

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, August 15, 2017, at 7:00 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 7:00 p.m. by Supervisor Sean Walter with the Pledge of Allegiance followed by an Invocation William Charles Van Helmond, Eucharistic Minister from St. Mark's Episcopal Church in Westhampton Beach.

Councilman Dunleavy made a motion that the minutes of the August 1, 2017 meeting be approved. Motion was seconded by Councilman Wooten and carried.

CORRESPONDENCE

- Long Island Builders Institute – letter expressing support for Town Board Resolution #598 amending Chapter 217 to waive building, plumbing, electrical and other permit fees for residential properties that participate in the Suffolk County Septic Improvement Program
- Robert Kaelin – letter requesting that the town place ads in local newspapers announcing any road closures and detours due to special events taking place on and through our local roadways
- Lawrence Simms – written comments regarding the proposed Special Permit/Site Plan project known as Georgica Green a/k/a Riverview Lofts
- Barbara Blass – written comments regarding the proposed Special Permit/Site Plan project known as Riverview Lofts
- Riverhead Business and Citizens for Sustainable Development – written comments regarding the proposed Special Permit/Site Plan project known as Riverview Lofts

REPORTS

- Tax Received July 2017 Utility Collection - \$495,964.66
- Town Clerk July 2017 Monthly Report - \$12,935.74

APPLICATIONS

- Riverhead High School Homecoming Parade, October 14, 2017

COMMITTEE REPORTS

Councilman Dunleavy reported on Alive on 25 which was held last Thursday. He said it was a big success with a a lot of people attending and enjoying the many bands that were playing. He added that downtown did very well. The next Alive on 25 will be Thursday, August 24th, 5-9 p.m. and he hopes there will be another good turnout.

Councilman Wooten announced that Friday Night, August 18th the country band, South Bound will be performing. The VFW, American Legion and all veterans were invited to attend this Tribute to America at Grangebél Park, 7-8:30 p.m.

PUBLIC HEARINGS

Supervisor Walter: “7:08 is the time and we have one public hearing scheduled for tonight at 7:05. We’re going to open up the public hearing for the Consideration of a Proposed Local Law to Amend Chapter 301, entitled “Zoning and Land Development” of the Riverhead Town Code, Article XXII Shopping Center (SC) Zoning Use District (301-110 Uses – B Special Permit Uses) and this is to allow for drive-through windows for restaurant upon building permit issuing for the construction for the movie theater on the same parcel. Bob, before I open this up to Mr. Cuddy do you just want to say a few words.

Robert Kozakiewicz: “Well it really says the entire thing. The proposal there is for the second special permit use under Section 301-110 which is in the shopping center zoning district. That’s along Rt. 58 and the proposal would add that use which was described by the Supervisor with the condition that there be a building permit issued for construction on the same parcel.”

Supervisor Walter: “We’re working hard for that movie theater. Mr. Cuddy, I know you represent the owner Philips Internet. Would you like to say a few words?”

Charles Cuddy: “Yes, Charles Cuddy for PGC which is the owner and also Philips International which is the rental and development agency. This simply permits the Board to consider at a special permit hearing whether we can have at that site or at any site with a movie theater a drive-through restaurant. This doesn’t approve it, this just allows us to have a special permit. It’s the type of thing the theater operators ask at every movie theater, to have restaurants and to have a drive-through. So, we urge the Board to adopt it.”

Supervisor Walter: “Does anyone wish to be heard from the public on this subject? Ok, not seeing anybody we’ll close the public comment portion and leave it open for written comment until Friday, August 25, 2017, 4:30 in the Town Clerk’s office.

**Public Hearing Closed at 7:10 p.m.
Left Open for Written Comment until August 25, 2017, 4:30 p.m.**

COMMENTS ON RESOLUTIONS

Supervisor Walter: “We’re going to take up resolutions. Does anybody wish to be heard on resolutions?”

