, Jim?"

(Some inaudible discussion)

Supervisor Walter: "George, you have to second it, even though you are not voting for it."

Councilman Wooten: "So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen."

Councilman Gabrielsen: "Guys, this is your last chance to help out this poor Joseph Behenke. No."

Supervisor Walter: "He doesn't live there anymore."

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

Supervisor Walter: "Yes. If he lived there, I'd go mow it myself but he doesn't live there. It's abandoned. He left us, we haven't left him."

Councilwoman Giglio: "We could bring the cows over to graze."

Councilman Gabrielsen: "I really felt bad for the guy. We saw the bikes in the back. It's really a hardship case. So my sympathy is still with him."

Resolution #506

Councilman Gabrielsen: "Pays bills."

Councilwoman Giglio: "And seconded."

Councilman Gabrielsen: "So moved."

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: "Okay, we have a couple to take off the floor here that have to do- "

Councilman Dunleavy: "I make a motion we take Resolution 507 to 510 off the floor. So moved."

Supervisor Walter: "507 is the 2011 Wading River dredging project budget adoption.

508 is appoints a part time account clerk typist to the water district.

509 is authorizes the supervisor to execute an agreement with Eaton Corporation for emergency battery system.

510 declares public emergency regarding condition of Wading River Creek and Creek Road beach erosion. It's for our dredging.

Okay, motion to take all four of those off the floor. Can we get a second?"

Councilman Gabrielsen: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolutions 507 through 510 are taken off the floor."

Resolution #507

Supervisor Walter: "All right, 507."

Councilwoman Giglio: "2011 Wading River dredging project budget adoption. So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Giglio."

Councilwoman Giglio: "Most of this money is paid for by government grants and the town's expense is minimal, 12 and 1/2%, so I will vote yes."

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

Supervisor Walter: "Yes. My office is determined to get that Wading River creek opened again and we've actually asked Congressman-- excuse me, Senator Schumer for some help coordinating meetings with the powers that be at the Army Corps of Engineers and the DEC to see if we could come up with a lasting solution because the things we've discussed at the board meeting just seem to be so far out of reach.

But if any-- if what happened this past weekend is any indication of why we need to have this, it is a huge indication of why we need to have this done.

We launched five boats out of Wading River Creek on that emergency, excuse me, eight boats. Five of them couldn't get back in and the Riverhead police department-- Riverhead fire department damaged their boat trying to get back in.

This is truly an emergency situation. This needs to, you know, the federal government needs to help us out and figure out how we can keep this waterway open so that we can launch boats in an emergency."

Councilman Dunleavy: "And these were all emergency boats that were launched for a drowning victim and so that's why we need this creek open."

Supervisor Walter: "Right. And it can't be that the town of Riverhead-- it just gets put back-- well, you don't do flounder, you don't do-- we don't have the ability to do this. So I'm hoping Senator Schumer's office through the help of Jerry Petrello (phonetic), we're trying to coordinate that meeting.

Where were we in this?"

Diane Wilhelm: "I think-- did you vote?"

Supervisor Walter: "Yes."

Diane Wilhelm: "Okay, Resolution 507 is adopted."

Supervisor Walter: "Thank you."

Resolution #508

Councilman Dunleavy: "Appoints a part time account clerk typist to the water district. 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 #509

Councilman Wooten: "Authorizes the supervisor to execute an agreement with Eaton Corporation for emergency battery system. 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 #510

Councilman Gabrielsen: "Declares public emergency regarding condition of Wading River Creek and Creek Road beach erosion. 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: "Okay. That concludes Resolutions. We have public comment on anything that suits your fancy. We ask you to limit it to five minutes and Dominique Mendez, I see you sitting there waiting for us.

What can we do for you?"

Dominique Mendez: "I won't take much of your time. One, I wanted to just follow up, qualify something.

On that ARB approval, would that be required, meaning that if a special permit was granted and then something didn't meet the standards, would that mean that that wouldn't be built unless it did meet the standards? Do they have that power?"

Supervisor Walter: "No. The ARB is a- you know- "

Councilwoman Giglio: "Any commercial structure essentially throughout the town that is going through a change of some sort would go before the Architectural Review Board."

Dominique Mendez: "I understand it would go before it, but if it didn't meet it, what power would they have?"

Supervisor Walter: "It's very subjective. That whole meeting is a very subjective thing. Some people would look at something and say it does meet it and others wouldn't, but the planning board would be the final arbiters of that.

