

Minutes of the Town of Riverhead Board meeting held by the Town Board of the Town of Riverhead at Town Hall, Howell Avenue, Riverhead, New York on Thursday, February 2, 2016 at 2:00 p.m.

PRESENT

Sean Walter	Supervisor
John Dunleavy	Councilman
James Wooten	Councilman
Jodi Giglio	Councilwoman
Timothy Hubbard	Councilman

ALSO PRESENT:

Diane Wilhelm	Town Clerk
Robert Kozakiewicz	Town Attorney

The meeting was officially opened at 2:00 p.m. by Supervisor Walter with the Pledge of Allegiance followed by an Invocation by Reverend Mary Cooper, of the House of Praise.

AWARDS /PROCLAMATIONS/COMMENDATIONS

Councilman Dunleavy presented seven year old Violet Burns with a Certificate of Appreciation from the Town Board. On Veterans Day Violet accompanied Councilman Dunleavy to the nursing home where she gave each Veteran a thank you card for having served in the Armed Forces. Councilman Dunleavy on behalf of the Town Board thanked Violet for her thoughtfulness and consideration towards the Veterans.

Supervisor Walter asked Tanya Newman to come forward and accept a Commendation from the Town Board and a one hundred dollar gift card from the Labor Management Committee. Tanya is a public safety dispatcher who helped a family through a very difficult time. The Supervisor thanked Tanya for her service to the Town and its residents.”

Supervisor Walter presented Angel to the audience. Angel is a two year old puppy who is looking to be adopted by a loving family. If you are interested in adopting Angel you can contact the Riverhead Animal Shelter.

Councilman Dunleavy made a motion which was seconded by Councilman Wooten that the Town Board Minutes of January 20, 2016 be approved. Motion carried.

REPORTS

- Tax Receiver – Total Tax Collection to Date as of January 26, 2016 - \$75,984,285.28
- Sewer District – Discharge Monitoring Report December 2015
- Town of Riverhead 2014 Audits

CORRESPONDENCE

- “Save the Main Road” – letter expressing concerns as to the proposed amendments to Chapter 108 of the Riverhead Town Code (public hearing of 01.20.16)
- Bob Johnson – letter expressing concerns regarding impassible sidewalks on Route 58 due to the recent show event
- Charles Cuddy’ Esq. – petition to extend Riverhead Water District to “Old Orchard at Baiting Hollow” subdivision
- Eric J. Russo of VanBrunt, Juzwiak & Russo, PC – letter requesting parcel of property (428 East Main Street, Riverhead) to be included in the Riverhead Public Parking Improvement District #1
- Charles Cuddy’ Esq. - two letters regarding proposed amendments to Chapter 108-119 of the Riverhead Town Code (public hearing of 01/20/16) and the impact on parcel at 450 Middle Road, Riverhead (Gendot Associates, Inc.)
- “Concerned Citizens of Jamesport” – letter expressing concerns as to the proposed amendments to Chapter 108 of the Riverhead Town Code (public hearing of 01/20/16 regarding senior living complex

COMMENTS ON RESOLUTIONS

Supervisor Walter: “We’ll take questions on the Resolutions.”

Sal Mastropaolo: “Sal Mastropaolo, Calverton, Resolution 65, Item H on page 2. Shouldn’t there be a maximum as well as a minimum on the size of the area used for the sale and marketing?”

Councilman Wooten: “Which one Sal?”

Sal Mastropaolo: “Item H. It says a minimum of thirty percent shall be used for sale and marketing of the manufactured product. I’d be worried more about the maximum that’s used.”

Supervisor Walter: “No that’s capped.”

Sal Mastropaolo: “No it’s not capped, that’s the idea. It’s not capped so in essence you could have thirty-five percent manufacturing and sixty-five percent sales.”

Supervisor Walter: “I’m going to let Annemarie answer your question.”

(Inaudible)

Annemarie Prudenti: “The maximum processing is seventy percent of total square footage and the minimum of thirty percent shall be for sale and marketing of manufactured products. So another words Sal the goal is to limit the square footage for the manufacturing the more intense use and allow a greater expansion of the sale and marketing.”

