

Minutes of a 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, July 3, 2012 at 2:00 p.m.

PRESENT:

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

ALSO PRESENT:

Diane M. Wilhelm,	Town Clerk
Robert Kozakiewicz,	Town Attorney

DEPARTMENT HEADS PRESENT:

Meg Ferris
Ray Coyne
Judy Doll
Chris Kempner
Rick Hanley
David Andruskiewicz

OTHERS PRESENT:

Tara McLaughlin
Jill Lewis

(The meeting was opened at 2:00 p.m.)

(At this time, the Pledge of Allegiance was recited)

Supervisor Walter: "Okay. Lt. Kelly Ross from the Salvation Army is going to do our invocation. Kelly- Lt. Ross, would you like us to sit or stand?"

Lt. Kelly Ross: "You can sit, that's fine. Let us pray.

Father, we thank you for today. We thank you for the opportunity for allowing us to be here Lord and, Father, we just pray as we discuss the business of the town Lord, that you would just give us wisdom, Lord, that you would guide us and direct us in everything that we say and do.

And, Father, we just ask that you would just bless our time here. In Jesus' name we pray. Amen."

Supervisor Walter: "Lt. Ross works for the Salvation Army right in downtown Riverhead and they do a good job with aiding lots of Riverhead residents and they obtained a grant for a new vehicle that is a disaster response vehicle and it's going to be great.

I think the town of Riverhead is going to use it quite a bit, I hope.

We have- "

Councilman Dunleavy: "I hope not. We don't want no disasters."

Supervisor Walter: "That's actually true. We don't- you're right, I never want to see- we've been over (inaudible).

Okay. Can we have Daniel O'Neill and Erik Divan? Jim, aren't you coming up- are you taking the picture?

So we have proclamations- Erik and Daniel are Riverhead high school honorable students, are members of the East End National Rowing Institute and upon the occasion of becoming- they are the North American Champions. They placed first in the boys lightweight double skulls winning the 2012 SRAA National Championship regatta for men.

Where did they have the regatta? Where? Oh, cool.

It is- we like to honor our young students, especially your honor roll, your champions. The fact that the East End Rowing is something that is going to be part of what helps bring back- continues to bring back our Main Street and I know we've been working to get a- what's it called- a boat house, skull house, yes,

skull house. No we don't want a skull house. That's right there with the Chester four year old neutered male that I- so we've got proclamations for both of you.

We want to thank you for your dedication. How long have you boys been rowing together? Three years. How fast can you go? Can you beat your dad? On your own, one on one? Get out of here. Jim, they beat you? That's not good.

Well, gentlemen, we'd like to thank you for coming out and we've got these proclamations for you and it acknowledges that you're part of this scholastic rowing association of America that was formed in 1935 and it is really cool that you guys are here and we hope that you continue to bring rowing into Riverhead- back to Riverhead, into Riverhead, and, Eric, here's a proclamation for you and, Daniel, here's a proclamation for you.

All right, gentlemen, thank you very much.

Now we'll bring in the neutered male. Do we- oh, here we go. Here you go, Jim."

Councilman Wooten: "Chester is up for adoption. He's four years old. He's an American Staffordshire Terrier mix and he's a neutered male. He's been with us for a while."

Supervisor Walter: "April, 2010."

Councilman Wooten: "April, 2010. (Inaudible) he has made much improvement in learning basic commands and it would be nice if he had a nice fenced in yard to run around in and play. He loves (inaudible).

Here's Chester, beautiful."

Supervisor Walter: "He knows his name. He's a good looking dog."

Councilman Wooten: "He's got a lot of great dogs up there, seventeen dogs."

(Unidentified): "Last month we had nine successful adoptions."

Supervisor Walter: "All right. We do have a lot of people in the audience but maybe somebody will adopt Chester. Mitch, he really took a shine to you.

All right. Thank you for bringing Chester out."

(Some inaudible comments regarding Chester)

Supervisor Walter: "Okay. John."

Councilman Dunleavy: "I'd like to make a motion that we adopt the town board minutes of June 19, 2012. 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. The minutes are approved."

Supervisor Walter: "All right, Diane. Monthly Reports."

Diane Wilhelm: "Sure."

REPORTS:

Tax Receiver	total tax collection to date as of June 25 - \$127,791,908.97
Town Clerk	monthly report June 2012 - \$11,277.95
Sewer Department	monthly report for May, 2012
Fire Districts	Wading River Fire District Financial statements 2011

CORRESPONDENCE:

Joseph Hall	Letter regarding proposed code amendment to Chapter 106
Marybeth Zilnicki	letter regarding proposed amendment to Chapter 101-7 Turns

Jamesport-South letter and petition requesting a
Jamesport Civic Assoc. public hearing for the site plan
of the proposed Village at
Jamesport development project

Supervisor Walter: "I didn't see that either but I think they have to go through site plan because it is- "

Councilman Wooten: "Was it addressed to the planning board or to the town board?"

Supervisor Walter: "I don't think they had actually submitted site plan."

Diane Wilhelm: "It was planning."

Supervisor Walter: "My assumption is but I don't know the facts so I shouldn't make that assumption but my assumption was that they had to go to site plan, so I don't know."

All right. Are there any town board reports?"

Councilman Dunleavy: "No. I've just got a question. On the Joseph Hall letter, is he correct in stating that electric motors do not include the pond in Manorville and- "

Supervisor Walter: "I don't know. Why don't you sit down and talk to him and report back because I don't know. I read it too and I think I sent it back to you and said what does this mean?"

Councilman Wooten: "Does our code transcend our boundary lines?"

Supervisor Walter: "No."

Councilman Dunleavy: "No, no. The pond's in Manorville. If it's only the river, then they won't do anything with the Sportsman's- (inaudible), River Road."

Supervisor Walter: "Well, we solved one problem. Maybe we didn't solve all the problems. Talk to- "

Councilman Dunleavy: "I'll look into it though and get back. Okay?"

Supervisor Walter: "All right. Any other committee reports?"

Fireworks, 4th of July, tonight. Well not that you're going to see this before tomorrow, but there's fireworks today at 9:15 behind the riverfront on Swezey— some day we won't call it Swezey's but on the riverfront and the band starts at six, so it should be a nice evening. So for those of you who are sitting in the audience, fireworks tonight, nice couple of bands that are playing this afternoon and there's actually a concert tomorrow night at 6:00 and it's the Blues Brothers band. I think it's the original Blues Brothers band that's playing on the riverfront, something like that tomorrow night.

I know I'm getting a look. Am I wrong? Close enough for a politician.

Okay. Special permits, Diane. What do we have for applications? We've got applications pending town board approval."

Diane Wilhelm: "Oh, under that, okay."

APPLICATIONS (pending Town Board approval)

Special permit

Long Island Corvair Assoc. -
auto show at riverfront parking
area - Sept. 23, 2012

Sports Authority - sidewalk sales
- June 29 through August 26, 2012

Kent Animal Shelter - 5K run/walk
at Martha Clara Vineyards,
Jamesport - Sept. 23, 2012

Old Steeple Community Church -
annual antique fair - August 25,
2012

Parade/Assembly Permit

Long Island Antique Power Assoc.,
Inc. - assembly at Hallockville
Jamesport, July 14 & 15, 2012

Diane Wilhelm: "That's it."

Supervisor Walter: "All right. Four public hearings today so why don't we get started?"

Public hearing opened: 2:13 p.m.

Supervisor Walter: "2:05 having arrived, I'm going to open the public hearing for consideration of a local law to amend Chapter 108 entitled Vehicles & Traffic of the Riverhead town code, traffic regulations, and this is stop and yield and intersections, railroad crossings, parking fields, Fifth Street and St. John's Place.

John?"

Councilman Dunleavy: "Okay. This is on the north side of Northville Turnpike. It's when you're existing St. John's Church, there's a curve on Northville Turnpike so when people are trying to make a left hand turn, it's-- the left hand turn."

Robert Kozakiewicz: "Yeah, but this isn't-- that was the one turn. This is the stop sign.

What we're doing-- "

Councilman Dunleavy: "Oh, the stop sign. Okay."

Robert Kozakiewicz: "What we're doing is we're calling for a public hearing to add a stop sign.

Those familiar with the St. John's School, there's a roadway that passes between the school and the firehouse and comes to a-- basically an "L" if you will and then that-- you make a left and you go back onto Roanoke Avenue.

At that intersection, we're proposing to put a stop sign up so that when someone is coming pass the school, there will be a stop sign on your right hand side or the south side of the road.

I think there was one there, but it's not in the code. Okay. So this is doing some clean up."

Councilman Dunleavy: "So it's clean up."

Robert Kozakiewicz: "I believe there is a stop sign there as we speak."

Councilman Wooten: "Yeah, I think there is."

Supervisor Walter: "It's right up there with all those traffic lights- or street lights we put up."

Robert Kozakiewicz: "So this is so that if someone passes through that they can be prosecuted the right way."

Councilman Dunleavy: "That's right. I'm corrected. Thank you."

Supervisor Walter: "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 until July 13th."

Public hearing closed: 2:15 p.m.

Left open for written comment to
July, 2012

Public hearing opened: 2:15 p.m.

Supervisor Walter: "The second public hearing is supposed to start at 2:10 and this is for the consideration of a local law amending Chapter 101 entitled- I've got a headache guys, I'm sorry- I'm going to take an Advil. Sorry. I think the grass pollen starts. Is grass still blooming, George? Is it grass that blooms now?"

Councilman Gabrielsen: "Yeah."