If something were to be really awry, we probably could re-visit the special permit, but you know, it is a very subjective standard. So, you know, the ARB is going to make recommendations, the planning board is going to review the recommendations and subjective decisions will be made as to whether it meets those standards or not."

Dominique Mendez: "The planning board then looks at it after you give it the special permit and after the ARB looks at it, then the planning board looks at it."

Supervisor Walter: "Correct. It actually goes to- the planning board and the ARB are sort of concurrent but the planning board won't approve it until the ARB finishes looking at it.

But it's not an, you know, those standards are not numerical type, you understand that."

Dominique Mendez: "Right. Yes."

Supervisor Walter: "Beauty is in the eye of the beholder."

Dominique Mendez: "Right. Well, if you were to come with a super, you know, modern building, and it was rural character, one would think, okay, that would meet it. And I'm wondering what teeth they have, if they could say, okay, no, that's- you've already given it a special permit, it's very modern building, does that mean it- "

Supervisor Walter: "The planning board would have the authority to bring that in line with what the code says. And if you didn't, in theory the town board could step in under the special permit or I mean the public could do something as well."

Dominique Mendez: "Okay. Second thing, again, it's fairly quick."

It was a couple of months ago in a work session, we talked to you and there were a bunch, you know, were a couple groups that were concerned and were- have been lobbying for there to be public hearings for site plan applications and at the time two months ago, you mentioned that you would be working on a code and I was just wondering for an update on that."

Supervisor Walter: "Bob, what's the status of that? Are you working on that or is Bill Duffy working on it?"

Robert Kozakiewicz: "We've been doing it together and (inaudible) some comments back and forth. There was input from the planning board itself."

Councilwoman Giglio: "Right. We were waiting for input from the planning board and now that we have that input, we can move forward. It wasn't available to us at the last code revision meeting last Tuesday but it will be available this coming Tuesday and then we will have a public hearing."

Dominique Mendez: "Okay, great. Thank you very much."

Supervisor Walter: "All right, thank you. Does anybody else

wish to be heard this after- evening? Good evening, Miss Hansen."

Sue Hansen: "Hello."

Supervisor Walter: "Welcome back."

Sue Hansen: "Sue Hansen, Rocky Point. I'm just here to follow up once again. Any changes to the animal shelter status?"

If you'd like me to be specific- "

Supervisor Walter: "No. We know."

(Inaudible comment)

Sue Hansen: "What's that?"

Councilman Wooten: "What were you going to say?"

Sue Hansen: "I said if you'd like me to be specific, I can list you know discreet items."

Councilman Wooten: "I can tell you there are changes coming (inaudible). I can tell you that. But I'm not going to go into it any further."

Sue Hansen: "There are changes coming, but what?"

Councilman Wooten: "I won't go any further than that because I don't need the news reporting my every move."

Supervisor Walter: "Some of them are personnel issues- "

Councilman Wooten: "A lot of it is personnel issues."

Sue Hansen: "Okay. Because as far as changes at the shelter goes, you know, we've been planning on changes for the past four years and we still haven't realized them."

Councilman Wooten: "We have been too."

Sue Hansen: "What?"

Councilman Wooten: "We have been too."

Sue Hansen: "Right. I mean not the least of which was privatization, that was something that for some reason or another went by the wayside."

Supervisor Walter: "No, that hasn't. We're— Councilman Wooten, we've been talking with other people about that."

Councilman Wooten: (Inaudible)

Sue Hansen: "Well— "

Councilman Wooten: "We're still trying to move in that direction."

Sue Hansen: "You had a proposal and— "

Councilman Wooten: "Didn't like it."

Sue Hansen: "For what reason?"

Councilman Wooten: "I won't discuss it."

Sue Hansen: "What's that?"

Councilman Wooten: "I won't discuss it. I will discuss it with you privately, I won't discuss it with you here now."

Supervisor Walter: "I mean, we only had the one bidder and it's not appropriate for the town in our opinion to work with one bidder, so— but we are looking at it, so, you know."

Sue Hansen: "Is that to say that you've never accepted a proposal where there was only one bid?"

Supervisor Walter: "No, that's not to say."

Councilman Wooten: "That's rare, I can tell you that."

Supervisor Walter: "You know, the board wanted to see more than one bid to compare them. This is brand new unchartered territory, so— "

Sue Hansen: "Okay. Because there was some excellent suggestions in that proposal and there were some very qualified

people that were willing to do the job and for one reason or another they were overlooked or ignored.