Barbara Blass: “Good evening, Barbara Blass. I live in Jamesport. I’m speaking on resolutions #658 ad 659, the special permit criteria that the town needs to consider whether the applied area is sufficient. The requested special permit and the five zoning board variances are necessary according to the applicant as a consequent of the applicants’ intent to provide a benefit to the site’s residents. So, I just point out the fact that there is an alternative that the applicant could build that would not require the special permit for increased life coverage and certainly would not have required the zoning board variances but it’s to the applicants benefit that the town is making these considerations. So, I’m just not sure that’s one of the criteria.

There’s another one that indicates adequate provisions will be made for the disposal of storm water runoff from the site. On page 2-33 of the BDIS it says, *all storm water runoff generated on the site will be retained and recharged to a groundwater in an onsite drainage system. In an extreme rain event, the system is designed and approved to overflow onto town property to the south.* How is that even allowed?”

Supervisor Walter: “Ok, so we actually held them to a higher standard. The code requires a two-inch rainfall, we asked them to design this to a four-inch rainfall. That’s almost impossible but we asked them to design it to a four-inch rainfall but nobody else, and the code doesn’t require it, so they have extra capacity. They may not be able to make a four-inch rainfall but it’s over designed to try to make a four-inch rainfall. We don’t have the legal authority to tell them to do it to a four inch but sort of the break in between is two inch they have all day long they can design it, that’s fine. The over design they’ll do what they can but if you hit a four-inch or higher rainfall it would be able to bypass. No other project in the town has been asked to design to a four-inch rainfall.”

Barbara Blass: “So why would you require that they design to exceed the code, knowing that in an event they have to accommodate excessive rainfall it’s going to go into the town’s storm water system?”

Supervisor Walter: “Because if you just design to the two inch rainfall it is definitely bypassing and going into the town’s system and given the circumstances with the weather we wanted them to over design it. So, it’s over designed, over passed the two-inch rainfall but what they’re saying is we don’t think we can capture a four-inch rainfall but we’ll do what we can. So what we said is if you overdesign it we will have to accept it because the code only requires two inch and if you just do it to a two inch it would bypass the system much more than it will now. So we asked them for more than they were required to.”

Barbara Blass: “So legally you are allowing someone, a private individual, to utilize the town’s drainage system. I mean, I don’t think, I couldn’t do that on my property. You couldn’t either.”

Supervisor Walter: “Barbara, it would happen anyway because the two, our code only allows a two inch rainfall.”

Barbara Blass: “Then design it for two inch. If it’s going to overflow.”

Sal Mastropaolo: “Barbara listen, so you design it to a two inch rainfall. When it overflows it’s coming onto town property, so please design it to a four-inch rainfall and if it overflows because you overdesigned it, that’s what we asked, we’ll have to accept it with the exception (inaudible) because the code only requires two inch.”

Barbara Blass: “And that’s my point. I just wondered because the drawings actually indicate it’s directing the water to the town’s storm water leeching system. I’m just wondering what allows a private individual to do that.”

Supervisor Walter: “It would have anyway. All the, Summerwind, basically everything in the Town of Riverhead is designed to a two-inch rainfall and we asked them to overdesign it which they did.”

Councilman Dunleavy: “They may help us out and end up with a three inch rainfall so you know, they might try and help us out and do better than what the code called for.”

Supervisor Walter: “That’s what they did.”

Barbara Blass: “Ok. There’s another criteria that speaks to the fact that the use will not prevent or substantially impair the orderly development of other properties in the neighborhood and I repeat here a comment I made earlier and that is that this particular project will, together with the neighboring project, a hundred and seventy unites that I understand is on the table, and add to that the flow requested by the Town of Southampton needed to jumpstart it’s Riverside redevelopment project. Together, those three uses together will almost completely use the one hundred and thirteen thousand gallons per day of sewer allocation for the entire downtown.”

Supervisor Walter: “Southampton never, Southampton never joined us. We did the resolution, we did everything we could. They have not taken us up on the offer so it’s kind of over for them.”