Supervisor Walter: "Weeds. All right. Something."

Consideration of a local law amending Chapter 101 Vehicles & Traffic of the Riverhead town code, Article III Traffic Regulations and this is a south from the TJ Maxx shopping plaza on Roanoke Avenue.

John, this is the one that- "

Councilman Dunleavy: "Yes. I was wondering. We're going to have this hearing but we'll have to have another hearing because if

you make a no left turn out of TJ Maxx onto Roanoke Avenue, right turn only, there's another exit from 7-11 that should be the same way.

What they're doing is they're crossing two lanes of traffic that are moving and so this is only for TX Maxx but we will have another public hearing on 7-11 also."

Supervisor Walter: "You know, after listening-- reading her letter and multiple e-mails, I'm wondering is she's right. That this one's not really the problem, that it's the 7-11 that's the problem. But let's see."

Councilman Dunleavy: "Well, it could be, but they're both going across two lanes of traffic and the two lanes are going over moving traffic. One goes to the right down 58, the other goes across 58. So both of them are dangerous."

Councilman Wooten: "Actually one of the suggestions she made because I wrote her back a couple times (inaudible). It would be nice if that apron into 7-11 could be made part of the entranceway to TJ Maxx and not (inaudible)."

Councilman Dunleavy: "That's private property so-- "

Councilman Wooten: "I think they own just a little bit on the side."

Councilman Dunleavy: "Yeah, we can't do that."

Supervisor Walter: "Cross access easement or something."

Councilman Gabrielsen: "I think that parking at 7-11 is so tight that if you came into the parking lot, there's all slots there, you'd probably lose six spots. There would be no parking in 7-11. There's none now."

Councilman Wooten: "Well, get your coffee and go instead of sitting around talking."

Supervisor Walter: "All right. Anybody else wish to be heard on this matter? Yes, Sal."

Sal Mastropaolo: "Sal Mastropaolo, Calverton. I have a

question. If this goes through, are you then going to put a no left hand turn out of the parking lot for Peconic Bay's parking lot which is right next to it?

I mean what's the reason for this?"

Supervisor Walter: "Yeah, I'm beginning to think the same thing. 7-11 I could see. I don't know about this one."

Councilman Dunleavy: "The parking lot for Peconic Bay is only one lane, you're only going across one lane of traffic."

Sal Mastropaolo: "No, no. You're crossing two lanes."

Councilman Dunleavy: "It doesn't separate until just north of TX Maxx."

Councilman Wooten: "It is further north."

Sal Mastropaolo: "Okay. You're saying when it goes past Peconic Bay's parking lot and entrance, it's only a single lane and then it widens to two to accommodate the traffic circle?"

Councilman Dunleavy: "Yes. But we'll check on that."

Sal Mastropaolo: "Okay. But a long time back we had asked— or I had mentioned making it two lanes all the way up Roanoke."

Councilman Wooten: "Yeah, we measured it. We measured it right after that hearing and it wasn't enough room."

Sal Mastropaolo: "Okay, thank you."

Councilman Wooten: "There wasn't enough width."

Supervisor Walter: "All right. Does anybody else wish to be heard on this?"

Not seeing anybody, we will close the public comment of our public hearing and leave it open for written comment until July 13th in the town clerk's office at 4:30."

Public hearing closed: 2:19 p.m.

Left open for written comment for 10
days to July 13, 2012, at 4:30 in the
Town Clerk's office

Public hearing opened: 2:20 p.m.

Supervisor Walter: "The next public hearing is 2:15-
scheduled for 2:15 and this is consideration of a local law amending
Chapter 108 entitled zoning of the Riverhead town code, definitions;
word usage - breezeway.

And this is defining what a breezeway is, open construction
with a roof- I'm not going to read it, you guys all look at it."

Councilman Dunleavy: "Can I just say this. This is- there
was some confusion over our definition of breezeway. We didn't have
a length, we didn't have anything in the code so what we're making
it now- we're making it in length and the height that it has to be
to be called a breezeway to attach one building to another building.

The other one that we- could have a 100 foot breezeway and
attach two structures and make them one. This is limiting that."

Supervisor Walter: "Did you want to say something on it,
Jodi?"

Councilwoman Giglio: "Well, this is something that was
brought to our attention and we sat at code revision and discussed
it and the town attorney got to drafting it, so now we're having a
public hearing on it and it was based on a letter and recommendation
that we define breezeway.

So we took it from other codes throughout the county that
defined breezeway better than we did and if anybody has any comments
on it, I think that- "

Supervisor Walter: "Dominique, I'm assuming as you stand up.
Just state your name and hamlet for the record."

Dominique Mendez: "Yup. Dominique Mendez, Wading River, for

the Riverhead Neighborhood Preservation Coalition.

So obviously I urge you to change the definition of breezeway so it actually defines a breezeway.

And, John, there actually was, you know, there has been a definition of breezeway on the books for a while. I think the issue wasn't that there wasn't a definition— "

Councilman Dunleavy: "It wasn't a good definition."

Dominique Mendez: "It was a pretty poor definition. Right."

Councilman Dunleavy: "Yes."

Dominique Mendez: "And I think everyone admitted that. Unfortunately we all— we, in fact, I brought this to you guys attention and so did other people last July it started and this exact definition is one I e-mailed to Bob Kozakiewicz in August. I think it was August 25th or 28th, I have it.

So it's been a long time coming and I think, Jim, last time I was up here and we discussed this, you kind of admitted that what is it, you're fixing this after the barn door was opened and I completely agree.

You know, ideally this is— and hopefully this won't happen again— ideally this is something that should have been fixed when you had notice and before it was used as basically a loophole to get around the existing code.

But at least doing it now does do one good thing in that for example at that one business where they already have, you know, a path that you could drive a truck through called a breezeway, they've got a ranch in the front and this would not allow them to attach that with maybe a 500 foot path. Let's call it a breezeway and have this octopus like structure.

That would be— well, you laugh. It's almost as silly as what they already have but it would be even more silly so at least it would prevent them from doing that or some other business or residence from doing that.

But something happened at the public hearing actually when we

discussed this issue. It was actually discussing the expansion into the barn and that's what that definition was used for by the business at Jedediah Hawkins, that used this definition to get through and to allow expansion that wouldn't have been allowed.

So we were discussing that, It was one of the first public hearings that we had because you guys approve public hearings for site plans and that was a good thing and so we had that and at that public hearing it came out, one of the neighbors asked a question and it was about the roof. And they said, well, it wasn't covered and the person who worked- represented the Hawkins said, well, there was no definition of a roof in town code and so it didn't seem like it would have to be solid or covered and we thought that vines- it was deemed that vines would be enough.

So I wanted to let you guys know that in addition to breezeway, it seems like your planning director/board doesn't know what a roof is and so you might need to define roof for them and I'm thinking floor, because we could have dirt floors."

Supervisor Walter: "I don't think we could define everything that comes up. Some things we might refer to the Webster's dictionary."

Dominique Mendez: "Well, they didn't in this case. They- I guess there was confusion and they said- and what the applicant said that since a roof wasn't defined that a roof wouldn't have to be solid and it could be vines which I guess since it's part of a structure- which means I could probably do that in my house too.

So you might want to- there seems to be some confusion but truthfully it was hard to take that seriously but the planning board apparently did.

So for to take them at their word and you should probably consider defining roof and maybe floor and door, window. I don't know what else they really need to understand."

Supervisor Walter: "Hopefully we don't have to go that far."

Dominique Mendez: "I'm hoping but, again, there was- apparently if you take them at their- confusion, maybe you also might want to consider, because this brought to light an issue and maybe discussing it with the planning board.

We really— the residents and businesses rely on codes in zoning categories to balance the rights of property owners and to promote land use that's good for the town in the long run. And I think we deserve much more than a mockery being made of the system by any boards of the town, and that includes the planning board, the ZBA, and the town board.

And it was hard to sit in that meeting and take that seriously that discussion of a roof and I'm thinking maybe that's something you want to address and try to prevent happening in the future.

I really look forward to a day when we can inject more reality, logic and fairness into these processes. Obviously we're not there yet but I'm hopeful that we'll get there one day.

In the meantime, I do ask you to go forward and adopt the revised definition of breezeway which I think is the same as Southold's definition of breezeway. That's the one I've provided back in August."

Supervisor Walter: "Okay."

Councilman Dunleavy: "Dominique, I've seen breezeways with open roofs that are just gorgeous. I think the most important thing is the length and the square footage that it covers."

Dominique Mendez: "I don't think we have— yeah, but it still has a roof in yours too. I don't think we have an issue with someone building a long path, an ornamental patio sort of stuff and no one has a problem with paths."

Councilman Dunleavy: "No, it's hard to define roof, you know, when it could be an open roof, a breezeway. I mean a breezeway is something that's between two buildings that join. I think the most important thing is the length and the square footage that it covers. And I think that's the most important."

Dominique Mendez: "So a roof to you could be— "

Councilman Dunleavy: "It could be an open roof, a design roof, it could be— I've seen some gorgeous open roofed breezeways."

Dominique Mendez: "And they made two buildings one, these gorgeous open roofed breezeways?"

Councilman Dunleavy: "We're talking about breezeways. This is the definition of breezeway."

Dominique Mendez: "Right. That's why— yes."

Councilman Dunleavy: "So I've seen some open roofed breezeways."

Dominique Mendez: "But it didn't mean that those structures made two buildings one or a garage— we don't have an opposition to people connecting things or, you know, not having roofs. It's just that your definition makes sense and it makes two buildings one and if does say a roof in here and I don't think that this board meant that roofs be open because then it's really not a roof. Is it?"

