

TOWN OF RIVERHEAD

TOWN BOARD MEETING AGENDA SEAN M. WALTER, Supervisor

February 7, 2012

**John Dunleavy, Councilman
George Gabrielsen, Councilman**

**James Wooten, Councilman
Jodi Giglio, Councilwoman**

**Diane Wilhelm, Town Clerk
Robert F. Kozakiewicz, Town Attorney**

ELECTED OFFICIALS

**Laverne Tennenberg
Paul Leszczynski
Mason E. Haas
George Woodson
Maryann Wowak Heilbrunn
Richard Ehlers
Allen M. Smith**

**Chairwoman Board of Assessors
Board of Assessors
Board of Assessors
Highway Superintendent
Receiver of Taxes
Town Justice
Town Justice**

DEPARTMENT HEADS

**William Rothaar

Christina Kempner
Ken Testa
Meg Ferris
Richard Hanley
Chief David Hegermiller
Ray Coyne
Judy Doll
John Reeve
Michael Reichel
Gary Pendzick**

**Accounting Department
Building Department
Community Development
Engineering Department
Personnel Officer
Planning Department
Police Department
Recreation Department
Senior Services
Sanitation Department/Municipal Garage
Sewer District
Water Department**

CALL TO ORDER AND SALUTE TO THE FLAG

APPROVAL OF MINUTES OF TOWN BOARD MEETING OF
JANUARY 18, 2012
AND SPECIAL TOWN BOARD MEETINGS OF
JANUARY 19 AND JANUARY 26, 2012

The Invocation will be provided by
Rev. Mary Cooper
From House of Praise Christian Fellowship

Councilperson _____ offered to accept the minutes,
seconded by Councilperson _____

REPORTS

- Sewer District – Discharge Monitoring Report December 2011
- Tax Receiver – Total Tax Collection to date January 25, 2012
\$66,218,088.79
- Tax Receiver – Total Tax Collection to date February 1, 2012
\$66,390,905.91
- Tax Receiver – Utility Collection Report January 2012
\$457,345.95
- Building Department – Monthly Report January 2012
\$60,059.50
- Town Clerk – Monthly Report January 2012 - \$8,821.94

CORRESPONDENCE

5 letters - recommending a short term moratorium for the Wading River corridor

10 Conservation Petition cards – letter to Supervisor and Town Board suggesting to make environmental protection, land preservation and intelligent planning high priorities of the town

Phil Gatz – letter expressing opinions with regard to the Vail Leavitt running the Riverhead Blues Festival and admission fees and use of town services

Wading River Fire District Board of Fire Commissioners – letter urging the Town of Riverhead to fill, as soon as possible, a recently vacated Fire Marshal position for public safety reasons

Timothy Hill Children’s Ranch – letter notifying the town of their submission of an application for a Charter School at their facility

Mary Gardner-letter regarding concern for over retailing

PUBLIC HEARINGS

2:05 P.M. The Consideration of a Local Law to Amend Chapter 108 of the Riverhead Town Code Entitled, “Zoning”, Article XXIII. Residence RC District (Retirement Community) (§108-116 – 119)

2:10 P.M. The Consideration of a Local Law to Amend Chapter 95 of the Riverhead Town Code Entitled “Taxation”, Article VIII. Exemption for Volunteer Fire Fighters and Volunteer Ambulance Workers (§95-36, §95-38 – 38.1)

2:15 P.M. The Consideration of a Local Law to Amend Chapter 52 of the Riverhead Town Code Entitled “Building Construction”

2012 TOWN BOARD MEETINGS DATES AND TIMES

MEETING DATE	MEETING PLACE	MEETING TIME
January 4, 2012	Town Hall	2:00 p.m.
January 18, 2012	Town Hall	7:00 p.m.
February 7, 2012	Town Hall	2:00 p.m.
February 22, 2012	Town Hall	7:00 p.m.
March 6, 2012	Town Hall	2:00 p.m.
March 20, 2012	Town Hall	7:00 p.m.
April 3, 2012	Town Hall	2:00 p.m.
April 17, 2012	Town Hall	7:00 p.m.
May 1, 2012	Town Hall	2:00 p.m.
May 16, 2012	Town Hall	7:00 p.m.
June 5, 2012	Town Hall	2:00 p.m.
June 19, 2012	Town Hall	7:00 p.m.
July 3, 2012	Town Hall	2:00 p.m.
July 17, 2012	Town Hall	7:00 p.m.
August 7, 2012	Town Hall	2:00 p.m.
August 21, 2012	Town Hall	7:00 p.m.
September 5, 2012	Town Hall	2:00 p.m.
September 18, 2012	Town Hall	7:00 p.m.
October 2, 2012	Town Hall	2:00 p.m.
October 16, 2012	Town Hall	7:00 p.m.
November 7, 2012	Town Hall	2:00 p.m.
November 20, 2012	Town Hall	7:00 p.m.
December 4, 2012	Town Hall	2:00 p.m.
December 18, 2012	Town Hall	7:00 p.m.
December 31, 2012	Town Hall	2:00 p.m.