Barbara Blass: “So, it’s sixty-six percent then perhaps rather than a hundred percent. I just wondered if it will, at some point, impair development of other properties if indeed Southampton comes online. I mean.”

Supervisor Walter: “(Inaudible) has to be rebuilt because during Hurricane Sandy, (inaudible) but the (inaudible) went under water, it went under water. We took in too much water. The freeze pump station did what it could during Hurricane Sandy. We bought property where the rowing club is now to upgrade the (inaudible). We are, that is something we are going to do regardless of what happens with Southampton. At some point, we have to upgrade the (inaudible) because it is not hurricane resilient. We applied for Grant money to try to get the (inaudible) covered by FEMMA but they didn’t.”

Barbara Blass: “Would that alter the allocation or the flow for downtown? It’s just the pump station, correct?”

Supervisor Walter: “If we built a new (inaudible), Mike am I wrong? We would build it with a larger capacity? Yes, so it would have a larger capacity and we know we will have to do that.”

Barbara Blass: “And so will you see a new allocation study that gives us an idea of how much would be left downtown?”

Supervisor Walter: “When we do that there will be a new map and plan.”

Michael Reichel: (Inaudible)

Barbara Blass: “Just anticipating future development as well.”

Supervisor Walter: “I’d have loved for Southampton to have paid the money and help them but they haven’t.”

Barbara Blass: “Ok. There’s another special permit criteria for consideration and that is whether the use will generate any type of environmental pollution including vibration and noise and although these conditions are not permanent and pertain to the construction period only, nevertheless I wonder why the Town Board would specifically permit that the substitution of building materials which are known to cause noise and vibration. Page 4, Section 2B of Resolution 659 says piling design has changed from the preciously recommended helical to a vibrated and driven pipe system. Helical piles is preferable to driven piles in terms of noise and vibration. So why would you allow the substitution if you know it’s going to cause a nuisance in the community?”

Supervisor Walter: “So what we’re doing, I’m not going to find this. Jill, you might have to jump in here. I think we’re requiring a monitor, a site monitor on site that they’re paying for to determine how the noise and vibration are going. They may be required to do helical. We may force them to do it. We’ve told the applicant that. Hyatt did a straight pile drive.”

Barbara Blass: “How did that work out?”

Supervisor Walter: “It was interesting. The (inaudible) project did the helical and pile driving so they did both. So, what we said to this applicant is we’re not, and pile driving, you felt it on West Main Street, so we have a site monitor and I told Ed Gallo personally that if we determine that you’re doing straight pile driving and that is unacceptable we will shut you down. That’s why we put the monitor, they’re going to pay for a to be in place and if we have to shut them down, if we do straight pile driving, that decision hasn’t been made, but if they do the straight pile driving and we allow that and it doesn’t work out they will be shut down and they knew they will have to come back to the helical.”

Barbara Blass: “Ok, so the recourse would be in the event, and I was going to reference the fact that a monitor was going to be on site, I just wondered what does that mean. Is it if they felt vibrations?”

Supervisor Walter: “No, no. Ed Gallo knows if there’s a problem based on what we’re hearing and seeing and with the construction monitor, they will be shut down and required to use helical.”

Barbara Blass: “And they would be able to make that substitution midstream?”

Supervisor Walter: “I think they’re going to try to do the helical, for that reason.”

Barbara Blass: “You could demand that they do in order to mitigate potential noise.”

Supervisor Walter: “That would may openly happen. This is, there’s a couple more approvals before this becomes final, so that may actually happen.”

Barbara Blass: “Just pointing it out. It’s a consideration that is discretionary on your part, it could help.”

Supervisor Walter: “Let’s just say there’s a couple more approvals that they have to get from us including building permits and helical is at the top of my list of things they may have to do.”

Barbara Blass: “Ok.”

Councilman Dunleavy: “Don’t forget we have older buildings on Main Street and the pile drive with the vibrations, we don’t want to damage any of those building.”

Barbara Blass: “How many piles are there? I understand there’s quite a few.”