Councilman Dunleavy: "It says open construction."

Dominique Mendez: "The sides are open in a breezeway."

Councilman Dunleavy: "Well, it says roof projecting. So I think it could be an open roof too."

Councilwoman Giglio: "I think a roof is definitely defined in New York State building code and we refer often to New York State building code in our code for definitions of structures and you know use of insulation and things of that nature."

Dominique Mendez: "Right."

Councilwoman Giglio: "I'll look into it."

Dominique Mendez: "Right."

Councilman Dunleavy: "Well, they didn't the last time."

Dominique Mendez: "Right. I— yes, you should look into it because the planning board seems to think that it would be— or it could be open and I didn't think John's is completely accurate."

If we look up roof I think it's usually, you know, solid and permanent sort of thing so I don't think that fits the definition of a roof but maybe you guys need to define roof.

I know it sounds silly but that's what happened at the planning

board hearing.

Thank you."

Supervisor Walter: "All right, thank you. Does anybody else wish to be heard on the matter? Yes."

Phil Barbato: "Phil Barbato, Jamesport. Sometimes when we talk about breezeways and Jefediah Hawkins I feel like I'm in a sequel to Alice in Wonderland.

A roof keeps the weather out. A breezeway is a structure. It keeps the weather out. It should stand on its own as a structure.

I'm a registered professional engineer in New York State. I have a license to practice engineering in New York State.

Your definition of roof, sir, is not correct."

Supervisor Walter: "We don't have a definition."

Councilman Dunleavy: "I don't have a definition- "

Phil Barbato: "Well, I think the town- "

Councilman Dunleavy: "It was only my opinion."

Phil Barbato: "And I'm only giving mine. I could be wrong, you could be wrong.

My point is that the town has to- this board has to direct its appointed boards on what the definition of roof is because your planning board is about to approve a structure quote unquote that isn't a roof and it's 120 feet long and you can drive a fire truck through it. And it's got pretty landscaping around it.

This is the ridiculous situation that we're in in this town and you are in the center of it. I don't think you're going to escape that point. You have to define this in the code and you have to direct your appointed boards on how to adjudicate this otherwise we end up in the ridiculous situation like this.

You've got 120 feet with roses on both sides and that connects two structures and makes them one building?"

Councilman Wooten: "Wasn't part of that site plan— I thought it was supposed to be like plexiglass or something. There was supposed to be some sort of shield."

Phil Barbato: "Yes. And the last thing we heard was, well, maybe we don't need that— "

Councilman Wooten: "Oh, oh, oh. So it's more changes."

Phil Barbato: "That's what I'm trying to say. I was at the same hearing. It was surrealistic."

Councilman Wooten: "Okay. I wasn't there. Okay."

Phil Barbato: "I'm glad because you probably would feel the same way I do."

The other thing I think you should make clear in this code is anyone who's gotten an approval for the old breezeway definition would not be grandfathered under this new code.

In other words, if this particular applicant wants to connect the building that's now in front of their main structure, which I'm sure is in their long range business plan, that they cannot do it once this new definition is in place.

And you have to make that clear too because I'm sorry, sir, but you don't realize what goes on in those zoning board and planning board meetings. It's not real. It's Alice in Wonderland. And if you don't make it clear, it's going to happen again."

Supervisor Walter: "Well, I think that the record of this public hearing is going to reflect the fact that the town board believes that when this gets adopted, this would— anything— you wouldn't be able to go forward under the old section of the code so if you had another building you wanted to connect that was 120 feet— a distance of 120 feet, you wouldn't be able to do it because this new code provision prevails and I think the case law is going to bear this out that the breezeway that they may get approved will now become pre-existing, non-conforming structure under our code."

Councilman Wooten: "But then again, 120 foot arbor is not a breezeway either."

Phil Barbato: "That's our point."

Councilman Wooten: "Even under the old definition."

Supervisor Walter: "All right."

Phil Barbato: "Thank you."

Supervisor Walter: "Does anybody else wish to be heard on this matter? Not seeing anybody, we will close the public comment portion, leave it open for written comments until Friday, the 13th. At 4:30 in Diane's town clerk's office."

Public hearing closed: 2:32 p.m.

Left open for 10 days for written
comment to Friday, July 13, 2012

Public hearing opened: 2:32 p.m.

Supervisor Walter: "All right. We have a fourth public hearing and this is supposed to open at 2:20; 2:20 having arrived 10 minutes ago, this is the consideration of a local law amending Chapter 64 entitled Fire Prevention of the Riverhead town code, and this is permit fees for tents.

And this sets- we have tents that are being put up throughout the town and we send our fire marshals out there to inspect them, and Dave you can jump in at the podium if I'm mis-speaking and we spend a considerable amount of time having our fire marshals go out and the building department as well inspect these various tents and that- sometimes it's on overtime, Saturdays and Sundays, and this is for a way for more or less- for the town to break even on what we're paying our personnel to go out on overtime to do these.

Dave, is that more or less correct>"

Dave Andruskiewicz: "That's correct."

Supervisor Walter: "Okay. Anybody else- "

Councilman Gabrielsen: "And how— my question is how did— these fees, did they change a lot from what is pre-existing now?"

(Inaudible comment)

Councilman Gabrielsen: "It went up about fifty percent. All of them. Okay."

Councilwoman Giglio: "It's in line with what most of the towns are charging in Suffolk County for the inspection of these tents."

Supervisor Walter: "Okay. Does anybody else wish to be heard on this matter? Yes."

Councilman Wooten: "Is it strictly commercial on this?"

Robert Kozakiewicz: "It was applied for commercial/industrial. We may need to clarify that it's not due for residential. It says commercial/industrial."

Herb Strollo: "Herb Strollo, executive director for Hallockville Museum Farm up on Sound Avenue.

First of all, I think as the Supervisor pointed out there is a need obviously for the fire marshal's office to at least break even and they do tremendous work and so I applaud them for that. They are very accommodating.

What I would ask, however, is that some consideration be given for not for profits including places like Hallockville and churches and whatnot in terms of the increased fee rate structure, so in particular— and one clarification I would like in the proposed 64-9 subsection P as in papa, you talk about operational permits for any other use, process or operation as required by New York State code, \$50.00 permit fee.

I'm just curious as to what you mean by any other use, process or operation."

Robert Kozakiewicz: "It's just a catchall and it should be— what it was is that was the previous subsection N which was the catchall that had been in the code under the fire prevention code so it got bumped down.

It should actually be O not P because I think N follows O- I mean O follows N so that was a- but- so that's just a catchall and maybe the fire marshal can explain what other applications might come in under that scenario."

Supervisor Walter: "And we will correct it if there's no- if there's no O."

Councilman Wooten: "Yeah, that would- but I had the same- "

Robert Kozakiewicz: "I think there's no O."

Councilman Wooten: "I'm wondering- yeah, I know what you're saying with non-profits or churches or organizations like that. This calls for commercial and industrial and how does churches and non-profits fit into that definition?"

Robert Kozakiewicz: "We don't define it."

Herb Strollo: "So, yeah, I'd appreciate that because again, \$175.00 might not seem like a lot but if you're putting up, for instance a church is putting up two or three of those a year, it starts adding up to real money, so I would appreciate your (inaudible).

Thank you."

Supervisor Walter: "Thank you. Dave, if you want to just weigh in on that or- "

Dave Andruskewicz: "Just on the- on what the gentleman just said about Hallockville.

I can understand if it's going to be for their own use that they're going to be installing the tent floor or whatever it may be. But if they're doing weddings, that type of thing, then I think the code should apply to the, you know, to what they plan on doing."

Herb Strollo: "And I would- if I may, I would totally agree with that."

Supervisor Walter: "You would totally agree?"

Herb Strollo: "That it's a commercial use. When we rent out

the facility for weddings, it's a commercial use and I would certainly, you know, support what Dave was saying.

But in terms of our own events, for instance the fall festival or other events that we sponsor and put on, you know, that's (inaudible) not for profit."

Supervisor Walter: "Why don't you come up to the podium so that we can get that on record so that we can make a full record."

Councilwoman Giglio: "So then do you put up the tents on a Friday or Saturday and you take it down over the weekend, or do you use the tent for, you know, six weeks or- "

Herb Strollo: "So let me just clarify. So in other words in terms of what the assistant fire marshal was saying about when we rent out the facility to private parties. For instance, let's say it's a birthday party or a wedding or whatnot and those folks want to put up a tent on their own, we require them to obtain a tent permit from the fire marshal. That's on their dime so to speak and so certainly I personally have no problems with the fee structure as it- the proposed fee structure as it is defined here in the proposed code amendment.

In terms of answering Ms. Giglio's question about Hallockville events, so for instance for the fall festival which occurs typically the third weekend in September, we will put up a tent and typically we'll have it up for four, five days. It's a one time use.

The fire marshal comes out- we apply for a tent permit, the fire marshal comes out, does the inspection and that's purely for our fall festival, in direct support of our not for profit mission.

So I don't know if that answers your question or not."

Councilwoman Giglio: "It does, but we may have to revise our application, Dave, to reflect, check box saying is this a not for profit and is this for use by the not for profit and not by a commercial entity and you know just clarify that on the application so that we- "

Dave Andruskiewicz: "Yeah, usually what they will do is that if it's going to be- say if it's the country fair, they'll put on there that it's not for profit. If it's something for the wedding,

it's usually, you know, it's pretty defined as to what they're going to be doing."

