

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 Tuesday, June 17, 2014 at 7:00 p.m.

PRESENT:

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

ALSO PRESENT:

Diane Wilhelm	Town Clerk
Robert Kozakiewicz	Town Attorney

The meeting was officially opened at 7:00 p.m. by Supervisor Walter with the Pledge of Allegiance followed by an Invocation by Rabbi Bill Siemers from Temple Israel, Riverhead.

AWARDS

Councilwoman Giglio spoke about the bicycle contest that was sponsored for grades five through nine. Each student wrote an essay about health safety, why they wanted a bike and the importance of health. Five bikes and helmets were awarded to the five winners; William Burkowsky, Andrew Horton, Alyssa Moore, Marion Carini, and Angela Llamas. Three of the five winners, William, Andrew and Alyssa were present and each read their winning essay.

Councilman Dunleavy made a motion, which was seconded by Councilman Gabrielsen to approve the minutes of the June 4, 2014 Town Board Meeting. Motion carried, minutes were accepted.

CORRESPONDENCE

- Petition from “Neighbors of the Beagle Club Property” voicing opposition to the lease of the former “Beagle Club” property to the organization known as ABATE of Long Island
- Connie and Rex Farr – letter of support for the North Fork Animal Welfare League to move the animal shelter

Conservation Advisory Council CORRESPONDENCE

- CAC Res. #2014-19 – Eugene Cook SCTM #066-113-3-20
- CAC Res. #2014 -10 – Peconic River Sportsman Club SCTM #0600-142-2-1.1

REPORTS

- Tax Receiver Total Tax Collection to date as of June 5, 2014 - \$126,521,172.49
- Tax Receiver Total Tax Collection to date as of June 11, 2014 - \$136,353,419.96
- Tax Receiver Utility Collection Report June 2014 \$188,772.33
- Town Clerk Monthly Report June 2014 - \$12,174.54
- Police Department Monthly Report May 2014
- Sewer District Discharge Monitoring Report May 2014

APPLICATIONS

FIREWORKS PERMITS

- Riverhead BID on July 4, 2014 at Grangebel Park
- Riverhead Raceway on July 5, 2014
- Riverhead Raceway on August 23, 2014

SPECIAL EVENTS CHAPTER 90

- East End Arts August 8, 2014 “Jumpstart”
- Apple Honda August 5 – September 2, 2014 – Used Car Tent Sale, August 21-24
- PC Richard & Son July 29 – August 12, 2014 – Tent Sale

PARADE/ASSEMBLY PERMIT

- Riverhead Townscape Frida Night Concert Series at Grangebel Park from July 11 – August 22, 2014

COMMITTEE REPORTS

Councilman Gabrielsen reminded everyone to finish their cardboard boat as the race is Sunday June 29th.

Councilwoman Giglio introduced several Boy Scouts from Pack 242. Connor, one of the scouts came forward to speak about his current merit badge which was the Citizenship and Community Merit Badge. Supervisor Walter thanked them for coming and hoped they would “enjoy the show”.

Councilman Dunleavy spoke on the ABATE Club’s lease with Suffolk County for the Beagle Club property.

PUBLIC HEARINGS

Supervisor Walter: “We have three public hearings, 7:05 p.m. having arrived, it’s now 7:16 and I open the public hearing for the Consideration of a Special Use permit of the Chernoff Realty Medical Building to Construct a Two Story Medical Office Building at Main Road, Aquebogue, SCTM #0600-85-3-8 & 12.7. Mr. Cuddy are you here for the applicant?”

Charles Cuddy: “Yes I am; Charles Cuddy for the applicant.”

Supervisor Walter: “Would you like to present this application?”

Charles Cuddy: “These are two orthopedic surgeons who in August 2011 received your approval for this site and we’re again asking for that approval which expired and one of the reasons it expired was because they had a twelve thousand square foot building they now have an eight thousand square foot building. They didn’t want to build a large one. For those who don’t know, this site is right next to the veterinary site in Aquebogue. It’s right across from the Union Square offices. It’s right on the edge of where the witch’s hat is being renovated right now. This is a two acre site; they’re going to put, as I say, they’re going to put a building on it that’s eight thousand square feet and has two stories and it has an unfinished basement.