Supervisor Walter: “Quite a few.”

Barbara Blass: “I think I was reading the foundation plan or the demolition plan correctly. I think there were ninety-three clusters of six. Is that possible, there’s over five hundred?”

Supervisor Walter: “Yes.”

Barbara Blass: “That’s quite an operation.”

Supervisor Walter: “It is quite the project, yes.”

Councilman Wooten: (Inaudible)

Barbara Blass: “It would be important to determine the depth to ground water I would think. The EAF indicated an average of ten feet while the VDIS states in summary the depth to

ground water, to the water table beneath the site, varies from ten feet in the north to a half a foot in the southern boundary and it's my assertion that this uncertainty perhaps contributed to the confusion as to whether dewatering was required. The EAF said it was not. It was not addressed in the VDIS. Staff comments indicated it might be and asked for clarification and additional information so where are we on that. Page 3 of the SEQRA resolution states *whereas the foundation of the proposed development will be designed and pile caps will be raised to eliminate the need for dewatering*, which means at some point it was actually contemplated and now this step is being taken and if we're changing the design now, why are the comments from the town engineer in Resolution 659 discussing dewatering permits. If the installation of utilities requires dewatering do we know how much and equally important where will this water go?"

Supervisor Walter: "So, this is, the thing that's most akin to this is Summerwind. The same exact issue happened with Summerwind. I'll be honest with you I don't think."

Councilwoman Giglio: "Summerwind needed to be dewatered."

Supervisor Walter: "No it did not. No it didn't. It didn't get dewatered. The town required dewatering, Summerwind did not have to dewater. This is a construction site, I think there's some things in here that are going to be, there's decisions that are going to be made in the field. Our thought is, we're not positive because Summerwind had the same thing. They were supposed to dewater but they didn't have to dewater."

Councilwoman Giglio: "Preston House across the street did dewater so did the hotel."

Supervisor Walter: "I don't know that that's true but the point is we're not positive so we can't not approve the project because we're not going to be positive that this is happening until we get into the field."

Barbara Blass: "Do you have any indication, you might not be positive but is there any information to indicate how much water you would be talking about and again where would it go. We're talking about an area that is, as you know."

Supervisor Walter: "Barbara, this is a."

Barbara Blass: "That's why I'm asking about."

Supervisor Walter: "It's a, we're not going to have every answer until we they get in the field and start the construction. You're never going to have every answer, it's just not possible. My suspicion is that if they have to dewater it's going to be a very minimal amount."

Barbara Blass: "Finally the SEQRA resolution contains references to communications from various involved agencies but I don't see any information or indication that the IDA has answered or clarified any of the issues raised by the public, myself included. Has the Town Board received any information from the IDA and if not are you comfortable proceeding without having any of those questions answered?"

Supervisor Walter: “I’m comfortable. The IDA is an independent agency from the Town of Riverhead designed be such.”

Barbara Blass: “They’re also an involved agency and are supposed to be communicating. Prior to their making a decision, they’re supposed to be communicating findings.”

Supervisor Walter: “There are conversations that have happened with the IDA, the planning staff, the Town Board. I don’t know that the final decisions have been made with the IDA. The town, what I can tell you, you know, everybody talks about this thirty-year pilot payment and the taxes that they will pay are so far higher than the taxes those current buildings pay under a thirty-year pilot and escalating pilot that it’s sort of disingenuous when people start to talk about while they’re getting a tax, a complete tax abatement they’re not. They’re paying, I want to say they’re going to pay an initial about fifty thousand dollars a year. The current property doesn’t pay anywhere near that amount of taxes. So, I don’t know how else.”

Barbara Blass: “I attended one of the IDA meetings on this project and in fact I think it was the public hearing on Riverview Lofts and one of the issues that came up that night was that the method used to calculate the projected taxes was actually incorrect and the Board was asked for clarification as to how they arrived at that number and that is one of the outstanding issues that.”

Supervisor Walter: “It’s an independent Board, we don’t govern them.”

