

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, April 19, 2016 at 7:00 p.m.

PRESENT

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

ALSO PRESENT:

Julie O'Neill	Deputy 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 Reverend Coverdale, Pastor of Living Water Church of Riverhead.

Supervisor Walter welcomed the Library Trustees and presented them with a proclamation celebrating the 120th anniversary of the Riverhead Free Library.

Supervisor Walter presented to Pat Thompson, President of the Shoreham Garden Club and member Judith Faraone a certificate thanking the club for the beatification project at the Wading River Duck Pond and for the work they have done in helping to beautify the Town of Riverhead.

Councilman Dunleavy made a motion that the minutes of the April 5, 2016 Town Board Meeting be approved. Motion was seconded by Councilman Wooten and carried.

REPORTS

- Tax Receiver – Total Tax Collection to Date as of April 5, 2016 - \$80,341,336.42
- Tax Receiver – Total Tax Collection to date as of April 12, 2016 - \$80,613,972.81
- Tax Receiver – Collection to Date as of April 19, 2016 - \$81,178,500.00
- Tax Receiver Utility Collection Report March 2016 - \$236,187.03
- Building Department March 2016 Monthly Report - \$51,680.25
- Police Department Monthly Report February, 2016
- Riverhead IDA – 2015 Financial
- Riverhead IDA Economic Job Development Corp. 2015 Financial Report

CORRESPONDENCE

- Lawrence Simms – Letter dated April 5th expressing opinions on two public hearings from April 5, 2016 Town Board Meeting
 1. An amendment to Riverhead Town Code Chapter 33 “Term Limits”
 2. The consideration to change the term of office of Town Supervisor from two years to four years
- Southampton Community Housing and Development Corporation – Letter of support for the Community Benefit District Zoning Use District and the Change of Zone Application for the Family Community Life Center
- Marilyn Hamilton, Joseph LaGennusa – Letter expressing opposition to the Concordia Senior Communities Application for Rezoning of APZ to RC
- Trina Miles – Letter of support for the Zoning Change for CBD and the Family Community Life Center
- J. Petrocelli Development Association – Petition to Request Extension of Riverhead Public Parking District #1

Conservation Advisory Council Correspondence

- CAC Res. #2016-6 Smitelli, SCTM #0600-87-2-3.1
- CAC Res. #2016-7 Moore/Kuplins SCTM # 0600-88-1-16.1

TOWN BOARD REPORTS

Councilman Wooten reported that the Riverhead Town Clean-up will be held on May 6 and Councilwoman Giglio reported that on May 4th, 6:00 p.m. the Landmarks Preservation Society will be hosting an open house at Town Hall. A member from the State Historic Preservation office will be discussing the downtown National Historic District. Anyone who lives in the historic district or has a historic home and is interested in learning of the benefits of living and/or owning a historic home are invited to attend.

PUBLIC HEARINGS

Supervisor Walter: We have three public hearings and it is now 7:15. The first public hearing was scheduled for 7:05 and we’re going to open that public hearing at 7:15 for the Consideration of a Local Law to Amend Chapter 108, Entitled “Zoning” of the Riverhead Town Code, Article XVII: Administration (108-76. Board of Appeals Powers) and Bob do you have?”

Robert Kozakiewicz: “Yeah, I have (inaudible) Subsection F which will deal with adjournments granted by the Zoning Board of Appeals. It provides that an applicant can have up to two adjournments requested to the Zoning Board of Appeals however then on the third scheduled hearing date the case must proceed forward or the applicant will be considered to have forfeited his application without prejudice. That pretty much sums up the proposed change.

Supervisor Walter: “Alright, I will say this on behalf of, I was going to say the Zoning Board of Appeals but at least one member of the Zoning Board of Appeals came to me and said they weren’t in favor of this resolution. Where did this come from?”

Councilwoman Giglio: “I actually brought it up because there are several applications that are pending before the Zoning Board of Appeals and they could be pending for a long period of time, six months, a year and the public keeps coming out after the first initial hearing every Zoning Board hearing after that and it keeps getting adjourned and held over and I think it’s unfair to keep calling the public out to these hearings when it keeps getting adjourned so I thought two adjournments were fair and then after that they would have to reapply and pay the fees all over again so.”