Councilman Wooten: "I haven't seen the application, so- "

Dave Andruskiewicz: "But we can- as I said, I know there is going to be some changes to our applications so it might be just easier to go ahead and codify the application to reflect that it is not for profit."

Councilman Dunleavy: "And then I think we can waive the fees for not for profits like we do for other fees that we charge."

Supervisor Walter: "Yeah, we seem to waive those not for profit fees left and right."

Councilman Dunleavy: "Yeah, that's right."

Dave Andruskiewicz: "I mean I think we have a pretty good understanding as to you know what the town board is looking for and if there are any questions you know we can always reach out to you guys from there."

Councilman Gabrielsen: "Dave, I have another question."

Dave Andruskiewicz: "Sure."

Councilman Gabrielsen: "We have tents less than a thousand foot. Shouldn't we have like a minimum?"

Dave Andruskiewicz: "It shouldn't be a thousand feet. It's 10 by 10. It should be a hundred. So those are the easy up tents they use."

Councilman Gabrielsen: "Right. A lot of farm stands put up easy up tents to get out of the sun with the pumpkins- "

Dave Andruskiewicz: "Right, exactly and they go flying off when the wind is over 10 miles an hour.

It should be- it's anything 20 by 20 or larger."

Councilwoman Giglio: "Okay."

Councilman Gabrielsen: "Twenty by twenty- "

Dave Andruskiewicz: "That's correct. That's consistent with the code."

Councilman Gabrielsen: "Okay, so 400 foot and larger. It doesn't say that."

Councilwoman Giglio: "We've got to change that."

Councilman Dunleavy: "It doesn't say it."

Councilman Wooten: "It just says first tent less than a thousand square feet."

Councilwoman Giglio: "So we have to say 400 square feet to a thousand square feet is \$175.00."

Councilman Dunleavy: "You said that should be a hundred."

Dave Andruskiewicz: "Twenty by twenty."

Councilman Gabrielsen: "It's 400 square feet.

The first tent between 400 and a thousand should be 175."

Dave Andruskiewicz: "That's correct."

Councilman Gabrielsen: "So just change that one sentence."

Dave Andruskiewicz: "Yes. So we might just have to codify that as well."

Robert Kozakiewicz: "So we're saying something that's less than 400 square feet, there's no permit required at all?"

Dave Andruskiewicz: "That's correct. If it's a 10 by 10 easy up."

Councilman Gabrielsen: "Four hundred square feet to a thousand square feet."

Supervisor Walter: "But it doesn't say that. It says first tent less than a thousand square feet."

Councilman Gabrielsen: "So we'd have to change it to four hundred square feet."

Supervisor Walter: "So it's first tent between 400 and a thousand square feet?"

Dave Andruskiewicz: "Right. Actually, I'm sorry, it should state that. It should be from- I know it says a thousand feet or, you know, a thousand square feet or less. We should have it in there where it says 400 to a thousand."

Supervisor Walter: "Looks like we're going to public hearing again. So under 400 square feet, no permit required. Under 400 square feet because the first tent between the 400 square feet and a thousand is 175. Tents under 400 square feet, no permit required."

Dave Andruskiewicz: "Yes, that's fine."

Supervisor Walter: "All right. I think we're going to public hearing again."

Does anybody else wish to be heard on this matter? Okay, we'll close out the public comment portion, leave it open for written comment until July 13th, knowing that Friday the 13th, we probably will go to public hearing again."

Public hearing closed: 2:40 p.m.

Left open for 10 days for written
comment to Friday, July 13, 2010

Supervisor Walter: "Next, resolutions. Does anybody wish to be heard on resolutions? Sal."

Sal Mastropaolo: "Sal Mastropaolo, Calverton."

Supervisor Walter: "How are you doing, Sal?"

Sal Mastropaolo: "Good. CDA resolution No. 10."

Supervisor Walter: "Yes."

Sal Mastropaolo: "I have a question. Credit implies value, okay, and there's a statement in here that says Eastern Fence may use credits for track that was removed by the CDA.

Okay. Is the CDA being compensated for those credits?"

Supervisor Walter: "Here's the problem, Sal. This is almost imaginary.

When we did the-- the rail spur goes into the WSR area. In order to rehabilitate the rail spur, they only allowed us to rehabilitate the existing rail spur, nothing more.

The-- there was a section, a siding that there was no use for so we took it out and we consider it, you know, it has no value, probably we'll scrap the steel. But other than that, it had no value.

The State DEC has turned around and said if you want to expand the rail spur and the only expansion of the rail spur really is to hook it up to the two-- one of the two businesses that are the beneficiary of this rail spur, they had to put some additional track in.

Because it's in the WSR, the DEC came and turned around and said well, we can only let you install rail spur on an in kind basis. So if you took some out, you can put some in.

And I don't like this, I don't want it to be a precedent. I think the DEC is 100% wrong in what they're asking but it's a fight that the town-- it's not a fight. It's a discussion that the town has to have with the DEC on a global picture because if I can't convince the DEC that this rail spur has to go through some additional WSR line-- area to pick up the new subdivision, then the rail spur really is a rail for two businesses and it will never be any more than a rail for two businesses.

But that conversation is happening now with the DEC. In the interim, Eastern Wholesale Fence is stuck because the DEC won't let them connect and we want them to connect so the rail spur will be used so this was the easiest way to try to say, listen, do this now but know that the town is not accepting this as a-- that there's any value to that rail spur, that there's any value to what they're asking us to do.

We're just looking for the mechanism to get Eastern's rail spur connected."

Sal Mastropaolo: "Okay, let me see if I understand this.

I think what I heard you say is that at one time let's say for argument's sake, there was a thousand foot of rail in that environmentally protected area."

Supervisor Walter: "Right."

Sal Mastropaolo: "And there's now only 900."

Supervisor Walter: "Right."

Sal Mastropaolo: "And they're going to install a hundred feet and they're going to install it in lieu of what we took out."

Supervisor Walter: "Correct."

Sal Mastropaolo: "Okay. Thank you."

Robert Kozakiewicz: "You've got it."

Supervisor Walter: "That's a hundred percent right."

Sal Mastropaolo: "Resolution 498. I noticed that the second set of numbers in the from is different than the second set of numbers in the to which means that it's not coming out of the planning department budget."

Supervisor Walter: "498. Ours is the same. Do you have an older version?"

Sal Mastropaolo: "Well, it's .001.0000 and it's 01.080200 which seems to imply that it's not a planning department budget."

Supervisor Walter: "It's not. This is appropriated fund balance."

Sal Mastropaolo: "So this is a change to the planning department's budget, not him moving around money within his own department?"

Supervisor Walter: "Correct."

Sal Mastropaolo: "Okay. And we do that during the course of the year?"

Supervisor Walter: "We do if we want to pay the consultants that we owe all this money to."

Sal Mastropaolo: "Well that begs the next question. Why is the planning department using the consultant?"

Supervisor Walter: "We-- that's the consultant, BFJ, that we use to do the Wading River corridor study."

Sal Mastropaolo: "Okay, thank you. 501. First question is, is the money coming out of the grant or town funds to pay Dunn Engineering?"

Supervisor Walter: "That's you, Chris 501, Dunn Engineering."

Sal Mastropaolo: "Safe routes to school."

Councilman Wooten: "It's a reimbursement."

Chris Kempner: "That (inaudible)."

Councilman Dunleavy: "Chris, could you use the microphone?"

Supervisor Walter: "Come to the microphone so everybody can hear."

Councilwoman Giglio: "So the question was, was it town money or is it grant money?"

Chris Kempner: "We were going to use CDBG administration money for planning infrastructure projects."

Councilwoman Giglio: "So that's grant money?"

Chris Kempner: "Yes. It's federal grant money. This is through the State DOT."

Sal Mastropaolo: "Okay, thank you. The next question is,

what's the anticipated cost of the quote safe roads? Do we have— I mean is there a plan?

We're spending like— "

Supervisor Walter: "You've got to get back up there."

Sal Mastropaolo: "-- \$35,000 just for the engineers to put it together."

Councilman Wooten: "Oh, yeah, it's a lot of money."

Chris Kempner: "The \$35,000-- actually the total infrastructure cost is about \$395,000 so the engineering funding is going to be used to be put together the bid package for people to do the construction."

This was a very extensive community planning process that goes back 10 years or more where there was a lot of community visioning with the schools and the purpose of the grant is to allow safe routes for children to walk or bike to school so it's within two miles of the school district and we're progressing the project with one section that fell under the budget that was available from DOT.

There's a couple areas over near the school that have some logistical issues in terms of putting in a sidewalk. Some of the— (inaudible) street is a narrow street so that's the street we changed the direction to one way so we could put a sidewalk on one side.

There is a few right of way issues so we're moving the sidewalk where it's in the public easement and these issues are a little bit more extensive than we had anticipated when we first hired Dunn and we didn't want to hold up the project any more.

We're hoping to get it bid and finish the construction before the kids come back to school."

Sal Mastropaolo: "Thank you. I just hope after we go through all of this, they actually use it."

Supervisor Walter: "Me too."

Councilman Wooten: "Well, it's a pretty used road."

Sal Mastropaolo: "I mean they don't even walk to the bus stops and you expect them to walk to schools. It's a joke."

Supervisor Walter: "What else have you got, Sal?"

Councilman Wooten: (Inaudible)

Sal Mastropaolo: "I could take you to some neighborhoods where the parents drive them from their house to the corner to the bus stop and let them sit in the car with the car running, waiting for the bus to show up."