Volunteers. There are two volunteers outstanding that have been banned. They still haven't been permitted back in the shelter. That still hasn't been resolved."

Councilman Wooten: "Not now, at this point."

Sue Hansen: "Okay. The euthanasia policy. The advisory committee submitted a proposal back in December- "

Councilman Wooten: "Yes, we did."

Sue Hansen: "And that still hasn't been resolved?"

Councilman Wooten: "That is still in the town attorney's office. You and I just talked about that last week along with members of the animal advisory, so- "

Sue Hansen: "Okay, that was six months ago that that was submitted."

Councilman Wooten: "We drafted it right after- yeah, right, six months ago. The animal advisory is part of those discussions."

Sue Hansen: "Well, the last meeting I went to, they were still waiting to hear back from December."

Councilman Wooten: "We just met with them a couple weeks ago, actually, right after that meeting."

Sue Hansen: "A couple weeks ago, since December- "

Councilman Wooten: "I'll tell them to call you and put you in the loop."

Sue Hansen: "Okay. The gas chamber. Where does that stand?"

Councilman Wooten: "I don't know. Chief, do you know- "

Supervisor Walter: "We have issued out of my office- "

Councilman Wooten: "I don't know anything about the gas

chamber."

Supervisor Walter: "-- that there is a veterinarian that has-- when we can, when it's appropriate, we will take those animals to the veterinarian for proper-- for euthanasia. If it is not appropriate as in cases of deer and things like that, obviously we will use other means. But for the-- I'm going to say, Chief, 90% of them that we would have would probably go and be humanely euthanised at a local veterinary clinic and they have volunteered to do this at no charge to the town."

Sue Hansen: "That's good news. So the gas chamber that you have, where is that currently? Is that at the animal shelter?"

Councilman Wooten: "I'm not sure it's completed. Was it ever completed? (Inaudible)."

Sue Hansen: "There's just one comment about that. The gas chamber is similar to a taser. It's not the equipment that's a bad thing in and of itself. It's who flips the switch. It's who has got their finger on the trigger and that's a matter of concern. So I'm glad to hear that it's in storage right now because until such time as you feel comfortable that you do have the right people that will use it in the right circumstances-- "

Councilman Wooten: "Well, I think with the Supervisor and East End Vet Care has (inaudible), I don't think there will ever come a time that we have to use it. Although it is recommended that that's the most humane way to do it but I think it's better just to have it done at a doctor's office."

Sue Hansen: "So do I. And a director's position. Anything happening with that?"

Councilman Wooten: "That's budgetary. We really don't have the funding for that right now but I think the long term goal is to get a director's position."

Sue Hansen: "And management in general terms. Re--organizing the department to consider putting it under a different-- "

Councilman Wooten: "I know where you're going. That's definitely being discussed."

Sue Hansen: "It's being discussed. Okay."

Councilman Wooten: "Right Jodi?"

Councilwoman Giglio: "Right."

Sue Hansen: "It was in discussion two weeks ago, too, correct?"

Councilman Wooten: "I know. I know. I can't be too forthright with you but, yes, I was hoping things would be a little further along now but (inaudible)."

Sue Hansen: "Okay. I just want to point out that this is taking a long time and- "

Councilman Wooten: "Well, all good plans sometimes have to be very (inaudible)."

Sue Hansen: "Okay. Well, there's other reasons for things taking longer than they should besides, you know, being thorough, but I'm optimistic. I hope that it does come to pass and sooner than later."

Councilman Wooten: "You know what, Sue? I am optimistic, too. And I wasn't a few months ago, but I am."

Sue Hansen: "What's that?"

Councilman Wooten: "I wasn't a few months ago but I am now."

Sue Hansen: "Okay, well I'm glad to hear that. I'll be back in two weeks."

Councilman Wooten: "I'm going on vacation. (Inaudible)."

Supervisor Walter: "Okay. Next up. How are you doing, sir?"

Ed Purcell: "I don't know. It's Tuesday."

Councilman Wooten: "Name and rank please."

Ed Purcell: "Ed Purcell, East Main Street, Riverhead."

Supervisor Walter: "How can we help you, Mr. Purcell?"

Ed Purcell: "Oh, I'm just asking on some status of a number of different things around town.

Hampton Jitney."

Supervisor Walter: "You know, they are moving at a very slow-

Ed Purcell: "That's why I'm asking."

Supervisor Walter: "They are moving at a very slow pace. We did extend their site plan. I believe we did pass that resolution to extend the time for their site plan. They had (inaudible)."