Supervisor Walter: “Ok. Does anybody wish to be heard on this? Not seeing anybody we will close the public comment portion and leave it open for written comment in the Riverhead Town Clerk’s office 4:30 on April 29th.”

**Public Hearing Closed at 7:16 p.m.
Left Open for Written Comment until April 29, 2016 at 4:30 p.m.**

Supervisor Walter: “The second public hearing was scheduled for 7:05. It is now 7:17 and this is for an Order Calling Public Hearing in the Matter of the Increase and Improvement of the Facilities of the Calverton Sewer District, in the Town of Riverhead, Suffolk County, New York. Michael are you presenting?”

Michael Reichel: “Tonight’s public hearing includes improvements to the Calverton Sewer District which serves the inside fenced area of the old Grumman facility. Right now the plant treats about twenty-five thousand gallons per day. Its permitted flow is one hundred and eighty thousand gallons per day. The goals of this project is to remove the outfall of the sewer treatment plant from the headwaters of the Peconic River and divert them to north of the groundwater divide and do groundwater recharge of the water. It’s also to comply with USEPA 2007 total maximum daily loading requirements of nitrogen into the estuary.

The cost of the project is seven million nine hundred and sixty thousand dollars. Of that, ninety-two percent of the total cost of the project we have covered by Grants. We have a five million dollar Grant from New York State Locality Appropriation. We have a one point three four million dollar Grant from the Regional Economic Development Counsel, a four hundred and seventy-six thousand dollar Grant from New York State DC Quality Water Improvement Projects and we have a hundred and twenty-five thousand dollar Grant from the Suffolk County Water Quality Protection program.

About two weeks ago we applied for another Grant which would add an additional one hundred and fifty-five thousand dollars to the project which we believe we should probably get. So this leaves a balance for the Calverton Sewer District to Bond in the amount of four hundred and sixty-five thousand dollars. That amounts to be paid for by the users of the Calverton Sewer District and the improvements will upgrade the treatment facility to membrane technology which is groundwater recharge.”

Supervisor Walter: “And we’re going from a secondary to a tertiary treatment plant and are we going to three hundred thousand gallons a day potential flow, is that the number?”

Michael Reichel: “Eventually it’s going to be a three hundred thousand gallons per day. It should be done in one hundred thousand gallon increments. The first phase is a hundred thousand gallons and during the improvements it will accommodate for modules to be installed for the next one hundred thousand to make it two hundred thousand and another one hundred to make it three hundred thousand.”

Supervisor Walter: “And this is all being done as part of the Environment Impact, excuse me, the EPCAL subdivision among other things so.”

Michael Reichel: “It’s a twofold project. One it’s an environment benefit project by removing the outfall from the Peconic and the other it provides the sewer for the subdivision as well.”

Supervisor Walter: “Thank you Mike.”

Councilman Wooten: “Mike, I just have one question for you. In your testimony you said it was seven million nine hundred sixty but in the written notice it says seven million five hundred and sixty so.”

Michael Reichel: “You’re correct.”

Councilman Wooten: “It’s five sixty.”

Michael Reichel: “Yes.”

Supervisor Walter: “Alright does anybody wish to be heard on this matter? Not seeing anybody I’ll close the public comment portion and leave it open for written comment until April 29th, Riverhead Town Clerk’s office at 4:30. Thank you very much Michael.”

**Public Hearing Closed at 7:21 p.m.
Left Open for Written Comment until April 29, 2016 at 4:30 p.m.**

Supervisor Walter: “The third and final public hearing was scheduled for 7:10 and it is now 7:21. This Public Hearing is Regarding the Lease between Riverhead Water District and New York Cingular Wireless PCS for Premises Located at 1035 Pulaski Street, Riverhead, NY, SCTM #0600-124-1-27. Do we have anybody from the water district? Ok, there you go.”

Robert Kozakiewicz: “I have been appointed. What we’re looking at, this hearing is called because of the fact that the Water District which borders the governing body of the Special Improvement District and in order to enter into a long term lease we have to hear from the folks out there on whether the proposal is the right thing for the water district to do. There was a lease with AT&T Cingular that expired in July of last year. The parties have been in negotiation since July. This lease will be made retroactive if it’s approved by the Board to July 2015. It’s a fifteen year term. The rent for the use of the Pulaski Street or the tin man tower will be increased from forty-six thousand and twenty-two dollars per year to eighty thousand retroactive again to July 15,

2015. It's going to be a fifteen year term. It's going to represent a one hundred and sixteen percent increase over the baseline rents from the previous agreement. In addition we'll get advanced payments for the year instead of them coming in throughout the year we're going to get a lump sum payment in advance for the annual amount.