Councilman Dunleavy: "You're right, Sal."

Councilwoman Giglio: "But within the certain district--"

Councilman Wooten: "I could take you down to Pulaski Street any morning at 7:00 and the Catholic kids are walking too."

Councilwoman Giglio: "And the buses don't pick up kids within a mile of the school district."

Sal Mastropaolo: "Okay, 515. On the retainer agreement, it says \$175 an hour for partners and then it says \$175 an hour for associates. Is that correct? Generally associates are less than partners."

Supervisor Walter: "They are at such a low rate that--"

Sal Mastropaolo: "That it's probably right because I saw one of the other attorneys was getting \$265 for partners. Okay."

Supervisor Walter: "We're paying-- what we're paying is associate rates for partners."

Sal Mastropaolo: "Okay. 526. It seems like every time you turn around there's another not for profit, okay, sponsoring craft fairs and food sales and you know people are making money at these things.

Is Kent actually a non-profit? They're not a business?"

Supervisor Walter: "Oh, I think Kent is a 501C3. Yeah, that would be one that-- I wouldn't guess on many, but that would be one I

would hazard to guess that they are.

They do a great job. They help us."

Sal Mastropaolo: "Okay, I have one more."

Robert Kozakiewicz: "Yeah. I know I don't do these on, you know, a close basis as staff, but I know that we generally ask them for some proof to establish their not for profit status whether it be a 501C3 letter from the IRS or some other documentation to establish the status before we go forward and put this to the town board. So I'm presuming it was done."

Sal Mastropaolo: "Okay. Thank you. 541. My first question is Jefferson Murphy—Murphry (phonetic). I don't know the man so this isn't personal, okay."

What experience does he have? What degrees does he have? I mean we're starting him a salary that's unbelievable. I don't know what you're going to do next year, okay."

Supervisor Walter: "Nothing. He is a— well I don't want to say nothing, but I— next year is not here. But Jefferson did this exact same job in the town of Southampton with a combined building and planning department."

I would suspect he was making a little bit more in Southampton, then he went into private industry and then he's coming back into government. He— this is about the average salary for a department head and it's— I don't want to say average. It's lower than some."

Sal Mastropaolo: "Okay. The last question. Is Rick going to report to him and are we going to change the cover of our brochure so that it reflects that Rick is no longer the planning department administrator/manager/supervisor?"

Supervisor Walter: "That is a conversation that I have to have with Rick if this resolution gets passed."

Sal Mastropaolo: "Okay, thank you."

Supervisor Walter: "Sandra Mott."

Sandra Mott: "Hi. Sandra Mott, Riverhead. How are you all?"

Supervisor Walter: "Very good. Very well."

Sandra Mott: "Good. I'm going to go through the resolutions here. I know it's that time.

On Resolution 505, you are accepting the resignation of a kennel— excuse me allergies are right here, so forgive me.

You're accepting the resignation of a kennel attendant, Lori Walters. I don't see any reference to the hiring of a person to replace— "

Supervisor Walter: "I guess we don't have somebody in mind yet."

Sandra Mott: "Forgive me?"

Supervisor Walter: "I guess we don't have somebody in mind. Are you interested?"

Sandra Mott: "No, I'm not. I'll stay from afar."

Supervisor Walter: "You'd be very good with them."

Sandra Mott: "Well, thank you very much. I appreciate that but are they going to be short staffed up there then?"

Councilman Wooten: "I think it's the end of the month."

Sandra Mott: "Forgive me."

Councilman Wooten: "I think she's good to the end of the month, I believe."

Sandra Mott: "Oh, I didn't actually read the whole thing. I just read your excerpts here.

But you will have somebody prior to— "

Councilman Wooten: "We've got three weeks."

Supervisor Walter: "Who is the kennel attendant? Is it Lori Walters?"

Councilman Wooten: "Lori Walters. July 22nd. We've got three weeks."

Sandra Mott: "Pardon?"

Councilman Wooten: "She's not retiring immediately. She's- "

Sandra Mott: "Okay. So you'll have the opportunity to replace that person so they won't be short staffed up there?"

Councilman Wooten: "Absolutely."

Sandra Mott: "Okay. That's my basic concern."

And- "

Supervisor Walter: "And that reminds me. There are- there is no work session, correct, Jill, on Thursday- this Thursday because we had the work session on Monday, the town board meeting, the 4th of July holiday so there's no work session Thursday. I know the press is elated."

Sandra Mott: "I'm just going to go numerically here. 515, in the Matter of Laurence Oxman versus the Town of Riverhead, I think I know what it is but can you just expand?"

Supervisor Walter: "This is the shopping center project where the town got into litigation, right next to Riverhead Raceway. They clear cut some property- "

Sandra Mott: "I know. I'm the one that called the police department on a Sunday morning and he told them he was a farmer and he could do it at any time he chose, yet he had been told Friday he could not make any adjustments to his property. And then he obliterated every blade of grass and tree that was on the land."

That's what we're talking about, right?"

Supervisor Walter: "Without the editorial comment, yes."

Sandra Mott: "Well, it wasn't editorial because I was the founder of the issue and then when I called the police department back that's what they told me he told them."

Supervisor Walter: "Okay."

Sandra Mott: "But yet nobody called me might I add, yet I told everyone on the board I would be available. I would be available."

Councilman Wooten: "They probably will now."

Sandra Mott: "Well if they want to call me, feel free because I think it's offensive that this should be taking so much time here of everybody and for this kind of situation to have actually happened."

I mean we don't have enough coverage, you know, for trees to protect us from the air which is probably why I'm choking up here with the ozone.

But the bottom line of the story is you are continuing to sue him that he did something illegally?"

Supervisor Walter: "Now he's suing us."

Sandra Mott: "Oh, he's suing you. And what did you do wrong?"

Councilman Wooten: "We can't really go into it."

Councilman Dunleavy: "We can't go into it."

Sandra Mott: "Oh, you can't go into it the particulars?"

Councilman Wooten: "It's a public meeting. We can't go into litigation."

Councilman Dunleavy: "No. It's litigation."

Sandra Mott: "Oh. All right. Well, I hope you win. Because that was obscene and it still is to this day and it was wetlands so I— just so your attorneys, Mr. So and So and So will understand that fact."

Councilman Wooten: "They don't know that, that we should be hiring for any amount of money."

Sandra Mott: "Forgive me?"

Councilman Wooten: "If they don't know that by now, we shouldn't be hiring them at all."

Sandra Mott: "Yeah, well they really need to go over there and look.

And 524, this is a new organization Forgotten Friends of Long Island at least to my knowledge. I'm very glad that they're going to have this.

Can you tell- do you have any indication as to where it is going to be located? Just so the public will know. Forgive me? Oh, Garden of Eve."

Councilwoman Giglio: "4558 Sound Avenue."

Councilman Wooten: "Yes. It's opposite Northville Turnpike."

Sandra Mott: "Yes, I know."

Councilman Gabrielsen: "It's Northville and Sound."

Councilman Wooten: "Northville and Sound."

Sandra Mott: "Right, okay. And I support them for doing that. I support Kent for doing what they do and if anyone questions their status as a not for profit then they haven't been in the town of Riverhead for very long, you know. No offense."

Supervisor Walter: "I got my first- I got my second childhood dog from Kent, Jet, 18 years he made it."

Sandra Mott: "See. If you care for them and keep them inside, they will. I think that that was all pertaining to this. When we get through this, I'll be back with my other questions.

Can I just make one comment? Should I not make it if I have a coughing fit.

That little dog you said about adopting. Ironically enough I was at a doctor's office and I don't know if you know Sgt. Sam Siela (phonetic) and his service dog Gillian (phonetic), do you know him?

Okay. Well perhaps Chester and the little ones up there can be directed towards this organization, the National- let's see, Canine Companions for Independence has been in existence since 2004 and they work with wounded veterans and I think that really if you're having little ones that are having difficulty being placed, what greater opportunity than this to help.

And when I saw this man in the magazine it was- and it was a large magazine, I don't have the name of the magazine. But the point of fact is this is the kind of direction that should be made towards placing the little ones up there, you know, in addition to I noticed that you do have you know what's going on in the town."

Councilman Wooten: "I'll check. I know we have a whole list of organizations we reach out to on a regular basis. And I'm not so sure- I think they're part of it. I'll double check."

Sandra Mott: "Here, I'll give you the- it's www.CCI.org."

Councilman Wooten: "CCI.org?"

Sandra Mott: "Yes, www.CCI.org."

Councilman Wooten: "I'll see if they're on our list. I know we reach out to- "

Sandra Mott: "Contact him as a person who could direct you and advise you because he has his little service dog Gillian."

Supervisor Walter: "All right. What else on resolutions?"

Sandra Mott: "That's- well, I wanted to connect that point."

Supervisor Walter: "You connected it to Kent. That was a good connection."

Sandra Mott: "Thank you."

Supervisor Walter: "Good."

Dominique Mendez: "Hello."

Supervisor Walter: "Ms. Mendez."

Dominique Mendez: "Yes. Dominique Mendez, Wading River RNPC.

I just wanted to quickly verify something. Could you tell me if you're going to be tabling any resolutions because I was going to make a comment but there might be some that are tabled."

Supervisor Walter: "We're going to- I'm going to- one of us, if it's not me, will make a motion to table the Wading River stuff. We wanted to get BFJ to review it before we adopted it and we weren't able to reach out to them on short notice. So I want to make sure it's fully approved before we go forward so it will probably come up the first meeting in August."