They are two orthopedic brothers who want to come here and open an office to do not only orthopedic surgery but some rehabilitation also.

Supervisor Walter: “What hospital are they affiliated with.”

Charles Cuddy: “I believe it was St. Charles. I’m sure the hospital out here would like to have them affiliated, no question.

We had Zoning Board approval, we needed Zoning Board approval because we had an (inaudible) ratio which was excessive but we reduced that now to ten point two five which is just a bit over. We originally had approval for thirteen point seven. We also don’t need any lack coverage variances at this point, our lack coverage is smaller. We have an impervious surface variance which will last up till next April.

I think this site is appropriate for the use because it’s in an area where there are other businesses. It certainly is a site appropriate for the use. It’s going to be well landscaped both front and side with a fifty foot buffer at the south end. It has adequate accesses and sufficient parking. It has more parking than needed and particularly handicap parking. One of the reasons for the impervious surface is, by the way, because it’s an orthopedic site and you can’t walk on stones so we have to put asphalt. I think all in all with this landscaping and smaller building it’s appropriate and I ask this Board.”

Supervisor Walter: “Would you like us to incorporate the minutes from the last record?”

Charles Cuddy: “As a last item I was going to ask you to incorporate the entire record back form 2011 into this record.”

Supervisor Walter: “We will.”

Robert Kozakiewicz: “Also when the meeting started I want to make note of the fact that the affidavit mailing and the affidavit posting was handed up by Mr. Cuddy prior to the meeting being called to order and I want it to be part of the record.”

Supervisor Walter: “Does anybody else wish to be heard on this application? Yes, can you come up here Miss; if you could state your name and hamlet for the record.”

Sheila Muller: “Good evening I’m Sheila Muller and I’m on Shadetree Lane in Aquebogue. I’m next door to Dr. Brocks office, the ENT. There’s an awful lot of traffic on Main Road.”

Robert Kozakiewicz: “I just have to stop you for one moment for reasons I’m not one hundred percent sure, our hearings for a special permit requires that I swear you in so if you will raise your right hand please. Do you swear the testimony you’re about to give will be the truth, the whole truth and nothing but the truth so help you God?”

Sheila Muller: “I do. In any case I just want to say that parking situation on Shadetree and getting out onto the Main Road is this going to interfere with that? It’s bad as it is now and I have pictures where they double park now, not on Main Road but on Shadetree and it’s one lane in each direction but when they park on either side you have to go into the opposite lane and if there’s a car coming in it’s a very dangerous situation and when you are going out onto the Main Road if there’s going to be a traffic situation coming out of this new office building that is going to be built I think it’s going to be a dangerous situation and you might want to look into the traffic situation there.”

Supervisor Walter: “We can have Mr. Cuddy address the issue of the parking. In the code I believe, requires them to have adequate parking. The traffic on Main Road, Route 25 requires a DOT permit. Maybe you could address whether you have the DOT permit, New York state DOT permit. Is that it Miss?”

Sheila Muller: “Yes.”

Supervisor Walter: “Ok, we’ll have him address those. Does anybody else wish to be heard on this matter? Ok, Mr. Cuddy.”

Charles Cuddy: “This applicant will have seventy-eight parking spaces and the access point is very close to the veterinary site. Another words it’s as far away from Shadetree Lane as we can get it. So I think there will be adequate parking. I don’t know right now if we have a current DOT permit, we’re getting it, we had one before.”

Supervisor Walter: “Ok.”

Councilwoman Giglio: “So there’s only one curb cut for the site and that’s on Main Road, not on Shadetree?”

Charles Cuddy: “That’s right, there’s only one access point.”

Supervisor Walter: “Ok, thank you. Does anybody else wish to speak? Alright, not seeing anybody I’ll close the public comment portion and leave it open for written comment until June 27th, in the Town Clerk’s office at 4:30. Thank you very much.”