RESOLUTION LIST

For more information visit our website at riverheadli.com

FEBRUARY 7, 2012

CDA RESOLUTIONS:

CDA

- Res. #5 Authorizes the Chairman to Execute an Agreement with New York & Atlantic Railway Company to Use Railroad Track and Rail Infrastructure at EPCAL and Conduct Freight Rail Operations**

TOWN BOARD RESOLUTIONS:

- Res. #77 Amends Town Board Resolution #44-2012 Authorizes Attendance at the Government Finance Officers' Association Annual Conference**
- Res. #78 Animal Shelter Donation Fund 2012 Budget Adjustment**
- Res. #79 Calverton Park Community Development Budget Adjustment**
- Res. #80 2011 Byrne Memorial Justice Assistance Grant Budget Adoption**
- Res. #81 2012 General Town Grumman Memorial Budget Adjustment**
- Res. #82 Amend Town Board Resolution #812 2011 General Town Grumman Memorial Budget Adjustment**
- Res. #83 Highway District Budget Adjustment**
- Res. #84 2012 Installation of Waste Oil Tank at the Municipal Garage Budget Adoption**
- Res. #85 Street Lighting 2012 Budget Adjustment**
- Res. #86 Riverhead Sewer Treatment Plant Upgrade Capital Project Budget Adjustment**
- Res. #87 Authorizes Supervisor to Execute Contract with New York State Park Office of Parks, Recreation and Historic Preservation for Renovation of Nadel Drive Pocket Park**
- Res. #88 Appoints a Part Time Secretary (Karen Occhiogrosso)**
- Res. #89 Authorizes Payment of the Association of Towns' Annual Membership Dues for 2012**
- Res. #90 Authorizes Town Clerk to Publish and Post the Attached Notice to Bidders for Street Lighting and Traffic Signal Maintenance Repair Parts**

- Res. #91 Authorizes Highway Superintendent to Attend 2012 National Truck Equipment Association Work Truck Show**
- Res. #92 Ratifies the Appointment of a Temporary Animal Control Officer I to the Animal Control Division of the Riverhead Town Police Department**
- Res. #93 Sets 2012 Hourly Rate for Bingo Inspector**
- Res. #94 Declares Lead Agency, Classifies and Determines Significance of Action: Acquisition of the Riverhead National Guard Armory**
- Res. #95 Approves Site Plan of PODS of New York, LLC**
- Res. #96 Accepts Resignation of Accessory Apartment Review Board Member (Charles Funda)**
- Res. #97 Awards Bid for Specialty Items for Senior Center**
- Res. #98 Authorization to Publish Advertisement for Fertilizer & Lawn Chemicals for the Town of Riverhead**
- Res. #99 Authorization to Publish and Post Advertisement for Propane for the Town of Riverhead**
- Res. #100 Authorization to Publish Advertisement for Work Clothes for the Town of Riverhead**
- Res. #101 Appoints a Call-In Park Attendant II to the Recreation Department (Patrick O'Neill)**
- Res. #102 Appoints a Call-In Park Attendant III to the Recreation Department (Patrick O'Neill)**
- Res. #103 Authorizes Sewer District Employee to Attend Course (June 4 through June 8, 2012)**
- Res. #104 Authorizes Sewer District Employee to Attend Course (May 14 through May 25, 2012)**
- Res. #105 Authorizes Advisement to EFC RE: Grant Application**
- Res. #106 Adopts a Local Law to Amend Chapter 101 Entitled "Vehicles & Traffic" of the Riverhead Town Code (§101-3, Stop and Yield Intersections; Railroad Crossings; Parking Fields)**