Dominique Mendez: "Okay. That's- so we won't be passing any of those. That's what I wanted to check. I think it needs to obviously be correct and right. Yes."

Councilman Wooten: "It's going to be tabled."

Dominique Mendez: "So that would push the public hearing off to the second- "

Supervisor Walter: "If there's enough time, yes."

Dominique Mendez: "If there's enough time it could be as early as the night meeting. Okay. That's it. Thank you."

Councilman Wooten: "You are still sticking around?"

Dominique Mendez: "Me? Am I still sticking around? I don't know, it's debatable. Why?"

Councilman Wooten: "It depends-- well, we might not table it if you're not here. No."

Dominique Mendez: "I don't want you to miss me. Okay. Okay, I'll stay."

Supervisor Walter: "Good afternoon, Larry."

Larry Oxman: "Good afternoon, town board. Larry Oxman, Laurence Oxman.

With regard to Resolution 515, I think there's been a mis-

characterization of exactly what that resolution is about. So for clarification, this is a— this is litigation that I've enacted against the town for malicious prosecution.

It has to do with the simple fact that the town had accused me of violating the town code and issued summonses and complaints of which I was found not guilty in the court.

My remedy seven years later was to file a malicious prosecution. It only has to do with the charges. It has nothing to do with the property up on Route 58, specifically I don't own that property any more.

The shopping center, Sean, that you referred to is an application from the new owner. So I could go into other details. I think that Miss Mott did not speak accurately. It may be her opinion, but I think when it comes to facts, she is incorrect or just misinformed.

I just wanted to talk about this resolution. I can talk afterwards about the entire property in general.

So, incidentally, when did you guys discuss this, this resolution? Just out of curiosity. I see it's on the agenda but I didn't see it in any previous mention of agendas— "

Supervisor Walter: "I think it was in the packet last Thursday. Or Monday— work session."

Councilman Wooten: "Yeah, this past Monday."

Larry Oxman: "Just as a resolution. So you didn't discuss it in executive session?"

Supervisor Walter: "We may have discussed it in executive session."

Councilman Dunleavy: "I don't think we did. I don't think we did."

Larry Oxman: "Okay. Very good. Thank you."

Supervisor Walter: "Okay. Anybody else wish to be heard on resolutions? Not seeing anybody, Diane, let's take up the

resolutions. CDA, Chris.

Can I get a motion to close the town board- "

Councilman Dunleavy: "I make a motion we close the town board meeting and open the Community Development Agency meeting. So moved."

Councilman Wooten: "Second."

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

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

Meeting adjourned

Meeting reopened

Resolution #496

Councilman Gabrielsen: "Awards bid for quick lube maintenance for use by the Riverhead water 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. The resolution is adopted."

Resolution #497

Councilwoman Giglio: "Establishment of new bank account at Suffolk County National Bank and closure of accounts at Citibank and Chase. 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. The resolution is adopted."

Resolution #498

Councilman Dunleavy: "General town planning department budget adjustment. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #499

Councilman Wooten: "Riverhead sewer district land acquisition capital project budget adjustment. 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. The resolution is adopted."

Resolution #500

Councilman Gabrielsen: "Street lighting district budget adjustment. 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. The resolution is adopted."

Resolution #501

Councilman Gabrielsen: "Authorizes amendment #1 to Dunn Engineering Associates, P.C. PSA for safe routes to school. 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. The resolution is adopted."

Resolution #502

Councilman Dunleavy: "Ratifies the appointment of an intern to the police department. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #503

Councilman Wooten: "Appoints a recreation aide to the Riverhead Youth Bureau's 2012 summer program. 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. The resolution is adopted."

Resolution #504

Councilman Gabrielsen: "Accepts the resignation of a detention attendant. 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. The resolution is adopted."

Resolution #505

Supervisor Walter: "It has to be amended, Diane."

Diane Wilhelm: "Yes, I see. I do have that one."

Supervisor Walter: "Deborah Taylor is the now therefore be it resolved has to be changed to Lori Walters."

Councilwoman Giglio: "Accepts the resignation of a kennel attendant as amended. 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. The resolution is adopted."

Diane Wilhelm: "Resolution 506 and 507 both have errors."

Councilman Dunleavy: "Yes. We have to change the dates for publishing to the 12th. The 5th is Thursday, we can't get it in by this Thursday.

And on the 507, the same thing. And then we have to change the opening of the bids for the 20th instead of the 13th. Okay?"

(Some inaudible discussion)

Resolution #506

Councilman Dunleavy: "Authorization to publish advertisement for bio-diesel fuel for use by the Town of Riverhead. So moved."

Councilman Wooten: "Seconded."

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

The Vote: "Giglio."

Councilwoman Giglio: "As amended, yes."

The Vote (Cont'd.): "Gabrielsen, yes; Wooten."

Councilman Wooten: "Yes, as amended."

The Vote (Cont'd.): "Dunleavy."

Councilman Dunleavy: "Yes, as amended."

The Vote (Cont'd.): "Walter, yes. The resolution is adopted."

Resolution #507

Councilman Wooten: "Authorization to publish advertisement for diesel fuel for use by the Town of Riverhead. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Giglio."

Councilwoman Giglio: "Yes, as amended."

The Vote (Cont'd.): Gabrielsen, yes; Wooten, yes; Dunleavy."

Councilman Dunleavy: "Yes, as amended."

The Vote (Cont'd.): "Walter, yes. The resolution is adopted."

Resolution #508

Councilman Gabrielsen: "Appoints an assistant recreation leader to the Recreation Department. 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. The resolution is adopted."

Resolution #509

Councilwoman Giglio: "Appoints seasonal call in lifeguards to the recreation department. 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. The resolution is adopted."

Resolution #510

Councilman Dunleavy: "Ratifies the appointment of a seasonal lifeguard to the recreation department. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #511

Councilman Wooten: "This appoints a call in seasonal beach attendant to the recreation department. 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. The resolution is adopted."

Resolution #512

Councilman Gabrielsen: "Ratifies appointment of summer recreation aides to the recreation department. 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. The resolution is adopted."

Resolution #513

Councilwoman Giglio: "Ratifies the authorization of selling the annual beach permits by Warren's Tackle Center, Fisherman's Deli and the Grind Cafe. 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. The resolution is adopted."

Resolution #514

Councilman Dunleavy: "Authorize the town clerk to publish and post the attached notice to bidders for the removal of liquid sludge. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #515

Councilman Wooten: "Appoints the law firm of Smith, Finkelstein, Lundberg, Isler and Yakaboski, LLP, as special counsel in the Matter Laurence Oxman v. the Town of Riverhead, Philip Cardinale, Dawn C. Thomas, Leroy E. Barnes, Richard Downs, George Bartunek and Barbara Blass and authorizes the supervisor to execute a retainer agreement regarding same. 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. The resolution is adopted."

Resolution #516

Councilman Gabrielsen: "adopts local law amending Chapter 10 entitled Civil Claims of the Riverhead town code, Section 10-1

Compliance Required. 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. The resolution is adopted."

Resolution #517

Councilwoman Giglio: "Authorizes the town clerk to publish and post notice of public hearing to consider a proposed local law for an amendment to Chapter 101 Vehicles & Traffic of the Riverhead town code, 101-4 One Way Streets. 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. The resolution is adopted."

Resolution #518

Councilman Dunleavy: "Authorizes the town clerk to publish and post public notice of public hearing to consider a proposed local law to amend Chapter 101 Vehicles & Traffic of the Riverhead town code, Section 101-7 Turns. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #519

Councilman Wooten: "Authorizes the supervisor to execute an agreement with Cummins Power Systems LLC, regarding generator maintenance service 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. The resolution is adopted."

Resolution #520

Councilman Gabrielsen: "Authorize the supervisor to execute a musical works license agreement with SESAC LLC. 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. The resolution is adopted."

Resolution #521

Councilwoman Giglio: "Approves amended-- amendment to professional services agreement with BFJ Planning. So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Giglio, no; Gabrielsen, yes; Wooten, no; Dunleavy."

Councilman Dunleavy: "Well, we've asked these people to do extra work for us and they've done a lot of work and they are going to have another meeting on August 12th."

I just can't see keep asking these people to do free work for us so I have to vote yes."

The Vote (Cont'd.): "Walter, yes. The resolution is adopted."

Resolution #522

Councilman Dunleavy: "Adopts a local law for the addition of Chapter 99 entitled Taxicabs and Vehicles for Hire of the Riverhead town code. So moved."

Councilman Wooten: "Second."

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

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

Resolution #523

Councilman Wooten: "Authorizes co-sponsorship of weekly Saturday farmer's market and craft show with the Riverhead Business Improvement District Management Association, Inc. 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. The resolution is adopted."

Resolution #524

Councilman Gabrielsen: "Approves Chapter 90 application of Forgotten Friends of Long Island Inc. (Animal rescue summer festival and adoption day - August 18, 2012). 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. The resolution is adopted."

Resolution #525

Councilwoman Giglio: "Approves the application for fireworks permit of Jamesport Fire Department, July 14, 2012. 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. The resolution is adopted."

Resolution #526

Councilman Dunleavy: "Approves the Chapter 90 application of Kent Animal Shelter, 5K run/walk at Martha Clara Vineyards, September 23, 2012. So moved."

Councilman Wooten: "I'll seconded."

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

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

Resolution #527

Councilman Wooten: "Approves the Chapter 90 application of Old Steeple Community Church, annual antique fair, August 25, 2012. 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. The resolution is adopted."