Public Hearing Closed at 7:23 p.m.

Left Open for Written Comment until June 27, 2014 at 4:30 p.m.

Supervisor Walter: “The second public hearing was scheduled for 7:20 p.m. It is now 7:23 p.m. I open up the public hearing for the Consideration of a Proposed Local Law to Amend Chapter 108 of the Riverhead Town Code, Entitled “Zoning” 108-3 Definitions. Greenhouse, Commercial, Private, Temporary. Bob, do you want?”

Robert Kozakiewicz: “Yeah, this is just some cleanup work that needed to be done to follow up on some legislation that was done back, I think, in 2005, 2006.

At the time the Town adopted new definitions for Greenhouse whether it be temporary, private or commercial and the hearings should have eliminated the three definitions that are proposed for deletion now. So there’s still going to be definitions in the code for Greenhouse remaining after this code change is adopted if it is adopted. So it’s really just cleanup that occurred as a result of an error in the way the law, the local law was sent to the Secretary of State and to our Code printing company.

If you look at our current chapter, chapter 108-3, you’ll see both definitions of Greenhouses; which should have been eliminated and what was incorporated as a result of those prior hearings. So this is just to eliminate the duplication and confusion, that’s all.”

Supervisor Walter: “Ok, does anybody wish to be heard on this matter? Not seeing anybody what we will do is close the public comment portion and leave it open for written comment until June 27th at the Riverhead Town Clerk’s office, Diane Wilhelm.”

**Public Hearing Closed at 7:25 p.m.
Left Open for Written Comment until June 27, 2014 at 4:30 p.m.**

Supervisor Walter: “The third public hearing is scheduled for 7:25 p.m. and it is now 7:25. I will open this public hearing for the Consideration of a Proposed Local Law to Amend Chapter 108 of the Riverhead Town Code, Entitled “Zoning” 108-3 Definitions Restaurant- Drive In, Curb Services 108-266 Uses, Business Center (BC) Zoning Use District. This came out of code revision I guess?”

Robert Kozakiewicz: “It did. Well we.” (Inaudible)

Jefferson Murphree: “Good evening; Jefferson Murphree, Building and Planning Administrator. This did come through code revision. Part of it had to do with a lot of these applications that you see along 58 for the fast food restaurants they have drive-thru facilities and they were getting variances from the Zoning Board. McDonald’s has one, Taco Bell has one, Wendy has one, Burger King has one so rather than sending everybody to the Zoning Board we’re just making them permitted uses, accessory uses in the zoning districts so it’s just really a clean-up of the code. The second (inaudible) do with any definition and for drive-in restaurants. We have some facilities that would like that their company business plan so to speak it’s not just a drive thru; you drive in, they come out in roller blades, they take your order, they bring your food

to you. That would be allowed as an accessory use in the business center zone only when it's not adjacent to residential zone or residential use."

Supervisor Walter: "Ok, does anybody else wish to be heard on this matter? Not seeing anybody I'll close the public comment portion and leave it open for public comment until June 27th at 4:30 in the Riverhead Town Clerk's office."

**Public Hearing Closed at 7:27 p.m.
Left Open for Written Comment Until June 27, 2014 at 4:30 p.m.**

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COMMENTS ON RESOLUTIONS

Supervisor Walter: "So we're going to go to our Town Board Resolutions. Before we open it to vote on Resolutions does anybody wish to be heard on any specific resolutions? Sal, how did we do?"

Sal Mastropaolo: "Not too bad, Sal Mastropaolo, Calverton; Resolution 432. I just have a couple of questions. First question, how old is his present vehicle?"

Supervisor Walter: "It's a 2009 with ninety three thousand miles."

Sal Mastropaolo: "How often do we allow him to replace his vehicle?"

Supervisor Walter: "We've set a policy through my office for the Town a hundred-fifty thousand miles."

Sal Mastropaolo: "So we've still got."

Supervisor Walter: "The current car I drive has a hundred thirty-four thousand miles and change."