The increases annually will be determined by either the CPI or three percent whichever is the greater of the two so it's never going to be less than three percent per annum that the annual rent will be increased by.

In addition in the event that AT&T is required to come to the site and perform work they're bringing in this lease that they will pay the expense of a Riverhead Water District employee to be present to make sure that what they're doing is maintenance as opposed to upgrades and anything that may not be on the up and up. And those are the bold points as provided by our consultant who negotiated this lease for us."

Supervisor Walter: "Does anybody wish to be heard on this matter? Not seeing anybody I'm going to close the public comment portion and I'm not going to leave it open for written comment. We are going to ask the Board to consider voting on this today because, not that it's time sensitive but as you can see we doubled the price and we want to get them locked in quickly on this. So I thank you for understanding."

Public Hearing Closed at 7:26 p.m.

RESOLUTIONS

Supervisor Walter: "Do we have comments on resolutions? Does anybody wish to comments on resolutions? Not seeing anybody."

Councilman Dunleavy: "I'd like to make a motion we close the Town Board meeting and open up the Community Development meeting, so moved."

Councilman Wooten: "I'll second."

Supervisor Walter: "Moved and seconded to close the Town Board and open the CDA meeting. Vote please."

The Vote: "Hubbard, yes; Giglio, yes; Wooten, yes; Dunleavy, yes; Walter, yes. And the CDA meeting is now open."

Town Board Meeting is Now Closed

Town Board Meeting is Now Reopened

RESOLUTIONS

Supervisor Walter: “We have three tabled resolutions. First if you want to take those off the floor. Do you want to take all three off the floor? The first is Resolution 85 Approves Chapter 90 Application of Suffolk Bicycle Riders Assoc. Inc. Bike, Boat, Bike, Bicycle Events June 5, 2016. That was tables on February 2nd of this year. The second tabled resolution we’re going to take off the floor Awards a Bid for a Twenty Passenger Handicapped Accessible Bus to be utilized by the Senior Center. That was tabled on March 1st and the third is Adopts an Amendment to the Investment Policy for the Town of Riverhead and that was tabled on April 5th. Can I get a motion to take all three off the floor and untable them”

Councilman Dunleavy: “I make a motion that we untable Resolution #5, 150 and 195 off the floor, 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 resolutions are untabled.”

Resolution #85

Councilman Dunleavy: “Approves Chapter 90 Application of the Suffolk Riders Assoc. Inc. Bike, Boat, Bike, Bicycle Event Sunday June 5, 2016 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 is adopted.”

Resolution #150

Councilman Wooten: “Awards Bid for the Twenty Passenger Handicapped Accessible Bus to be utilized by the Senior Center, 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 is adopted.”

Resolution #195

Councilwoman Giglio: “Adopts an Amendment to Invest Policy for the Town of Riverhead, so moved.”

Supervisor Walter: “Seconded.”

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

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

Resolution #253

Councilwoman Giglio: “2016 EPCAL Playground Budget Adoption, 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 is adopted.”

Resolution #254

Councilman Hubbard: “Riverhead Water District Capital Project Closure #30129, 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 #255

Councilman Dunleavy: “Authorizes Water Project Closure and Release of Funds Stoneleigh Retirement Community – Phase III, CP 30114, 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 is adopted.”

Resolution #256

Councilman Wooten: “New Beginnings Community Center Water Capital Project Budget Adoption, so moved.”

Councilwoman Giglio: “Second.”

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

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

Councilman Dunleavy: “Yeah they’ve been waiting a long time for this to get that community, New Beginnings Community Center finished. So I vote yes.”

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

Resolution #257

Councilwoman Giglio: “General Fund Seniors Transportation Vehicle Budget Adjustment, 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 is adopted.”

Resolution #258

Councilman Hubbard: “Appoints Student Intern to the Accounting Department (Autumn Harris), 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 is adopted.”

Resolution #259

Councilman Dunleavy: “Appoints Temporary Secretary to the Board of Assessment Review (Jeanne Hogan), 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 is adopted."