Resolution #528

Councilman Gabrielsen: "Authorize the supervisor to execute a municipal cooperation agreement - renewal 3 - with the Riverhead Central School District regarding unleaded fuel services. So moved."

Councilwoman Giglio: "And seconded."

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

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

Councilman Dunleavy: "I vote yes. This is again to save the taxpayers money with a joint fueling up at our municipal garage instead of them putting it in a tank."

I vote yes."

The Vote (Cont'd.): "Walter, yes. The resolution is adopted."

Resolution #529

Councilwoman Giglio: "Authorizes the supervisor to execute a retainer agreement (Richard Zuckerman, Esq. of Lamb and Barnosky, LLP). 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. The resolution is adopted."

Resolution #530

Councilman Dunleavy: "Approves the Chapter 90 application of Sports Authority sidewalk sale event, July 4, 2012 - August 26, 2012. So moved."

Councilman Wooten: "Second."

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

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

Resolution #531

Councilman Wooten: "This authorizes final payment to Dunn Engineering PC for Grangebel Park improvement project 2012 #0759.14. 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. The resolution is adopted."

Resolution #532

Councilman Gabrielsen: "Authorizes town final check to Dunn Engineering PC for Calverton rail spur project #0935.61. 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. The resolution is adopted."

Resolution #533

Councilwoman Giglio: "Authorizes the supervisor to execute a grant agreement with NYS DOT for BOA funding. 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. The resolution is adopted."

Resolution #534

Councilman Dunleavy: "Classifies action, declares lead agency and determines environmental significance on proposed amendment of the town of Riverhead comprehensive plan, zoning map and text as applicable to the Wading River Route 25A corridor.

I'd like to table this. And can I make three tables? 535 and also table 537."

(Some inaudible discussion)

Councilman Gabrielsen: "Well, 536 accepts the resignation of a traffic control officer."

Supervisor Walter: "That was pulled out."

Councilman Gabrielsen: "That was pulled out. It's up here I'm reading it."

Supervisor Walter: "The resignation of the traffic control officer."

(Some inaudible discussion)

Councilman Gabrielsen: "It's listed as a resolution but it's not in the packet."

Councilman Dunleavy: "Do you have it?"

Councilman Gabrielsen: "I'm reading it off the—"

Supervisor Walter: "Let's table 534, 535, 537, 538 and 539. Okay."

Councilman Dunleavy: "So moved, table."

Supervisor Walter: "George, was that a second to table?"

Councilman Gabrielsen: "And seconded, table."

Supervisor Walter: "Moved and seconded as to table."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolutions 5334, 535, 537, 538 and 539 are tabled."

Resolution #540

Councilman Gabrielsen: "Authorizes funding application to New York State of Support I Love New York Tourism funding. 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. The resolution is adopted."

Resolution #541

Councilwoman Giglio: "Appoints a town building and planning administrator. So moved."

Councilman Dunleavy: "And seconded."

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

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

Councilman Dunleavy: "I've been giving it a lot of thought and listening to all the arguments for and against and I have to vote yes because we need someone to head the building department and it's good planning to join both departments together.

So I vote yes."

The Vote (Cont'd.): "Walter."

Supervisor Walter: "Yes. Welcome aboard Jefferson Murphy."

Diane Wilhelm: "The resolution is adopted."

Resolution #542

Councilman Dunleavy: "Pay the bills."

Councilman Wooten: "Second."

Supervisor Walter: "Moved and seconded as to paying bills."

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

Resolution #536

Councilman Gabrielsen: "Accepts the resignation of a traffic control officer. So moved."

Councilwoman Giglio: "And seconded."

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

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

Councilman Dunleavy: "Yes. I want to thank him for his job

that he gave to the town of Riverhead.

Is this the fellow that got a job in Connecticut?"

Supervisor Walter: "Yes. I don't know if it's Connecticut."

Councilman Dunleavy: "Yeah, it's a police officer up in Connecticut and so he's moving on."

Supervisor Walter: "He helped teach my son play ball with his dad at baseball. Yes."

Diane Wilhelm: "The resolution is adopted."

Supervisor Walter: "Okay. Now we open the public hearing—public comment portion up to whatever is on your mind. We ask you to limit your comments to five minutes.

Sandra."

Sandra Mott: "I heard I got it wrong? I was out talking in the hallway. I didn't get it wrong, that Oxman situation. I know you can't discuss it. I got it right. But you can't discuss it.

But hopefully we'll get something right in regard to the—my favorite topic unfortunately, it's been 19 years now.

Any status on the animal shelter? Let me just preface. When I called on June 6 to ask—Jill was not available, she was not in, I was referred to Jim and I was told that he was out of the loop regarding the negotiations with the animal shelter and the take over of management by North Fork Animal Welfare League, and if that's the case, it bounced back to Sean's desk—"

Supervisor Walter: "It's moving forward. It's—"

Sandra Mott: "Because—let me say, let me finish. That according to Carol there were no discussions ongoing."

Supervisor Walter: "There are."

Sandra Mott: "Well, how long is this going to take?"

Supervisor Walter: "They are working through the planning

department to acquire property to build a kennel in- well, it's a kennel, in the same area as our animal shelter. And so they've got that on their plate."

Sandra Mott: "For the dump you mean they're going to- "

Supervisor Walter: "On a piece of property owned by- I guess it's-- "

Sandra Mott: "Connie Farr? I was told by Connie-- that they were negotiating with Connie Farr and- "

Supervisor Walter: "Well, what was supposed to happen was they were going to just have a 99 year lease but their attorney for North Fork Animal Welfare League thought that it would be better to own the property so now they're in the process of a subdivision. That's going to take a little bit of time.

When they get through with that and build that facility, that's their prime focus right now, they are- that's the first step to working with the town of Riverhead. So- "

Sandra Mott: "So we're talking another 19 years."

Supervisor Walter: "No."

Councilman Wooten: "Possibly a few."

Councilman Dunleavy: "Could be, could be."

Sandra Mott: "When we're all gone and possibly dead and buried and me and thousands of other animals have gone homeless and- "

Supervisor Walter: "I'm cautiously optimistic that they're going to get through their process, that they're going to build this kennel on Mr. & Mrs. Farr's property and then once that happens I'm more than cautiously optimistic that they're going to come either- I think they're going to come take our shelter over. That's what their goal is or they wouldn't be building a facility down the road from it. So- "

Councilman Wooten: "I'll grant you that. They're not going to invest in Riverhead unless they're going to make that part of

their plan."

Supervisor Walter: "Correct. So it's just-- "

Sandra Mott: "Well, I've invested a lot of time in the town of Riverhead and I haven't gotten any further than I was 19 years ago with promises, promises, promises.

And the long and the short of the story is you're still next to the dump, you're still next to the methane issue that comes up through the piping. I don't even know if-- "

Supervisor Walter: "They would be further down the road."

Sandra Mott: "Around the bend, but they're going to be next to Crown Sanitation. So how is that going to improve it? Is that the cheapest land in the town of Riverhead?"

Councilman Dunleavy: "No, it's way down. It's way down the road around the curve."

Sandra Mott: "It's not that far."

Councilman Dunleavy: "Well, it's quite-- "

Sandra Mott: "Far is in the eyes of the beholder, like a breezeway."

Supervisor Walter: "It's not connected by a breezeway. It's way down the road."

Sandra Mott: "The point is there is nothing that the town of Riverhead can offer the North Fork Animal Welfare League which is a not for profit in lieu of their purchasing this land from the Farris to utilize their expertise to save them some bucks and get this moving quicker."

Supervisor Walter: "Well, they've-- "

Councilman Wooten: "You don't get it."

Sandra Mott: "I don't get it. Spell it out."

Supervisor Walter: "No they don't-- they want to do this

first. This is their game plan and they want to get this out of the way first."

Sandra Mott: "The dynamics are that we keep going in the same circle and- "

Supervisor Walter: "No, I don't think so."

Councilman Wooten: "Well, the end game is to yes get a private entity to run the shelter. That's a given."

Sandra Mott: "What about that property, the- "

Councilman Wooten: "But you've got to pay them to do it."

Sandra Mott: "Forgive me?"

Councilman Wooten: "You've got to pay them to do that."

Sandra Mott: "Yeah, I know you've got to pay people, right. You get paid. They expect- I never expected anyone not to get paid."

Councilman Wooten: "And right now the numbers don't even come close yet. The numbers don't come close yet."

Councilman Dunleavy: "We can't give them enough money right now for them to run our shelter. That's the problem. So they have to build something and start- "

Sandra Mott: "You know, I don't know how you budget your- "

Supervisor Walter: "Sandra, trust me."

Sandra Mott: "Don't- please don't Sandra- I don't trust anybody anymore. I don't trust anybody, and I'll simply state why because too many animals have gone the wayside for whatever reason. If this works out, that will be nice but I can tell you it's not going to be sooner than later. Nothing is sooner than later."

Supervisor Walter: "Yeah, it's going to be a little- "

Sandra Mott: "Why don't you just contract with the Riverhead Animal Hospital on Mill Road and Main Street? He has a very large

facility there that has ample kennels- "

Councilman Wooten: "You know what? I'm going to let you speak because I really don't want to interact with you because I- "

Sandra Mott: "I don't want to interact with this process either. I don't want to deal with anything- "

Councilman Wooten: "The animal shelter along with Crown Sanitation who we've dealt with a new system they're putting in up there with irrigation to help with the smell and the dust. We're down to 17 dogs now. We've got- "

Sandra Mott: "All the more reason to close the facility."

Councilman Wooten: "We've done- there's been a lot of policy changes. We've done a lot of upgrades."