Sal Mastropaolo: "Resolution 450. For the last bullet on the *now therefore be it resolved* unsafe conditions lightening not lighting. 450 the last bullet on the *now therefore be it resolved*. The same for 456."

Supervisor Walter: "That would be spell check I guess."

Sal Mastropaolo: "Yeah, well spell check doesn't always work. Resolution 471. I take it you're going to withdraw resolution 455."

Supervisor Walter: "Which resolution are you on?"

Sal Mastropaolo: "455 and 471 are dups except that the price per gallon changed so I'm assuming you're going to withdraw 455."

Councilman Wooten: “What was the other one?”

Sal Mastropaolo: “455 and 471 are the exact same resolutions except for the price change.”

Councilman Gabrielsen: “It’s different fuel.”

Sal Mastropaolo: “Oh, ok, sorry about that.”

Supervisor Walter: “Does anybody else wish to be heard on resolutions; if not let’s get started Diane?”

RESOLUTIONS

Resolution #429

Councilman Dunleavy: “Riverhead Highway District 2013 Capital Projects Closure, so moved.”

Councilman Wooten: “Seconded.”

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

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

Resolution #430

Councilman Wooten: “Amend Resolution #356 2014 Chips Road Resurfacing Improvement Project Budget Adoption, so moved.”

Councilman Gabrielsen: “And seconded.”

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

The Vote: “Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, no. Resolution adopted.”

Resolution #431

Councilman Gabrielsen: “2013 Capital Projects Closure, so moved.”

Councilwoman Giglio: “Seconded.”

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

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

Resolution #432

Councilwoman Giglio: “Authorizes Purchase of 2015 Chevrolet Tahoe Model LS Base for Use by the Town Highway Department, so moved.”

Councilman Dunleavy: “And seconded.”

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

The Vote: “Giglio.”

Councilwoman Giglio: “The highway Superintendent has said that he needs this vehicle in order to do his job. I don’t micro manage him, he’s an elected official and if he says he needs it to do his job I have a lot of trust in him and the taxpayers voted him into office and if you want to vote against him for buying this vehicle you have a chance in the next election but this is what he says he needs to do his job and I’ll support him one hundred percent, yes.”

Vote Continued: “Gabrielsen.”

Councilman Gabrielsen: “I typically would support a Chevrolet, I like Chevrolets but I think in this case we got the Ford which is going to save the Town approximately eight thousand dollars?”

Supervisor Walter: “Nine thousand dollars.”

Councilman Gabrielsen: “Nine thousand dollars but there’s another thing I think we’re forgetting here. I know a year or two ago some of the Board members are saying *let’s go green, better energy efficiency on a vehicle*. This Ford will save us quite a bit just in the amount of gas it uses and over the lifetime it could add five thousand dollars so I think we would be going a little more green by going with the Ford and I guess in this case I’m going to get fiscal cheapskate by voting no.”

Vote Continued: “Wooten.”

Councilman Wooten: “(inaudible) on the highway it’s actually (inaudible) His truck is going to go down to the deputy. The deputy’s truck is going into use. It’s going to be outfitted with a plow so (inaudible) and seven thousand. I vote yes.”

Vote Continued: “Dunleavy.”

Councilman Dunleavy: “Our Highway Superintendent has saved this town over four million dollars on the purchase and the freebees he’s gotten from the state, from New York state and the federal government. If he’s saving over four million dollars for our taxpayers, I’m not

going to argue over seven or eight or nine thousand dollars when he's passing his vehicle down to his deputy and his deputy's vehicle is still being used for the snow in the winter time when we need more plows on the road so I'm voting yes."

Vote Continued: "Walter."