Resolution #260

Council Wooten: "Awards Bid for Annual Materials and Asphalt Procurement Contract, 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 is adopted."

Resolution #261

Councilwoman Giglio: "Awards Bid for Annual Construction Contract, 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 is adopted."

Resolution #262

Councilman Hubbard: "Authorizes Highway Superintendent to Attend 2016 APWA North American Snow Conference, 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 is adopted."

Resolution #263

Councilman Dunleavy: “Authorizes Highway Superintendent and Deputy Highway Superintendent to Attend Cornell Local Roads Program, 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 is adopted.”

Resolution #264

Supervisor Walter: “We need a motion to table this. We extended the contract for the current yard waste grinding facility so we’re going to stay on top of that gentleman and if there’s issue we’ll deal with the issues but right now it would be a little difficult for us to bid a contract we’ve already awarded (inaudible).”

Councilman Wooten: “What’s the extension for?”

Supervisor Walter: “One year.”

Councilman Wooten: “Is there an out?”

Supervisor Walter: “If he doesn’t do the job but he’s there now doing the job. We’ll watch him and if there’s a problem we’ll deal with it appropriately.”

Councilman Wooten: “I make a motion to table Resolution 264, so moved.”

Councilwoman Giglio: “Second.”

Supervisor Walter: “Moved and seconded to table.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Dunleavy, yes to table; Walter, yes. This resolution is tabled.”

Resolution #265

Councilman Giglio: “Setting Terms and Conditions of Employment for Deputy Tax Receiver (Melissa Messina), 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 is adopted.”

Resolution #266

Councilman Hubbard: “Accepts the Retirement of a Police Officer, (Charles Schneider), so moved.”

Councilman Dunleavy: “And seconded.”

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

The Vote: “Hubbard.”

Councilman Hubbard: “Officer Schneider was involved in a very serious car accident a few years back. He was a really good police officer to our department. He came from the New York City Police Department. He has quite severe injuries and it’s very unfortunate. It’s sad to see him being retired but the best of wishes to him, yes.”

Vote Continued: “Giglio, yes; Wooten, yes; Dunleavy.”

Councilman Dunleavy: “I also speak with Councilman Hubbard. It’s rough when you’re working and someone comes across the line and hits you head on in a car and you get these severe injuries so I just hope he does well in his retirement and he does well health wise. I vote yes.”

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

Resolution #267

Councilman Dunleavy: “Approves New York Life Worksite Agreement, 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 is adopted.”

Resolution #268

Councilman Wooten: “Ratifies a Call-in Clerk to the Recreation Department (Donna Danowski), 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 is adopted.”

Resolution #269

Councilwoman Giglio: “Appoints a Call-in Recreation Leader to the Recreation Department (Jordan Harden), 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 is adopted.”

Resolution #270

Councilman Hubbard: “Appoints a Call-in Recreation Aide to the Recreation Department (Julia Thomas), 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 is adopted.”

Resolution #271

Councilman Dunleavy: “Appoints a Call-in Recreation Specialist, Yoga Instructor, to the Recreation Department (Babbette Connor Pisco), 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 is adopted.”

Resolution #272

Councilman Wooten: “Authorizes the Supervisor to Execute a License Agreement with Celtic Quest Inc., 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 is adopted."

Resolution #273

Councilwoman Giglio: "Authorizing Settlement of New York State Department of Environmental Conservation Notice of Violation, 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 is adopted."

Resolution 274

Councilman Hubbard: "Adopts a Local Law Entitled "Local Law to Change the Term of Office of Town Supervisor from Two (2) Years to Four (4) Years", so moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Hubbard, yes; Giglio."

Councilwoman Giglio: "I support this but I want to let everybody know that it will be up for a referendum so it will be on the ballot and everybody will have an opportunity to vote on it. So I support this and will be voting yes for it and I vote yes for this situation."

Vote Continued: "Wooten, yes; Dunleavy."

Councilman Dunleavy: "I'm voting yes because it gives everybody in the Town of Riverhead the opportunity to say yes or no in November so I vote yes."

Vote Continued: "Walter, yes. Resolution is adopted."

Resolution #275

Councilman Dunleavy: "Adopts a Local Law to Enact Chapter 33 Entitled "Term Limits" of the Riverhead Town Code, so moved."