- Res. #107 Amends Resolution #39 of 2012 (Authorizes Attendance at the 2012 Training School and Annual Meeting Held by the Association of Towns)**
- Res. #108 Authorizes the Retention of the Law Firm of Campolo, Middleton & McCormick, LLP**
- Res. #109 Authorizes the Execution of an Agreement with Cybertrust, Inc. (Verizon) for Managed Security Services)**
- Res. #110 Authorization to Publish Advertisement of a Request for Proposals for Automated Vehicle Location and Monitoring (AVLM) for Town of Riverhead Highway Department Fleet**
- Res. #111 Authorizes the Supervisor to Execute Memorandum of Agreement between the County of Suffolk and the Town of Riverhead for Fire, Rescue and Emergency Services**
- Res. #112 Authorizes the Supervisor to Execute Memorandum of Agreement between the County of Suffolk and the Town of Riverhead for Horton Avenue Hazard Mitigation**
- Res. #113 Authorizes the Supervisor to Execute an Agreement with William P. McCann to Provide Reconciliation & Analysis Services for the Town of Riverhead**
- Res. #114 Extends Bid Contract for Disposal of Town of Riverhead Municipal Solid Waste**
- Res. #115 Appoints the Law Firm Smith, Finkelstein, Lundberg, Isler and Yakaboski as Special Counsel in the Matter F1 Long Island v. Phil Cardinale, Barbara Blass, the Town of Riverhead, the Town Board of the Town of Riverhead, Et Al. (Federal) and Leibowitz, F1 Long Island v. Town of Riverhead, Et Al. (State) and Authorizes the Supervisor to Execute a Retainer Agreement Regarding Same**
- Res. #116 Appoints the Law Firm Smith, Finkelstein, Lundberg, Isler and Yakaboski as Special Counsel in the Matter Field Day, Et Al. v. the Town of Riverhead, Et Al, and Authorizes the Supervisor to Execute a Retainer Agreement Regarding Same**
- Res. #117 Appoints the Law Firm Smith, Finkelstein, Lundberg, Isler and Yakaboski as Special Counsel in the Matter M-GBC, LLC v. the Town Board of the Town of Riverhead, Et Al., and Authorizes the Supervisor to Execute a Retainer Agreement Regarding Same**

- Res. #118 Resolution and Consent Approving the Dedication of a Highway Known as Honey Lane (Osborne Acres)**
- Res. #119 Appoints the Law Firm Smith, Finkelstein, Lundberg, Isler and Yakoboski as Special Counsel in the Matters Riverhead Park Corp. v. Phil Cardinale, George Bartunek, Barbara Blass, Leroy Barnes, Dawn C. Thomas and the Town of Riverhead (federal case) and the Town of Riverhead v. Riverhead Park Corp. (state case) and Authorizes the Supervisor to Execute a Retainer Agreement Regarding Same**
- Res. #120 Appoints the Law Firm Smith, Finkelstein, Lundberg, Isler and Yakoboski as Special Counsel in the Matters Town of Riverhead Water District v. Pittsburgh Tank and Town and Authorizes the Supervisor to Execute a Retainer Agreement Regarding Same.**
- Res. #121 Authorizes the Release of Site Plan Security of Jenenne Lockwood (Peconic Holdings – Robert Stevenot)**
- Res. #122 Releases Certificate of Deposit of Richard Olivo in Connection with the Subdivision Entitled, “Map of Shade Tree Acres – Section 1” (One Year Maintenance Bond)**
- Res. #123 Releases Certificate of Deposit(s) of Richard Olivo in Connection with the Subdivision Entitled, “Map of Shade Tree Acres – Section 2” (One Year Maintenance Bond)**
- Res. #124 Authorization to Publish Advertisement for Snack Vendors for the Town of Riverhead**
- Res. #125 Appoints the Law Firm Smith, Finkelstein, Lundberg, Isler and Yakoboski as Special Counsel in the Matter Soundview Associates v. the Town of Riverhead Et Al. and Authorizes the Supervisor to Execute a Retainer Agreement Regarding Same**
- Res. #126 Approves Chapter 90 Application of Vail Leavitt (A Live Musical Entertainment – June 16th and 17th 2012)**
- Res. #127 Authorizes the Supervisor to Execute an Agreement with New York & Atlantic Railway Company to Use Railroad Track and Rail Infrastructure at EPCAL and Conduct Freight Rail Operations**
- Res. #128 Accepts Donation of Microfilm/Fiech Reader for Use by the Riverhead Town Clerk’s Office**
- Res. #129 Authorizes Community Development Department to Make Application to New York State Office of Parks, Recreation and Historic Preservation to Transfer Grant to Adjacent Parcels for Use by Suffolk County Historical Society**

Res. #130 Authorizes Supervisor to Execute Agreement with Riverhead Youth Sports, Inc. for Referee/Umpire Services for Town of Riverhead Police Athletic League Girls and Boys Lacrosse and Football Program for 2012 Calendar Year

Res. #131 Authorizes the Supervisor to Execute a Professional Services Agreement for Peconic Avenue – CR 63 Pedestrian Crosswalk

Res. #132 Authorizes Town Clerk to Publish and Post Public Notice to Consider Town of Riverhead Expenditure of Community Preservation Funds for the Improvement and Management of Hamlet Park (Passive Recreation) on Property Described as SCTM # 0600-17-01-5.22 Owned by EMB Enterprises, LLC.

Res. #133 Supports Joint NEA “Our Town Grant” Application by East End Arts & Suffolk County Historical Society to National Endowment for the Arts

Res. #134 Pays Bills