Supervisor Walter: "There's a very simple equation. You can either be fiscally responsible or you're not and that means through everything that you do. This current highway superintendent does a fantastic job I will not argue that point, that is not the point here. The point is that he drives a Chevy Trailblazer which is the exact equivalent to a Ford Explorer. A Ford Explorer is under twenty-seven thousand dollars; a Chevy Tahoe is about thirty-seven thousand dollars; it's a nine thousand dollar savings. There's nobody on the face of the earth who's ever going to convince anybody that a Chevy Tahoe gets better gas mileage than the Ford Explorer so he's using the equivalent vehicle now. He didn't give one reason as to why he needs a bigger vehicle so you're either going to be fiscally conservative through every vote that you take remembering it is not his budget, it is the taxpayer's money and for that reason while he may have saved four million dollars, which I'm not sure he did or he didn't but he could have saved four million dollars, for million nine thousand dollars should we not vote for this. Doesn't matter how I vote at this point but I do vote no." Resolution adopted."

Resolution #433

Councilman Dunleavy: "Authorizes the Supervisor to Adopt the 2014 Suffolk County Multijurisdictional Hazard Mitigation Plan, so moved."

Councilman Wooten: "Seconded."

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

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

Resolution #434

Councilman Wooten: "Reappoints a Call-In Detention Attendant (Deborah Taylor), 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. Resolution adopted."

Resolution #435

Councilman Gabrielsen: “Authorizes the Release of Site Plan Security of Bank of Smithtown A/K/A People’s United Bank, so moved.”

Councilwoman Giglio: “Seconded.”

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

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

Resolution #436

Councilwoman Giglio: “Appoints a Seasonal Lifeguard to the Recreation Department (Colin McCoy), 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 #437

Councilman Dunleavy: “Ratifies the Appointment of a Call-In Park Attendant to the Recreation Department (Michael Conroy), so moved.”

Councilman Wooten: “Seconded.”

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

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

Resolution #438

Councilman Wooten: “Ratifies the Appointment of a Call-In Park Attendant to the Recreation Department (Quinn Lewis), 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. Resolution adopted.”

Resolution #439

Councilman Gabrielsen: “Ratifies the Appointment of a Seasonal Recreation Aide to the Recreation Department (Darius Morgan), so moved.”

Councilwoman Giglio: “Seconded”

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

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

Resolutions #439, 440, 441, 442, 443, 444, 445, 446

Supervisor Walter: “Hold on one second please. We’ve got so many of these. We’ve got 439, through 446. If there’s no objection why don’t we move 439 through 446. Is there any objection at all? No objection? Can I get a motion to move 439 through 446?”

Councilman Gabrielsen: “I make a motion that we move 439 through 446,”

Councilwoman Giglio: “I second.”

Supervisor Walter: “Moved and seconded to move all the resolutions 439 through 446.”

The Vote: “Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolutions 439 through 446 are adopted.”

Resolution #447

Councilman Gabrielsen: “Awards Bid – Hauling and Disposal of Dry Cake Sludge and Grit and Screen Waste, Riverhead Sewer 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. Resolution adopted.”

Resolution #448

Councilwoman Giglio: “Awards Bid – Removal and Disposal of Liquid Sludge – Riverhead Sewer District, 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 #449

Councilman Dunleavy: “Approves the Chapter 90 Application of Apple Honda (August 5, 2014 through September 2, 2014) so moved.”

Councilman Wooten: “Seconded.”

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

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

Resolution #450

Councilman Wooten: “Approves the Application for Fireworks Permit of Riverhead Business Improvement District Management Association July 4, 2014, so moved.”

Councilman Gabrielsen: “And seconded.”

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

The Vote: “Giglio, as amended yes; Gabrielsen, yes; Wooten, yes; Dunleavy.”

Councilman Dunleavy: “Yes, and it’s a great show so everyone should come down to Main Street on July 4th at nine o’clock and see the fireworks display. I vote yes.”

Vote Continued: “Walter, yes. Resolution adopted.”

Resolution #451

Councilman Gabrielsen: “Resolution Designating North Fork Animal welfare league as a Qualified and Eligible Sponsor for Development and Construction of a Dog Kennel with Offices Related to the Care and Welfare of Animals on a Site Adjacent to the Henry Pfeifer Community Center, so moved.”

Councilwoman Giglio: “And seconded.”

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

The Vote: “Giglio.”