Councilman Wooten: "I'll second."

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

The Vote: "Hubbard, yes; Giglio, yes; Wooten, yes; Dunleavy, no; Walter, yes. Resolution is adopted."

Resolution #276

Councilman Wooten: "Adopts a Local Law to Enact Chapter 33 Entitled "Term Limits" of the Riverhead Town Code, so moved."

Councilwoman Giglio: "Seconded."

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

The Vote: "Hubbard, no; Giglio, no; Wooten, no; Dunleavy, abstain; Walter, no. This resolution is not adopted."

Resolution #277

Councilwoman Giglio: "Adopts a Local Law Abolishing Board of Police Commissioners and Deleting Chapter 32 Entitled "Board of Police Commissioners" of the Riverhead Town Code, 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 is adopted."

Resolution #278

Councilman Hubbard: "Authorizes the Supervisor to Execute an Agreement with National Association of Drug-Free Employees (Nade), 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 is adopted."

Resolution #279

Councilman Dunleavy: “Authorizes Supervisor to Execute Cable Television Franchise Renewal Agreement with CSC Acquisition-NY, Inc. (Cablevision), so moved.”

Councilman Wooten: “I’ll second.”

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

The Vote: “Hubbard, yes; Giglio.”

Councilwoman Giglio: “For all the reasons stated at the public hearing, yes.”

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

Resolution #280

Councilman Wooten: “Authorizes Co-sponsorship of “Alive on 25” Street Festival on Thursday Nights, July 14, July 28, August 11 and August 25, 2016, Rain Date: September 1, 2016, 5:00 p.m. to 9:30 p.m. with the Riverhead Business Improvement District Management Association, Inc., along Main Street, between Griffing Avenue and Union Avenue; Authorizes the Supervisor to Execute a License Agreement with Designated Craft/Food Vendors and Alcohol Vendors; Suspends Enforcement of Riverhead Town Code Section 46-3 (Public Consumption and Open Possession of an Alcoholic Beverage) Solely Limited to the Aforementioned Dates and Time of the “Alive on 25” Street Festival, so moved.”

Councilwoman Giglio: “Seconded.”

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

The Vote: “Hubbard.”

Councilman Hubbard: “I can’t wait for this to get started. There have been a lot of people working very hard on this. I think it’s a great thing for downtown Riverhead. It’s going to mimic Patchogue situation and I think only good can come from it so I vote definitely vote yes.”

Vote Continued: “Giglio, yes; Wooten, I can’t wait, yes; Dunleavy, yes; Walter.”

Supervisor Walter: “Yes, I want to thank the Deputy Supervisor, the BID and John Dunleavy who worked hard on this and for putting this together so yes.”

Julie O’Neill: “Resolution is adopted.”

Resolution #281

Councilwoman Giglio: “Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Enact “A Local Law to Provide for the Codification of the Law Laws,

Ordinances and Certain Resolutions of the Town of Riverhead into a Municipal Code to be designated the “Code of the Town of Riverhead”, so moved.”

Councilman Hubbard: “Seconded.”

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

The Vote: “Hubbard, yes; Giglio.”

Councilwoman Giglio: “What that means is that we found a lot of redundancies and repetitive articles within the code that we’re trying to consolidate and make the code more clear. We hired a company to do that and so this is it, yes.”

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

Resolution #282

Councilman Hubbard: “Authorizes Town Clerk to Publish and Post Public Notice of Public Hearing to Consider a Proposed Local Law for an Amendment of Chapter 101 Entitled “Vehicles & Traffic” of the Riverhead Town Code (101-3. Stop and Yield Intersections, Railroad Crossings, Parking Fields; Deep Hole Road Intersecting with Twomey Avenue), 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 is adopted”

Resolution #283

Councilman Dunleavy: “Ratifies Resolution to Amend and Correct Resolution #203 Adopted on April 5, 2016 Authorizing Publish and Post of Request for Proposals for Youngs Avenue Landfill Testing, Maintenance and Monitoring, 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 is adopted.”

Resolution #284

Council Wooten: “Authorizes Town Clerk to Publish and Post Pubic Notice of Public Hearing to Consider a Proposed Local Law for an Addition to Chapter 95 Entitled,

“Taxation” of the Riverhead Town Code (95-47. Exemption for Landmarks or Properties within Historic Districts), so moved.”