Councilwoman Giglio: "But the health department issues have been resolved recently and now they were in for a planning board work session a couple weeks ago and they're moving forward."

Ed Purcell: "Okay, that's what I was wondering. I know the owners."

Councilman Wooten: (Inaudible)

Ed Purcell: "Yeah, I'm sure. Costco?"

Supervisor Walter: "Moving forward. The last we heard was it was being- and this may be hearsay, that the individual units were being condo-ed out and if that's the case then you know Costco will own theirs and whoever else goes in that shopping plaza will own theirs and that is moving forward."

Ed Purcell: "The abandoned bowling lanes?"

Supervisor Walter: "That is moving forward too. I was sworn to secrecy about it and then a day later it was in Newsday but it is- "

Ed Purcell: "Well, see, I only read the local (inaudible) sheet. I don't read that paper."

Supervisor Walter: "It is--t hey are- my understanding is they are moving forward. They had some things that they had to take

care of with the bank. But that to my knowledge is still moving forward."

Ed Purcell: "Congratulate the highway department on the nice job they did on paving Second Street."

Supervisor Walter: "Congratulations George Woodson."

Ed Purcell: "They actually did a nice drainage, too."

(Inaudible comment)

Supervisor Walter: "DeLalio put sod down."

(Inaudible comment)

Ed Purcell: "And I know Suffolk Theater, there's a lot of work going- I go past there in the morning and they're doing a lot of things."

Supervisor Walter: "They're moving slowly."

Ed Purcell: "But any idea when or what future plans for it?"

Supervisor Walter: "I was hoping- on a regular basis. I was hoping to have my inauguration, assuming I get re-elected in January there, but I think he's moving back more towards- "

Ed Purcell: "No, no. My question is what is the final plan for it?"

Supervisor Walter: "He's going to- it's going to be a performing arts- it's going to have probably my guess is it's going to have a lot of musical events there. There's going to be a bar upstairs too so it will be- and cabaret type seating- "

Ed Purcell: "Yeah, well, that's why I was concerned. I didn't know exactly what his plans were for."

Supervisor Walter: "It's going to be a performing arts, cabaret or typical theater style seating. He said he will have the ability to have a- to run movies but I'm assuming not first run movies or arts type films or something like that."

Ed Purcell: "And I heard you are going after people who have grasses too high. Hopefully you will remember when snow comes next year that you go after the buildings downtown Riverhead because last year a number of them didn't clear out in front of them very well."

Supervisor Walter: "We sent buildings and grounds until we wore them to the bone to actually clear the snow in front of these vacant buildings and- "

Ed Purcell: "Yeah, well, is anything happening with the Apollo building- owned building? The old Woolworth building."

Supervisor Walter: "I am having conversations with the Regal Cinemas. They're ongoing. As I said in the Riverhead local, I think we can meet their price point. I think we can build what they need. They would like to be on 58. The zoning doesn't allow them on 58."

The question is, the gentleman that has to make the decision is in Denver. He needs to come here. He's given me some dates and then not been able to meet those dates. But I'm, you know, I'm working that issue like nobody has ever worked an issue before in this town for a movie theater. And I'm optimistic we're going to get a movie theater and I also started cold calling other movie companies just in case. It's not a good business folks, but it is-

Councilman Wooten: "Well it's just a code change on 58."

Supervisor Walter: "We're not going to put him on 58."

Councilman Wooten: "Where is Wal-Mart going? (Inaudible)."

Supervisor Walter: "You can't give Route 58 the one last thing that the town- downtown, doesn't have."

Ed Purcell: "And is Wal-Mart- I know they're progressing on what they're going to do at the end of 58. Is anything going into their building?"

Supervisor Walter: "That will be my next thing. All the ladies want me to try and find a Kohls. What am I? The real estate broker for everything? But I have to fill up that and Lori Downs (phonetic) I guess wants me to fill up the Border's book store, too."

I'm hoping that you know some people, other people, the owners find some tenants. But we'll work on it."

Ed Purcell: "Okay, thank you."

Supervisor Walter: "Thank you, Mr. Purcell. Anybody else wish to be heard? All right. Not seeing anybody, can I get a motion- "

Councilman Dunleavy: "I make a motion we close the town board meeting. So moved?"

Supervisor Walter: "All in favor?"

Collective response: "Aye."

Supervisor Walter: "Thank you for coming."

Meeting adjourned

Deane M. Skelton
Town Clerk