Councilwoman Giglio: “Well I said it at the hearing and I’ll say it again now that there’s no doubt in my mind that the North Fork Animal Welfare League is capable of taking care of the Town’s animals. I voted no for the lease agreement for them to go to the Henry Pfeifer Center because I don’t think that that’s the proper place for them to go but there’s no doubt in my mind that they are qualified and eligible to take care of our animals so I’ll vote yes.”

Vote Continued: “Gabrielsen.”

Councilman Gabrielsen: “I just feel, I agree. They do a good job and they’re qualified and eligible but I think the site is not the right site. I think it’s a hostile environment there and I think the town could be giving away a million dollar asset we have at that spot. I think we should relocate, look at other areas so I vote no.”

Vote Continued: “Wooten.”

Councilman Wooten: “Well I don’t find it hostile at all inaudible) and if you really want to be ultra-conservative we’re doing this for zero dollars to the tax payers so I vote yes.”

Vote Continued: “Dunleavy.”

Councilman Dunleavy: “I agree with Councilman Wooten. This is a no cost to the Town of Riverhead to move our animal shelter plus we have our own animal shelter which we could sell and recoup some money from that area so I vote yes.”

Vote Continued: “Walter, absolutely yes. Resolution adopted.”

Supervisor Walter: “Congratulations to Jim. You have done something that no Councilman, a woman or man, has been able to do for the past twenty years. A round of applause for Councilman Jim Wooten.”

Resolution 452

Councilwoman Giglio: “Authorizes the Supervisor to Execute a Professional Services Agreement with Bowne Management Systems Inc., so moved.”

Councilman Dunleavy: “And seconded.”

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

The Vote: “Giglio.”

Councilwoman Giglio: “This is money that was budgeted, thirty-one thousand two hundred and ninety-six dollars and the Board adopted a resolution to spend this money on another venue which was Computer Software so be fiscally conservative and responsible to not over extend our budget I will vote no.”

Vote Continued: “Gabrielsen, yes; Wooten.”

Supervisor Walter: “This was what was budgeted.”

Councilman Wooten: “I’m going to vote yes, (inaudible).”

Vote Continued: “Dunleavy, yes; Walter, no. Resolution adopted.”

Resolution #453

Councilman Dunleavy: “Approves the Application for Fireworks Permit of Jamesport Fire Department, July 12, 2014, 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. Resolution adopted.”

Resolution #454

Councilman Wooten: “Respectfully Requests to the County of Suffolk’s Approval of a Lease or License Agreement between the Suffolk County Department of Park, Recreation and Conservation and Long Island ABATE, Inc. for the Use of the Former Long Island Beagle Club Property Located at 1198 Edwards Avenue, Calverton, New York, so moved.”

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

Resolution #455

Councilman Gabrielsen: “Awards Bid for Heating Fuel, so moved.”

Councilwoman Giglio: “Seconded.”

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

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

Councilman Dunleavy: “Excuse me, can we go back to Resolution 455. Is that nine dollars and twenty-five cents per gallon? It’s written wrong.”

Supervisor Walter: “Can we recall Resolution 455 so we can amend it. Recall 455 for the purpose of amending it. Recall that John.”

Councilman Dunleavy: “I’m going to recall Awards Bid for Heating Fuel, 455 for heating fuel.”

Councilman Wooten: “I’ll second.”

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

Diane Wilhelm: “How should it read?”

Supervisor Walter: “It should read .0925.”

The Vote: “Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes as amended; Walter, yes as amended. Resolution readopted.”

Resolution #456

Councilman Dunleavy “Approves Application for Fireworks Permit of Riverhead Raceway, July 5, 2014 as amended, so moved.”

Councilman Wooten: “I’ll second.”

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

The Vote: “Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy.”

Councilman Dunleavy: “58 is getting so congested that I don’t know that fireworks could be a safe place to light them off so I’m voting no.”

Vote Continued: “Walter, yes. Resolution is adopted.”

Resolution 457

Councilman Dunleavy: “Accepts the Retirement of a Custodial Worker I, so moved.”

Councilman Gabrielsen: “I’ll second.”