Sal Mastropaolo: “And all I’m saying is if you have somebody that comes in there and decides he’s going to manufacture on thirty-five percent of the area of, he satisfies his G and now he has sixty-five percent for sales and marketing Ok so it’s become more like a restaurant than manufacturing facility and all I’m suggesting is there should be a maximum on the sale and marketing side as well so you don’t wind up with sixty-five percent.”

Supervisor Walter: “Yeah but in the Village Center that would be allowed anyway.”

(Inaudible)

Councilwoman Giglio: “Village Center than can have a hundred percent retail.”

Sal Mastropaolo: “Ok.” Resolution 77, are there any fees associated with a Chapter 83 parade?”

Supervisor Walter: “Chief can you answer that question? Do we pay an application fee?”

Chief Hegermiller: “No.”

Supervisor Walter: “No this is for the benefit, this is not like a, this is for the benefit of the residents. There’s no vendors and sales. We close the road down just for the period of time that the parade goes by. It’s really for the residents.”

Sal Mastropaolo: “Ok, there’s no mention that why I asked the question.”

Supervisor Walter: “It’s not a Chapter 90 where there’s a lot of vendors or business on the sides of the road.”

Sal Mastropaolo: “Resolutions 78 and 79. Do you realize that both of these events are on the same weekend, ok? Is there going to be, there’s no mention of roads.”

Supervisor Walter: “We do know that. The police department is aware of that that the triathlon, I believe the triathlon is in the morning.”

Sal Mastropaolo: “They have overlapping hours.”

Supervisor Walter: “Yeah, the police department is aware of it.”

Sal Mastropaolo: “Ok. Resolution 85, it says bike-boat-bike tour and it commences and terminates at Hallockville Museum Farm ok. There’s no mention of the route ok and I’m just wondering if it’s going to be bikes continuously up and down Sound Avenue?”

Supervisor Walter: “We have the route for that. We don’t have it attached to the resolution but they sent the route.”

Someone: “They do it every year.”

Councilwoman Giglio: “Yeah but I think last year though there was a complaint that there were motorcycles instead of bikes and there were like hundreds of motorcycles.”

(Inaudible)

Councilwoman Giglio: “

Supervisor Walter: “Do we have the route for that Chief?”

Councilwoman Giglio: “It says bicycles in the Resolution so.”

Supervisor Walter: “What’s your question?”

Sal Mastropaolo: “My concern is it’s going to be up and down Sound Avenue.”

Supervisor Walter: “Chief can you come? We saw a map when they came in I’m fairly certain.”

Chief Hegermiller: “(Inaudible) I think only one of them goes on Sound Avenue.”

Supervisor Walter: “I seem to recall there were alternate sides. Remember, I’m thinking of a different one?”

Chief Hegermiller: “No, this is the first time for this thing. This is Suffolk Bike Riders.”

Supervisor Walter: “So you’re familiar with the route? The police department’s familiar with the route.”

Chief Hegermiller: “The (inaudible) Association, they helped us out in the past with Family Bike Day so they’re very (inaudible).”

Supervisor Walter: “So, the Chief has the route.”

Chief Hegermiller: “I don’t have the route with me. There are different length rides.”

(Inaudible)

Supervisor Walter: “Well, we’ll table it until we get the route.”

Sal Mastropaolo: “(Inaudible) on Sound Avenue.”

Supervisor Walter: “We will table it until we get the route and attach it to the resolution. Alright, anyone else wish to be heard on resolutions? Not seeing anybody let’s take up the resolutions.”

Councilman Dunleavy: “I just want to make a motion that we close the Town Board meeting and open the Community Development meeting, so moved.”

Councilman Wooten: “I will second.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Dunleavy, yes; Walter, yes. And the Community Development meeting is now opened.”

**Town Board Meeting is Closed
Town Board Meeting is Reopened**

RESOLUTIONS

Resolution #63

Councilwoman Giglio: “Authorizes the Supervisor to Adopt the 2015 Suffolk County Multi-Jurisdictional Debris Management Plan Prepared in Conjunction with FY2013 UASI Grant and Approved by FEMA on December 14, 2015, so moved.”