Barbara Blass: “I know you don’t but I just wondered if that factors into whether you want to go ahead with an approval of a project not knowing the tax implications for the rest of the town. That was my point. I certainly don’t expect that my comments tonight changed anyone’s mind about the project but at the very least I would expect a positive declaration under SEQRA. Not seeing that I would respectfully request that you table the resolutions until some additional information is ascertained, thank you.”

Supervisor Walter: “Thank you. Does anyone else wish to be heard on resolutions? Not seeing anyone.”

Councilman Dunleavy: “I make a motion that we close the Town Board meeting and open the Community Development Agency meeting, 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. The CDA meeting is now open.”

TOWN BOARD MEETING CLOSED

TOWN BOARD MEETING REOPENED

RESOLUTIONS

Resolution #622

Councilman Wooten: “203-213 East Main Street Sewer Connection Riverhead Sewer District Capital Improvement District Capital Improvement Project Budget Adoption, so moved.”

Councilwoman Giglio: “Second.”

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

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

Resolution #623

Councilwoman Giglio: “Amending Resolution #501 dated July 5, 2017 for Removal of Fixed Asset Records from System, 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 #624

Councilman Hubbard: “Authorizes the Acceptance of a Security for KAARP Management Group, LLC (Wellness Center at Ostrander Foundation), 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 #625

Councilman Dunleavy: “Classifies Application as an Unlisted Action with Coordinated Review and Refers the Application to Involved Agencies and Authorizes the Town

Clerk to Publish and Post Notice for a Public Hearing for a Special Permit Application known as Schwing Electric Submitted by the PBJ Realty, LLC on a Certain Parcel Located at 1328 East Main Street, Identified as SCTM #600-105-1-18.1, Riverhead, NY 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 adopted.”

Resolution #626

Councilman Wooten: “Accepts the Retirement of a Police Office (Ollie T. Crump), so moved.”

Councilwoman Giglio: “Second.”

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

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

Councilman Dunleavy: “I vote yes and wish Ollie Trump a successful retirement in his future endeavors. He was a good police officer. I vote yes.”

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

Resolution #627

Councilwoman Giglio: “Accepts the Retirement of an Account Clerk Typist (Lynn Barauskas), so moved.”

Councilman Hubbard: “Seconded.”

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

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

Councilman Dunleavy: “Lynn has been there for years. She did a great job for the Water District and I wish her success on her retirement and I vote yes.”

Vote Continued: “Walter, yes. I hope she enjoys her retirement as much as we’ve enjoyed her working for us.”

Diane Wilhelm: “Resolution adopted.”

Resolution #628

Councilman Hubbard: “Appoints a Park Attendant I to the Recreation Department (John O’Dowd), 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 #629

Councilman Dunleavy: “Awards Bid for Food and Meat Products 2017, 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 adopted.”

Resolution #630

Councilman Wooten: “Awards Bid for Janitorial Supplies, so moved.”

Councilwoman Giglio: “Second.”

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

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

Resolution #631

Councilwoman Giglio: “Appoints a Beach Attendant to Recreation Department (Eric Behr), 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 #632

Councilman Hubbard: “Ratifies the Appointment of a Seasonal Park Attendant to the Recreation Department (Michael Smith), 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 #633

Councilman Dunleavy: “Riverhead Scavenger Waste District Rate Adjustment for Tipping Fees at Scavenger Waste Plant, 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 adopted.”

Resolution #634

Councilman Wooten: “Resolution Calling for a Public Hearing Regarding Lateral Sewer Main Improvements for Riverview Lofts, Georgica Green Ventures LLC, so moved.”

Councilwoman Giglio: “Second.”

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

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

Resolution #635

Councilwoman Giglio: “Authorizes Supervisor to Execute Agreement with Riverhead Youth Sports, Inc. for Referee/Umpire Services for Town of Riverhead Police Athletic League Football Program for 2017 Calendar Year, so moved.”

Councilman Hubbard: “Seconded.”