Councilwoman Giglio: “Seconded.”

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

The Vote: “Hubbard, yes; Giglio.”

Councilwoman Giglio: “What this would do was if somebody was to make a substantial improvement to a historic structure that could be dilapidated or falling down if they put a million dollars into the house and they increase the value of the house they won’t pay the increase in taxes. They’ll pay the same taxes that they’ve always paid but they’ll fix up the house and they won’t pay the increase in the value of the house after the improvements have been made. And it’s a way I think to improve some of our historic structure through the town and incentivize people to come and fix them up rather than knocking them down. So it’s just a piece to the puzzle and a public hearing will be held on the third of May on 2:05 p.m. so it’s a good thing and I hope you all come out to support it.”

Vote Continued: “Wooten, yes; Dunleavy.”

Councilman Dunleavy: “I just want to follow up on what Councilwoman Giglio said. This is a ten year exemption. After five years you get a hundred percent, after five years it decreases by ten percent every year to the tenth year when you will pay regular taxes again. So it’s not a permanent exemption. It’s only a ten year exemption and then you’re back to paying regular taxes on it so I vote yes on it.”

Councilwoman Giglio: “Thank you John.”

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

Resolution #285

Councilwoman Giglio: “Approves the Chapter 90 Application of the Long Island Moose Classic Car Club (Car Show to Benefit the Wounded Warriors of Long Island – Sunday, May 15, 2016), 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 is adopted.”

Resolution #286

Councilman Hubbard: “Adopts a Local Law to Amend Chapter 108 Entitled “Zoning” of the Code of the Town of Riverhead (Community Benefit Zoning Use District – CBD), so moved.”

Councilman Dunleavy: “And seconded.”

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

The Vote: “Hubbard, yes; Giglio.”

Councilwoman Giglio: “I just want to say that I respect all the people that came out for the public hearing and I respect you for standing up for what you believe in and that you feel the need exists for the Community Life Center, I do too. I feel that the need exists for the Community Life Center but I think that ten units per acre that’s surrounded by residential property is too intense of a development in a residential zoning. I think there is no require listed in here as to how big the County Life Center as to be in proportion to the amount of units they can get. This could appear on several properties throughout the town and ten units per acre with that Community Life Center and a church and offices and living space for those offices I think is just too intense. It doesn’t have to be in the sewer district right now it just has to be within a certain range where the property can reach the sewer district and according to the code which I don’t know exactly what that means but we just spent near twenty-four million dollars upgrading our sewage treatment plant to reduce the amount of nitrogen that’s going into the Peconic River and I think by extending the sewer district and attaching high intense developments we’re you know, we’re counter proposing what we just spend and did.

The TDR’s that are listed in this pre-community benefit zoning district do not preserve farmland going forward. It allows any applicant to use farm credits that have already been purchased by the county so they’ve already gone as far as I’m concerned they’ve already had a press conference, they’ve already stood in front of the farmland and said we’re preserving this land and now the credit is being applied again rather than preserving farmland going forward and the provisions that are written in here actually trump Town Code because it says what’s written in here will supersede what’s currently in the code as far as any residential or commercial zoning district, as far as setbacks and buffers, height requirements, parking. All of these things it doesn’t apply to the resident district that the property is situated in if somebody should come forward and try and build it. It also refers to subtraction of land area for roads and for infrastructure but it doesn’t mention for subtraction of land area for wetlands and slopes graded on fifteen percent which is what our code calls for.

So I just think there’s a lot of problems with the legislation the way it’s written. I know that any applicant that comes forward who wants to build this project on this property has to come for a special permit. If the Board should decide to approve the Community Benefit Zoning District I will give every applicant the respect they deserve coming forth with an application so but for this zoning the way it is right now I’m going to vote no.”

Vote Continued: “Wooten.”

Councilman Wooten: “I’ve thought about this for twenty-five years or close to it. There are certain things we as elected officials have to look at and Community Building is one of

them. You have to see what you leave behind and what this town will look like ten years from now, twenty years from now. This is zoning. Unfortunately the zoning got tied to a specific project with a lot of moving parts. So, the zoning laws got tainted because people are equating it with a standalone development which the Community Life Center will have to go through SEQRA, will have to go through special permit. It will have to go through a whole host of things that they don't even realize they have to go through so that's a whole other issue the town can address; impacts on schools, sewage, roads, all those things and they want to be good neighbors as well. I think it's great for the community. I think we as elected officials that represent the community. I want to set the table and see who comes up and (inaudible) and really foster that so I think it's a good thing, I vote yes."