Council Hubbard: “Seconded.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution adopted.”

Resolution #64

Councilman Hubbard: “Ratifies the Appointment of a Homemaker to the Seniors Program (Katrina Hintze), so moved.”

Councilman Dunleavy: “And seconded.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution adopted.”

Resolution #65

Councilman Dunleavy: “Adopts a Local Law Amending Chapter 108 Entitled, Zoning” of the Riverhead Town Code (Village Center (VC) Zoning Use District), so moved.”

Councilman Wooten: "Second."

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

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

Resolution #66

Councilman Wooten: "Authorization to Publish Advertisement for Paint for the Town of Riverhead, so moved."

Councilwoman Giglio: "Seconded."

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

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

Resolution #67

Councilwoman Giglio: "Authorization to Publish Advertisement for Propane Fuel Tank Replacement and Maintenance for the Town of Riverhead, so moved."

Councilman Hubbard: "Seconded."

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

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

Resolution #68

Councilman Hubbard: "Ratifies the Appointment of a Recreation Aide to the Recreation Department (Angelina Graziano), so moved."

Councilwoman Giglio: "And seconded."

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

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

Resolution #69

Councilman Dunleavy: “Ratifies the Appointment of a Recreation Aide to the Recreation Department, (Kristina Dunns), so moved.”

Council Wooten: “Second.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution adopted.”

Resolution #70

Councilman Wooten: “Authorizes Renewal of License Agreement, (ASCAP), so moved.”

Councilwoman Giglio: “Seconded.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes, Giglio, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution adopted.”

Resolution #71

Councilwoman Giglio: “Extends Professional Services Agreement with Vehicle Tracking Solutions for Automated Vehicle Location and Monitoring for Town of Riverhead Highway Department, so moved.”

Council Hubbard: “Seconded.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution adopted.”

Supervisor Walter: “Hold on a second. Do we have to rebid this because we only did a six month extension for this vehicle traffic?”

Annemarie Prudenti: “We will have to rebid it.”

Councilman Hubbard: “One year.”

Annemarie Hubbard: “Yeah, they have one year. Under the terms of the contract I checked they have one year. This is the final year.”

Supervisor Walter: “Ok so they have. Joe, we have to rebid that this year.”

Resolution #72

Councilman Hubbard: “Authorizes the Supervisor to Execute an Agreement with the Riverhead Fire District Regarding Unleaded Fuel Services, so moved.”

Councilman Dunleavy: “And seconded.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution adopted.”

Resolution #73

Councilman Dunleavy: “Authorizes the Supervisor to Execute a Municipal Cooperation Agreement between the Town of Riverhead and the Riverhead Fire District for Sand and Salt Services, so moved.”

Councilman Wooten: “Seconded.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution adopted.”

Resolution #74

Councilman Wooten: “Adopts a Local Law to Amend Chapter 101 Entitled “Vehicles & Traffic” of the Riverhead Town Code (101-10. Parking Prohibited – Howell Avenue), so moved.”

Councilwoman Giglio: “Seconded”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution adopted.”

Supervisor Walter: “Geo, when it warms up actually maybe it’ll stay warm, is it possible to get you guys to paint the curb white in front of Town Hall because we just removed the No Parking in front of Town Hall so the Justice Court people have some place to park. Is that something you guys can do? It’s painted yellow now. Ok.”

Resolution #75

Councilwoman Giglio: “Authorization to Convey Member Dues in the Amount of \$6,000.00 (Six Thousand Dollars) for Calendar Year 2016 Regarding the Town of Riverhead’s Continued Participation in an Intermunicipal Agreement with Neighboring Municipalities Known as the Peconic Estuary Protection Committee, so moved.”

Councilman Hubbard: “Seconded.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution adopted.”

Resolution #76

Councilman Hubbard: “Amends Resolution #38 of 2016 (Authorizes Attendance at the 2016 Training School and Annual Meeting Held by the Association of Towns, so moved.”