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

The Vote: “Giglio, yes; Gabrielsen, yes; Wooten.”

Councilman Wooten: “Yes, I’d like to thank Ricky Muller too for his many years of service. I vote yes.”

Vote Continued: “Dunleavy.”

Councilman Dunleavy: “Again I have to thank Ricky Mueller. He’s a good worker, a great guy and we’re sorely going to miss him. I have to vote yes.”

Vote Continued: “Walter.”

Supervisor Walter: “Ricky’s a great guy. It was a pleasure working with him when I was in the Town Attorney’s office. He was one of our ACO’s so I wish him much luck. I vote yes.”

Diane Wilhelm: “Resolution adopted.”

Resolution #458

Councilman Wooten: “Approves Chapter 90 Application of Railroad Museum of Long Island (Riverhead Railroad Festival 2014, August 23 and 24, 2014) so moved.”

Councilman Gabrielsen: “And seconded.”

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

The Vote: “Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy.”

Councilman Dunleavy: “Great day for the adults and children. They have a miniature train that runs around and they give rides to the kids so if anybody’s available that day please come out two days and see it. I vote yes.”

Vote Continued: “Walter, yes. Resolution adopted.”

Resolution #459

Councilman Gabrielsen: “Authorization to Publish Advertisement for Snack Vendors for the Town of Riverhead, so moved.”

Councilwoman Giglio: “Seconded”

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

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

Resolution #460

Councilwoman Giglio: “Awards Bid, Installation of Water Mains & Appurtenances – Stoneleigh Woods, Phase 3 Riverhead Water District, 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 #461

Councilman Dunleavy: “Extends Bid Contract for Water Meters and Accessory Equipment for Use in the Riverhead Water District, so moved.”

Councilman Wooten: “Seconded.”

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

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

Resolution #462

Councilman Wooten: “Extends Bid Contract for Quick Lube Maintenance 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. Resolution adopted.”

Resolution #463

Councilman Gabrielsen: “Appoints a Call-In Recreation Aide to the Recreation Department (Megan Knox), so moved.”

Councilwoman Giglio: “Seconded.”

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

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

Resolution #464

Councilwoman Giglio: “Rejects Bid for Auto and Truck Repairs, so moved.”

Councilman Dunleavy: “And seconded.”

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

The Vote: “Giglio.”

Councilwoman Giglio: “Apparently the bid specifications that we sent out failed to have the bidders include a sheet listing separate services and hourly rates so we have to rebid it so we can get those numbers down, yes.”

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

Resolution #465

Councilman Dunleavy: “General Fund Budget Adjustment, so moved.”

Councilman Wooten: “Second.”

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

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

Resolution #466

Councilman Wooten: “Authorizes Supervisor to Sign Agreement to Extend Participation in Suffolk County Community Development Block Grant consortium, 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. Resolution adopted.”

Resolution #467

Councilman Gabrielsen: “Authorizes Town Clerk to Publish and Post a Public Notice to Consider a Local Law to Amend Chapter 14 Entitled “Community Preservation” of the

Riverhead Town Code (Article V. Acquisition and Use of Open Spaces, Parks and Park Preserve), so moved.”

Councilwoman Giglio: “Seconded.” (inaudible)

Supervisor Walter: “Moved and seconded to calling for a public hearing. Vote please.”

The Vote: “Giglio, yes; Gabrielsen, yes to a public hearing; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution adopted.”

Resolution #468

Councilwoman Giglio: “SEQRA Resolution Regarding Application for Suffolk County Downtown Revitalization Round 12 Funding for Historic Downtown Riverhead Directional Signs, 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 #469

Councilman Dunleavy: “Authorizes the Supervisor to Execute a Stipulation with the Riverhead PBA, so moved.”

Councilman Wooten: “Seconded.”

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

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

Resolution #470

Councilman Wooten: “Motion to Pay the Bills, so moved.”

Councilman Gabrielsen: “And seconded.”

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

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

Supervisor Walter: “Alright, I have two resolutions. One Awarding Bid for Diesel Fuel and one Awarding Bid for Automotive Parts to come off the floor.”