Vote Continued: "Dunleavy."

Councilman Dunleavy: "I'm going to, this to me is spot zoning because that Community Life Center is going to be built in the Town of Riverhead. I've been elected by the tax payers of the Town of Riverhead and I can't see, the Community Life Center everybody needs. I can't see a hundred and twenty-six apartments and business offices in that complex that pay no taxes. No one came to us and said in lieu of taxes we'll give you a payment. I have to protect the tax payers of the Town of Riverhead and not shoulder them with another burden of paying for someone else to live. We have over a thousand affordable housing units in Riverhead right now. I think per population we have the most of any town in Suffolk County so I have to vote no for this."

Vote Continued: "Walter, congratulations yes." Resolution is adopted."

Resolution #287

Councilman Dunleavy: "Authorizes Settlement of Legal Actions by T-Mobile Northeast LLC and Metro PCS New York, LLC against the Riverhead Water District, , 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 is adopted."

Resolution #288

Councilman Wooten: "Order Calling Public Hearing Extension of the Riverhead Parking District, 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 is adopted.”

Resolution #289

Councilman Giglio: “Resolution to Support County of Suffolk Purchase of 9.71 Acres of Vacant Land Located on Main Road, Jamesport, NY (Subject Property) Owned by TDG Jamesport Owner, LLC as a Hamlet Park and Expression of Commitment to enter into an Agreement for Management of the Subject Property and Improvements, 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 #290

Councilman Hubbard: “Approves Change Order No. 1 Installation of Water Mains and Appurtenances Stoneleigh Woods – Phase 4 Final Construction Cost – Riverhead Water District, 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 is adopted.”

Resolution #291

Councilman Dunleavy: “Pays Bills, so moved.”

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

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

Supervisor Walter: “Alright, so we have three resolutions. Does the Board wish to take all three off the floor? You want to move them all at the same time? Let’s call 292, Authorizes Town Supervisor to Execute Lease between Riverhead Water District and New York Cingular Wireless PCS, 293 will be Reinstates Cultural Affairs Supervisor and 294 will be Authorizes the Supervisor to Execute a Lease Agreement with Joseph Petrocelli/J. Petrocelli Contracting Inc. for the Town Historian Office at 542 East Main Street, Riverhead, NY. Do you have that?”

Councilman Dunleavy: “I make a motion we take Resolution 292, 293 and 294 off the floor, so moved.”

Councilman Wooten: “I’ll second.”

Supervisor Walter: “Moved and seconded. Vote to taking these resolutions off the floor.”

The Vote: “Hubbard, yes; Giglio, yes; Wooten, yes; Dunleavy, yes; Walter, yes. These resolutions can be taken off the floor.”

Resolution #292

Councilman Dunleavy: “Authorizes the Supervisor to Execute Lease between Riverhead Water District and New York Cingular Wireless PCS, 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 is adopted.”

Resolution #293

Councilman Wooten: “Reinstates Cultural Affairs Supervisor, 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 is adopted.”

Resolution #294

Councilwoman Giglio: “Authorizes the Supervisor to Execute a Lease Agreement with Joseph Petrocelli/J Petrocelli Contracting Inc. For the Town Historian Office at 542 East Main Street, Riverhead, NY, so moved.”

Councilman Hubbard: “Seconded.”

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

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

PUBLIC COMMENT

Supervisor Walter: “Alright now we open the public comment portion to anything folks wish to comment on. We ask that you limit your comments to five minutes. Does anybody wish to be heard tonight? Yes Pastor Coverdale if you want to speak come up to the podium. That would be wonderful.”

Pastor Coverdale came forward and thanked the people who voted in favor of the Community Life Center and for giving them the opportunity to move forward and see what can be done for the Town of Riverhead

Supervisor Walter: “Anybody else wish to be heard tonight? Alright, thank you folks for coming. Can I get a motion to adjourn?”

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

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

Meeting Adjourned at 8:02 p.m.