Councilman Dunleavy: “And seconded.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Dunleavy yes; Walter, yes. Resolution adopted.”

Resolution #77

Councilman Dunleavy: “Approves the Chapter 83 Parade and Assembly Application Permit of East End Emerald Society (“St. Patrick’s Day Parade” – March 19, 2016, so moved.”

Council Wooten: “Seconded.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution adopted.”

Resolution #78

Councilman Wooten: “Approves the Chapter 90 Application of Event Power (“Riverhead Rocks Triathlon” August 13 & 14, 2016), so moved.”

Councilwoman Giglio: “Seconded.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution adopted.”

Resolution #79

Councilwoman Giglio: “Classifies the Chapter 90 Application of Nile Rodgers Productions, Inc. as a Type I Action and Refers the Application to Involved Agencies (“The Freak Out!” Music, Art & Wine Festival – August 12th, 13 & 14, 2016, so moved.”

Councilman Dunleavy: “And seconded.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution adopted.”

Resolution #80

Councilman Hubbard: “Offers Support to New York State Legislature to Amend Chapter 399 of the Laws of 2008 in Relation to Giving the Town Board the Discretion to Set Speed Limits on all Local Roads Within the Town’s Jurisdiction (Senate Bill #S.4485/Assembly Bill #A.6353), so moved.”

Councilman Dunleavy: “And seconded.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution adopted.”

Resolution #81

Councilman Hubbard: “Resolution Supporting the Suffolk County Landbank Corporation’s Application for 2015 New York Main Street Downtown Stabilization Program Funds, so moved.”

Councilman Dunleavy: “And seconded.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution adopted.”

Resolution #82

Councilman Wooten: “Authorizes the Release of Performance Security of Old Vine Golf A/K/A Reeves’s Golf, LLC, so moved.”

Councilwoman Giglio: “Seconded.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio.”

Councilwoman Giglio: “This is not the subdivision so this is just the golf course portion of it, yes.”

Vote Continued: “Wooten, yes; Dunleavy, yes; Walter, yes. Resolution adopted.”

Resolution #83

Councilman Dunleavy: “Appoints Richard A. Ehlers, Esq., as Counsel to the Planning Board of the Town of Riverhead, so moved.”

Councilman Wooten: “Second.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes, Giglio, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution adopted.”

Resolution #84

Councilman Hubbard: “Authorizes the Supervisor to Issue a Letter to the Suffolk County Department of Health Services Allowing the Use of Pine Barrens Credits Originated from Property Located in Riverhead (Farmingville Associates), so moved.”

Councilman Dunleavy: “And seconded.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution adopted.”

Resolution #85

Councilman Dunleavy: “I move we table this Resolution 85, so moved.”

Council Wooten: “Seconded to the table.”

Supervisor Walter: “Moved and seconded as to table.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution 85 is tabled.”

Resolution #86

Councilwoman Giglio: “Riverhead Highway District Equipment Budget Adjustment, so moved.”

Councilman Hubbard: “Seconded.”

Supervisor Walter: “Geo I did go out and look at your, not on purpose, it’s just sitting in the yard. How old is that roll-off; that things ancient.”

George Woodson: “I believe it’s an eighty-eight.”

Supervisor Walter: “I was going to say it had to be a late eighties roll-off so what year is the new one?”

George Woodson: “2007.”

Supervisor Walter: “Keep the old one if it keeps running. That thing was pretty sorry looking.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution adopted.”

Resolution #87

Council Wooten: “Authorizes Purchase of Used Roll-Off Truck for Use by the Town Highway Department, so moved.”

Councilwoman Giglio: “Seconded.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Dunleavy, yes; Wooten, yes; Walter, yes but do we have to bid on this thing?”

Annemarie Prudenti: “Yeah I added language subject to compliance to the Town’s procurement policy applicable for business (inaudible) in the *now therefore*.”

Supervisor Walter: “Ok, good, thank you.”

Diane Wilhelm: “Resolution adopted.”