Sandra Mott: "Where do you think I've been? How many times have- "

Councilman Wooten: "Sandra, know where you've been."

Sandra Mott: "Where I've been is unfortunately unable to give you a check to do it myself."

Councilman Wooten: "That has nothing- if you want to make a donation, we'll take the donation. But I don't need your money."

Sandra Mott: "You don't need my- well, frankly, you'd be better off dealing with a private organization or have the town contract with the vet because he has the facility. You know who I'm talking about? Lockner (phonetic) I believe is his name."

Councilman Wooten: "We're talking about an animal shelter. We're talking about municipality's obligation- "

Sandra Mott: "Don't talk to me like I don't know what you're talking about. I know what you are talking about. Talk, talk, talk."

Councilman Wooten: "Why are you being- I'm saying under Ag & Markets law as a municipality, as a township, we owe it to our residents to have animal control. So we have to have a municipal

shelter."

Sandra Mott: "Are we talking about election year again?"

Councilman Wooten: "No. I'm three years away. I'm telling you. We have to have a municipal shelter in the town of Riverhead. We have to."

Sandra Mott: "You don't have to have it because when we moved— you did not have it, you did not have it. Initially there was not a shelter when we moved out here."

Councilman Wooten: "Only the 52 years I've been here we've had an animal shelter. Okay. I can't tell you about the other 200 years my family's here."

Sandra Mott: "Really?"

Councilman Dunleavy: "We have to have— "

Councilman Wooten: "Under Ag & Market we have to have the municipality handle animal control."

Councilman Dunleavy: "We can do joint with another municipality, but we have to have— "

Sandra Mott: "And that's the focus. Control is the wrong word. Care and rescue should be more— "

Councilman Wooten: "I'm talking about under law."

Sandra Mott: "Under law I know. I've read all that stuff."

Councilman Wooten: "As a municipal shelter, yes, we can contract those services out to a private organization, we can. But we still have— we're obligated to the taxpayers and residents of this town to have that service here."

Supervisor Walter: "So, Sandra, I need something from you— "

Councilman Wooten: "So we just can't fluff it off to a vet. We just can't do it."

Sandra Mott: "We're not talking fluff it off. You're going

to pay the man, you're going to contract like you did with Dunn Engineering, you are going to contract like you do with all these other H&M and stuff."

Councilman Wooten: "We contract with a vet now once a month to come in."

Sandra Mott: "Why don't you ask?"

Supervisor Walter: "All right, we need- "

Councilman Wooten: "We do have contracts with vets."

Supervisor Walter: "Sandra, we're going forward and you are going to see in the not too distant future, I believe, a public hearing for a special permit to open the kennel over on that piece of property because it's a special permit use.

So what I need from you, what I need from the animal community that supports this- "

Sandra Mott: "There were 500 people who signed a petition when- you, I think were actually town attorney at the time, and I think maybe Bob was- flipped seats at the time."

Supervisor Walter: "What I need is positive support for the kennel."

Sandra Mott: "Forgive me."

Supervisor Walter: "Positive- when they make their application for the special permit, the North Fork Animal Welfare League, I need you to bring your friends out and have positive support for that- "

Sandra Mott: "Let me put it to you this way. I do not rely on other people. I rely on myself and other people coming to me because they are afraid to come here. This is the reason I'm spending my lovely afternoon in this building because they will not come and talk to you because they are afraid of you.

I am not afraid of you because they're afraid of retaliation for whatever reason. I've had people talk to me too many times each week telling me point blank I can't go because my son works for the

town. I can't go because I want a variance. I can't do this, I can't do that. And they will come— don't tell me what they tell me when you're not even present."

Councilman Wooten: "Sandra, I'm not."

Sandra Mott: "You're listening to me only because— "

Councilman Wooten: "I just can't believe that people are afraid to talk about animal issues. I find that appalling."

Sandra Mott: "-- I keep talking. They are afraid to come. They are. I was surprised when we had that almost 500 person signature on a petition years ago. I was absolutely stunned that that many people would put their name on a piece of paper and present it to the town. And you know what happened then? That was years ago."

Councilman Wooten: "Yeah, long before my time."

Sandra Mott: "That was before your time but you were still a resident and taxpayer of the town of Riverhead."

Councilman Wooten: "Two hundred years."

Sandra Mott: "Yeah, well, let me say enough— so that's going to be sooner than later? How soon? How do you define soon? It's like breezeway. How do you define soon?"

Supervisor Walter: "If— they have to do the subdivision. They're moving the subdivision. I'm hoping within the next year to 18 months we're going to have— "

Sandra Mott: "Oh God. Well— "

Councilman Dunleavy: "Sandra, can I just say something. Sandra— "

Sandra Mott: "I don't want to hear anything."

Councilman Dunleavy: "Sandra. Can I just— "

Supervisor Walter: "Okay, let's move— "

Sandra Mott: "I took too much time? No. No."

Councilman Dunleavy: "-- say something to Sandra. Sandra- "

Sandra Mott: "What?"

Councilman Dunleavy: "I think that- I go up to the animal shelter at least twice a month and I think we do a good job up there. We have one dog that had heartworms. The vet came in, they segregated the dog because it can't be upset. For 15 days we segregated the dog so it gets well. We- eight dogs were adopted last month so- "

Sandra Mott: "Nine, according to- "

Councilman Dunleavy: "-- this is the things that are happening up there."

Councilman Wooten: "Right. I'm not in the loop when it comes to negotiating with the North Fork Welfare League because that's a- there's a lot of prongs to that and it's best that they really target one person through those negotiations but I'm up at the shelter every Saturday to see- I take care of the immediate problems of the dogs that are there now."

Sandra Mott: "Well, let's hope that this happens. Eighteen months is a long time in the life of an animal who's up there, who may not be cared for as fully as it could be if you contracted out with the local vet who has the facility.

I mean you could at least (inaudible) the situation, approach the man for the interim until this 18- I know what 18 months is around here."

Supervisor Walter: "I think we have the right- I think we've got the right- "

Sandra Mott: "Yes, manana."

Supervisor Walter: "-- I think the board likes the- "

Councilman Wooten: "And our shelter is not that bad. Our shelter is not that bad."

Sandra Mott: "Not that bad?"

Councilman Wooten: "Is better than it was when I first got here."

Supervisor Walter: "What else have you got, Sandra?"

Sandra Mott: "What I had was some suggestions for fund raising but I really don't see the point in bringing those up since it's not going to happen anyway."

I wanted to ask about this lady who (inaudible), Miss Lucas because I spoke specifically with Morton Building (phonetic) when I was reading about how large a size property she wanted for her building for her facility, you know, Denise Lucas, the one who's bringing you money."

Councilman Wooten: "I know who Denise Lucas is and you can go on her website- "

Sandra Mott: "Well, I talked to a gentleman there and he told me when I asked him does that sound too large of a size, I forget the specifics now, he said it depends specifically on how many kennels you are looking forward to."

And besides building anything and buying anything, 84 Lumber has gone out of business now on Main Street, you know that?"

Councilman Wooten: "On Route 25, yes."

Sandra Mott: "Now that specific location is not far from what I understand is the original dog pound, a little bit across the street from Ed Densieski's Dynamic Automotive. There's a big block cement building. Do you remember that far back? I didn't know, somebody told me."

Councilman Wooten: "It had to be before my lifetime."

Councilman Dunleavy: "Yeah, I can't remember that."

Sandra Mott: "The point in fact is this 84 Lumber is sitting there, built. Why don't you approach them and suggest to North Fork Animal Welfare League since they're not from Riverhead, maybe they don't know that this property is available for sale, and then you

can jump up your 18 months to a closer period of time would be more helpful."

Supervisor Walter: "We have a plan and I think we don't want to sway from it."

Sandra Mott: "You have a plan. Yeah, no, we don't want to sway from our plan."

Can I say-- to say what I read in the paper, what I hear on the outside leaves me to disappointed in all of you. It's disgusting. It's absolutely disgusting, the crap that went on. I don't know, read the News Review maybe and believe what they say. But from what I read in the-- "

Supervisor Walter: "Don't believe everything you read."

Councilman Wooten: "Well, I wouldn't believe everything they say. And watch out for Local too."

Sandra Mott: "In the previous-- you don't believe anything you say. Well unfortunately I can't sit here and listen-- "

Supervisor Walter: "Sandra, can we wrap this up?"

Councilman Wooten: "Well, I guess it depends on who you talk to but I hear the negatives, I hear the positives, I see changes, I see everybody trying to move in the right direction. Maybe it's not happening as fast as you think but I tell you-- "

Sandra Mott: "I think 19 years is way too long."

Councilman Wooten: "-- I know-- "

Supervisor Walter: "Sandra, can you-- "

Sandra Mott: "I'm going to wrap it up. The feeling is you don't care and you should own up to it."

Supervisor Walter: "Okay, thank you."

Councilman Wooten: "Well, you're right, you're right."

Supervisor Walter: "Anybody else want to be heard tonight?"

Councilman Wooten: "I don't care."

Supervisor Walter: "Not seeing anybody, can I get a motion?"

Councilman Dunleavy: "I make a motion we close the town board meeting. So moved."

Supervisor Walter: "All in favor."

The Vote (Collective response): "Aye."

Supervisor Walter: "Thank you."

Sandra Mott: "Can the race track point the fireworks in the other direction while you're at it rather than at Glenwood now that we have no buffer zone?"

Councilman Wooten: "Okay, we'll aim it towards the shelter."

Meeting adjourned: 3:39 p.m.