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

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

Resolution #636

Councilman Hubbard: “Adopts a Local Law to Amend Chapter 289 Entitled “Vehicles, Traffic and Parking Regulations” of the Riverhead Town Code (289-16. No Parking Certain Hours; Roads Leading to Water – Meetinghouse Creed Road), 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 #637

Councilman Dunleavy: “Approves the Chapter 255 Application of Aid to the Developmentally Disabled, Inc. (Friends, Family and Neighbors Meet and Greet the Executive Director – Saturday, September 16, 2017), 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 adopted.”

Resolution #638

Councilman Wooten: “Approves the Chapter 255 Application of Friday Knights, LLC (TGI Fridays) – Grand Reopening Celebration – Saturday, September 9, 2017, so moved.”

Councilwoman Giglio: “Second.”

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

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

Councilman Dunleavy: “I was wondering why they were having a grand reopening but I was in there last night and they really did the inside of the building completely over so now I know why they’re a grand opening so I vote yes.”

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

Resolution #639

Councilwoman Giglio: “Approves the Chapter 255 Application of Sport Car Club of America New York Region (Solo Driving Event), 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 #640

Councilman Hubbard: “Approves the Chapter 255 Application of Animal Rescue Fund of the Hamptons, Inc. (ARF) (Endless Summer Event Adoption Event – September 9, 2017), 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 #641

Councilman Dunleavy: “Approves the Chapter 255 Application of Darkside Productions Inc. (Haunted House Walk-Through – September 29, 2017 – October 31, 2017), 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 adopted.”

Resolution #642

Councilman Wooten: Approves the Chapter 255 Application of Garden of Eve, LLC (Long Island Garlic Festival – September 16 and 17, 2017), so moved.”

Councilwoman Giglio: “Second.”

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

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

Resolution #643

Councilwoman Giglio: “Approves the Chapter 255 Application of Hallockville Inc. (Fall Festival and Craft Show – September 9 and 10, 2017), 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 #644

Councilman Hubbard: “Approves the Chapter 255 Application of Home Depot Development of Maryland, Inc. (Carpet and Rug Tent Sale – August 22, 2017 through October 1, 2017), so moved.”

Councilman Dunleavy: “And seconded.”

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

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

Councilman Dunleavy: “I was thinking of voting no for this because of the tractor trailers in the parking lot taking up spaces with lumber all on them. They should move them to the rear of their building but we have this every year and they sell rugs there so I’m going to vote yes but I just wish our Building Code Enforcers would get over there.”

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

Resolution #645

Councilman Dunleavy: “Approves the Chapter 255 Application of the Long Island Moose Classic Car Club (Car Show – Sunday, September 10, 2017), so moved.”

Councilman Wooten: “I’ll second.”

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

The Vote: “Hubbard, yes; Giglio.”

Councilwoman Giglio: “Lot’s going on in town that weekend. I hope we have enough police officers to cover, yes.”

Vote Continued: “Wooten, yes; Dunleavy.”

Councilman Dunleavy: “I’m voting yes because this is at Tanger Outlet and they always do a good job over there.”

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

Resolution #646

Councilman Wooten: “Approves Chapter 255 Application of Railroad Museum of Long Island (September 11th Memorial Service and Mural Art Exhibit 2017 – Saturday, September 9, 2017), so moved.”

Councilwoman Giglio: “Second.”

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

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

Resolution #647

Councilwoman Giglio: “Amends Resolution #600 of 2017 (Approves the Application for Fireworks Permit of Baiting Hollow Club), 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 #648

Councilman Hubbard: “Riverhead Landmarks Preservation Commission and Riverhead Town Board Notice of Joint Meeting and Hearing for Designation of Landmark (Elks Lodge), 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 #649

Councilman Dunleavy: “Riverhead Landmarks Preservation Commission and Riverhead Town Board Notice of Joint Meeting and Hearing for Designation of Land Mark (J. Victor Wilson Barn), 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 adopted.”