Councilman Dunleavy: “I move to take Resolutions 471 and 472 off the floor.”

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 471 and 472 are taken off the floor.”

Resolution 471

Councilman Dunleavy: “Awards Bid for Diesel Fuel 2014, so moved.”

Councilman Wooten: “I’ll second.”

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

The Vote: “Giglio.”

Councilwoman Giglio: “This one does have a dollar sign and it says \$4.95 then it says .0495; yes.”

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

Resolution #472

Councilman Gabrielsen: “Awards Bid for Automotive Parts, moved.”

Councilman Wooten: “I’ll second.”

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

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

PUBLIC COMMENTS

Supervisor Walter: “Ok, now we open the public meeting to public comments on any issue before the Town Board or maybe not before the Town Board that you want to talk about. Just step up to the microphone, just state your name and hamlet. Hello.”

Patricia Holland who lives in Northville spoke about a water problem concerning the Preserve. She recently received a letter and attended a meeting at which permission was to be given by the residents to use their land to send water down to the Sound.

Supervisor Walter informed Ms. Holland that he knew nothing about this meeting and suggested she contact Al Krupski because this matter was not something that was before the Town Board. The Supervisor continued by saying that the Town owns some of that preserve along with the county but it was the county who is doing all the work there.

Peter Trojan who is a senior from Aquebogue came before the Board to oppose an application before the Board regarding water skiers in Terry Creek. Mr. Trojan said during the 1990's there were several heated discussions regarding this matter. He continued by saying that there are petitions being signed by the residents who live there opposing the use of speed boats and water skiing and these petitions will be forwarded to the Town Board very shortly.

John Trojan also spoke in opposition to the skiers in Terry Creek. He said he grew up on Terry Creek and cannot understand why people would want to ski in the Creek when there is an entire bay for them to ski in. He questioned the reasoning behind the Boards decision to allow skiing in this beautiful, pristine waterway.

Supervisor Walter said that the level of skiing that is being talked about cannot be done in the bay because it is flat water and shallow. He also said he felt that everyone should be allowed to use a resource and said there should be a way to open it up for everyone to enjoy.

Sal Mastropaolo asked the Town if there was a speed limit within Terry Creek. Again the Supervisor said that that area should be opened up to all residents and not just the residents who live along the creek. He said the code change would affect the speed limit.

Richard Luzzi again spoke about Gershow. He said on June 11th the Town Attorney was supposed to have a hearing with Gershow. Supervisor Walter said that the judge who was assigned to the case changed the date.

Robert Kozakiewicz informed Mr. Luzzi that there was a telephone conference on the day of the Board meeting and the matter concerning Gershow was adjourned until July. He said there was a question as to whether the use of the yard was a changed use which the Town is suggesting there was. He continued by saying that the court generally wants to see an Exhaustion Administrator Remedy before they judicate an issue. He said the Planning Board will be asked to determine if the use was a continuation use or a changed use and therefore not permitted.

Mr. Luzzi asked if any of the residents would have an opportunity to lend support to the fact that the use was a changed use. He was informed that at this point in time nothing has been determined yet.

The last person to speak was Patrick Purcell who asked why the residents were not notified from the beginning regarding Gershow. Supervisor Walter told Mr. Purcell the best thing to do

was to speak to either the Town Attorney or Bill Duffy. He said it was not a good idea for the Town to be giving legal advice at this point in time. He said the litigation is before the Judge.

Mr. Purcell again questioned the Gallo Sea[food] place where there is public intoxication, and urinating in public. Councilman Dunleavy said that Code Enforcement officers contacted the Building Department who said they only issued a use permit for a restaurant and that Code Enforcement is looking into the matter. Mr. Purcell thanked the Board for their time.

Supervisor Walter: “Does anyone else wish to be heard today? Ok, can I get a motion to close the meeting?”

Councilman Dunleavy: “I make a motion that we end the Town Board meeting.”

Supervisor Walter: “All in favor of adjourning?”

Collective ayes.

Meeting Adjourned 8:10 p.m.