Resolution #88

Councilwoman Giglio: “Authorizes Riverhead Agricultural Advisory Sub-Committee, so moved.”

Councilman Hubbard: “Seconded.”

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution adopted.”

Resolution #89

Councilman Dunleavy: “I make a motion we move one off the floor, Resolution 89 Authorizes Attendance at the Government Finance Officers’ Association Annual Conference, so moved.”

Councilman Wooten: “I’ll second.”

Supervisor Walter: “Moved and seconded as to taking it off the floor”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution 89 is taken off the floor.”

Councilman Dunleavy: “Authorizes Attendance at the Government Finance Officers’ Association Annual Conference, so moved.”

Councilman Wooten: “I’ll second

Supervisor Walter: “Moved and seconded. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution 89 is adopted.”

GENERAL COMMENTS

Supervisor Walter: “Alright, so we open the floor to anybody who wants to have a conversation with the Town Board about any issues before it or anything you want to bring before it. We ask you to limit your time to five minutes.”

Laura Jens Smith from Laurel came forward to speak about the Master Plan which she discussed several weeks ago. She reminded the Supervisor that he had said a rural corridor study was to be done.

Supervisor Walter informed Ms. Smith that the Civic Association rejected the idea of doing a corridor study. Ms. Smith said the Association neither rejected nor approved the idea as there hadn't been on vote on the matter. She continued by asking what the objective and purpose would be in having a study done and if it were to be done with the limited resources the Town has what would the cost of such a study be?

The Supervisor said he believes it's time to have the corridor studies done now instead of updating the entire Master Plan all at once. He continued by saying they would hire a consulting firm who would then do focus groups, meetings with property owners, business owners, focus groups with the Civic Association, the residents, with Town Boards that are open and discuss what should and shouldn't be seen there. Then from all the information gathered the consulting firm will put together a zoning code that matches as closely as possible a wish list of all the different interested parties.

Laura said the corridor study tends to be a traffic study. Councilman Hubbard said that is just a small part of the study. He continued by saying some people are for the study, others are against the study. He also said he is not totally familiar with the propositions and he will be talking to people and educating himself on the corridor study and the studies on the two properties in question before he makes a decision.

Laura also questioned municipal garage audit that was discussed at the recent work session. The audit found that the Supervisor was giving out his computer password to make unauthorized purchases, the use of his town tax exempt status to make personal purchases, unaccountability on his access to fuel pumps and also the length of repairs. She wants to know what action the Board will be taking on these findings and how they will be communicated to the public.

Supervisor Walter said the audit on the municipal garage was done at his request. He continued by saying that when the person who was in charge of the town garage left he requested that an audit be done. He said all the problems will be fixed; most have already been fixed and he will most likely have a Supervisor oversee the department.

Phil Barbato came forward to speak about the corridor study also. He said his organization is one of the organizations that signed the letter that was sent to the Town Board. He said the organization is not sure if they are in favor of the corridor study but he feels both projects, Jamesport Plaza and the Old Village of Jamesport will be completed but they both should be aware of the impact they will have.

Supervisor Walter said the Master Plan needs to be updated systematically. Since Wading River was done a few years ago, Aquebogue and Jamesport should be done next year. Right now EPCAL is being done.

Mr. Barbato wanted to know what problem was being addressed by doing a study of 105 to Southold. Supervisor Walter responded by asking Mr. Barbato if he thought the Master Plan should be updated. Mr. Barbato responded by saying he did not think the Master Plan should be updated but said he thought the Zoning Board and the Planning Board should be directed to start following the Master Plan which they ignore. He also said the Town Board also ignored the Master Plan when they approved the special permit on the Village of Jamesport several years ago.

Supervisor Walter said everything Mr. Barbato is complaining about the Board would be trying to solve.

Supervisor Walter: “Does anybody else wish to be heard tonight?”

Councilman Dunleavy: “I make a motion that we close the Town Board meeting, so moved.”

Supervisor Walter: “And seconded, all in favor aye, opposite, abstentions. Town Board meeting is closed. George you’re official done.”

Meeting Adjourned at 3:10 p.m.