Resolution #650

Councilman Wooten: “Riverhead Landmarks Preservation Commission and Riverhead Town Board Notice of Joint Meeting and Hearing for Designation of Landmark (Second Street Fire House), so moved.”

Councilwoman Giglio: “Second.”

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

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

Resolution #651

Councilwoman Giglio: “Riverhead Landmarks Preservation Commission and Riverhead Town Board Notice of Joint Meeting and Hearing for Designation of Landmark (Daniel Tuthill House), 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 #652

Councilman Hubbard: “Ratifies Agreement with an Employee, 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 #653

Councilman Dunleavy: “Approves Extension of Security Posted by Campo Brothers in Connection with the Subdivision Entitled “Birchwood at Wading River – Section 3” (Road and Drainage Improvements), 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. Resolutions adopted.”

Resolution #654

Councilman Wooten: “Appoints the Law Firm of Sinnreich, Kosakoff & Messina LLP as Special Trial Counsel for the Board of Assessors, 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 #655

Councilwoman Giglio: “Authorizes the Supervisor to execute a Dredging Easement for Dredging of Wading River Creek, so moved.”

Councilman Hubbard: “Second.”

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

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

Councilman Dunleavy: “If anyone doesn’t know, we don’t own the creek. There’s a private person that owns the creek and the dirt underneath, the sand so we had to get an easement from him so we could dredge the creek and keep it open so I vote yes.”

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

Resolution #656

Councilman Hubbard: “Approves Agreement between Winship Media LLC and the Town of Riverhead (Utilize Parking Police Personnel and Police Cars – 2017 Jazz in the Vines), 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 #657

Councilman Wooten: “Authorizes the Town Clerk to Publish and Post Notice for a Public Hearing for a Site Plan Application for Suffolk Theater to Erect Fencing and Temporary Trailer, so moved,”

Councilwoman Giglio: “Second.”

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

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

Resolution #658

Councilman Giglio: “State Environmental Quality Review Act (SEQRA) Lead Agency Determination of Significance Special Permit and Preliminary Site Plan Application for Riverview Lofts/Georgica Green Ventures, LLC 221 East Main Street and 31 McDermott Avenue SCTM #'s 0600-129-1-21 and 22, so moved.”

Councilman Hubbard: “Seconded.”

Robert Kozakiewicz: “This one there’s going to be a couple of changes. On the first page, the third *whereas* Voorhis is misspelt. It should be Voorhis and then on the last page of the resolution, I think it was changed but on the record (inaudible) but it’s not on the system it’s going to include a transmittal to the other property owners who’s not (inaudible).”

Supervisor Walter: “All right, thank you. Did we move it as amended?”

Councilwoman Giglio: “Moved as amended.”

Councilman Hubbard: “Seconded, moved as amended.”

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

The Vote: “Hubbard, no; Giglio.”

Councilwoman Giglio: “I sought an Ethics Board opinion on whether or not I can vote on this application because I did want to vote on this application and I received a recommendation back saying that it was recommended I did not vote on the application from the Ethics Board so I will have to abstain.”

Vote Continued: “Wooten, yes; Dunleavy.”

Councilman Dunleavy: “I was thinking about this when I was reading SEQRA but just to move in another direction, they’re going to have to do other stuff so I vote yes.”

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

Resolution #659

Councilman Hubbard: “Approves a Special Permit and Preliminary Site Plan Application for Riverview Lofts/Georgica Green Ventures, LLC 221 East Main Street and 31 McDermott Avenue SCTM #'s 0600-129-1-21 and 22, so moved.”

Councilman Dunleavy: “And seconded.”

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

Robert Kozakiewicz: “There are some changes on this one too. Voorhis has to be amended and add transmittal to (inaudible). I think the changes made to (inaudible). On the record is clear. The third *whereas* on the first page should read Voorhis and then on the last page it should include a transmittal (inaudible).”

The Vote: “Hubbard, no; Giglio.”

Councilwoman Giglio: “Again the Ethics Board is recommending that I abstain from the vote so I will have to abstain from the vote.”

Vote Continued: “Wooten, yes; Dunleavy.”

Councilman Dunleavy: “The more requirements we put in here, they get these all done it will be wonderful so I vote yes.”

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

Resolution #660

Councilman Dunleavy: “Pays Bills, 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. Resolutions adopted.”

Supervisor Walter: “We have four resolutions. So can I get a motion to move 661 which is, Authorizes the Filing of an Application to New York State Department of Transportation for 2017 FTA Section 5310 Enhancing Mobility of Seniors and Individuals with Disabilities Program Funding Assistance and Signing of the Associated State Contract Under the Appropriate Laws of New York State. This is to apply for two senior buses. Can we also authorize moving off the floor Resolutions 662, the Knolls at Fox Hill Phase IIIB Water Capital Project Budget Adoption, these are development fees. Moving Resolutions 663 and 664 both having to do with Landmarks Preservation Commission and the Riverhead Town Board Notice of Joint Meeting and hearing for the Designation of 663 the Preston House and 664 the Yellow Barn by the library. Can I get a motion to move all four off the floor?”

Councilman Dunleavy: “I make a motion that we take off the floor Resolutions 661 through 664, so moved.”

Councilman Wooten: “I’ll second.”

Supervisor Walter: “Moved and seconded to take all four resolutions off the floor. Vote please.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolutions 661 through 664 are taken off the floor.”

Resolution #661

Councilman Dunleavy: “Authorizes the Filing of an Application to New York State Department of Transportation for 2017 FTA Section 5310 Enhanced Mobility of Seniors and Individuals with Disabilities Program Funding Assistance and Signing of the Associated State Contract Under the Appropriate Laws of New York State, so moved.”

Councilman Wooten: “I’ll second.”

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

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

Councilman Dunleavy: “Yes, they’re going to give us, we’re going to try and buy two new buses for the seniors and they’re going to give us sixty-five thousand dollars per vehicle to buy those buses so I vote yes.”

Vote Continued: “Walter, if we get the Grant we’ll get the buses, yes. Resolution adopted.”

Resolution #662

Councilman Wooten: “Knolls at Fox Hill Phase IIIB Water Capital Project Budget Adoption,”

Councilman Hubbard: “Seconded.”

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

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

Councilman Dunleavy: “These are development fees so I vote yes.”

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

Resolution #663

Councilman Hubbard: “Riverhead Landmarks Preservation Commission and Riverhead Town Board Notice of Joint Meeting and Hearing for Designation of Landmark (Preston House), 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 #664

Councilwoman Giglio: “Riverhead Landmarks Preservation Commission and Riverhead Town Board Notice of Joint Meeting and Hearing for Designation of Landmark (Yellow Barn), 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 adopted.”

PUBLIC COMMENTS

Supervisor Walter: “Ok, that concludes our official business. We open it up to public comment. We ask that you limit your comments to five minutes. Does anybody wish to be heard tonight?”

Marie Carrera Tooker approached the podium. She asked those who wanted to, to join in and say a Prayer with her. Ms. Tooker then commented on the town’s position of her trailer which is on her farm.

Craig from Calverton spoke on the EPCAL land sale of property to Luminati. He said he was in touch with the NYS DEC who told him they are very much interested in the undevelopable land that cannot be sold to Luminati due to its status as a park, privately owned, pine barre and Navy property. The town was interested in finding an agency to take over this property because the cost of maintaining this property is extremely costly. Supervisor Walter stated that just mowing this piece of property would cost the town approximately a hundred thousand dollars a year. Craig informed the Supervisor he must contact the Region One, Real Property Unit of the DEC adding he will get the name of the person to speak to.

Supervisor Walter: “Can I get a motion to adjourn?”

Councilman Dunleavy: “I make a motion to adjourn.”

Supervisor Walter: “All in favor? Opposed? Abstentions? Motion stands. We are adjourned.”

Meeting Adjourned at 8:05 p.m.