

Minutes of the Town of Riverhead Board meeting held by the Town Board of the Town of Riverhead at Town Hall, Howell Avenue, Riverhead, New York on Tuesday, July 21, 2015 at 7:00 p.m.

**PRESENT**

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

**ALSO PRESENT:**

Diane Wilhelm	Town Clerk
Robert Kozakiewicz	Town Attorney

The meeting was officially opened at 7:00 p.m. by Supervisor Walter with the Pledge of Allegiance followed by an Invocation by Reverend Janet Wright, Interfaith Minister

Supervisor Walter invited the Riverhead Fire Department Ironman Drill Team to come forward and be recognized. The Town is celebrating the eightieth anniversary of the Ironman Drill Team which won their first tournament in 1935 and has since won numerous Suffolk County North Folk championships. On behalf of the Town Council he thanked the team for their past successes and wished them many more years of success.

Supervisor Walter next asked Gale Baldwin to come forward and accept a proclamation proclaiming August 1<sup>st</sup> World Lung Cancer Day in the Town of Riverhead and urged all its citizens to honor and acknowledge the survivors, care givers and all those still battling lung cancer.

Ms. Baldwin thanked the Supervisor for this proclamation and continued by telling everyone that Legislator Kennedy introduced a Resolution to light the Dennison Building every year on August 1<sup>st</sup> in white lights in honor of World Lung Cancer Day. The Resolution passed and starting this year and every year thereafter the north side of the Dennison Building will be lit on August 1<sup>st</sup> in recognition of World Lung Cancer Day.

Councilman Dunleavy made a motion, which was seconded by Councilman Gabrielsen that the minutes of the July 7, 2015 Town Board meeting be approved. Minutes were accepted.

**CORRESPONDENCE**

- John Lettieri – letter of opposition to the proposed Medical Marijuana Facility in Calverton/Baiting Hollow
- Lori Lettieri – letter of opposition to Medical Marijuana Facility in Calverton/Baiting Hollow
- Angela DeVito – letter expressing opinions as to proposed Local Law amending Chapter 18 (public hearing of July 7, 2015)
- Anita Pellegrino – letter regarding condition of properties at Old Vine Estates Community
- Connie Carlin – letter with attachments regarding aircraft noise complaints

## **REPORTS**

- Tax Receiver Utility Tax Collection Report - June 2015 - \$410,674.58
- Sewer District Discharge Monitoring Report – June 2015

## **FIRE DISTRICTS**

- Manorville Fire District 2014 Financial Statements

## **COMMITTEE REPORTS**

Councilman Gabrielsen reported that Chris and Ronnie Witt who ran the Long Island Adventure Race in May 2015 donated four thousand dollars to the Town's recreation and the money should be going towards the skate board facility.

Councilman Wooten invited everyone to attend the Friday Night Concert Series. He said the previous two concerts were a great success and urged everyone to attend these free concerts at Grangebel Park.

## **PUBLIC HEARINGS**

Supervisor Walter: "We have one public hearing scheduled for tonight. It is now 7:14 and the public hearing was scheduled for 7:05. I hereby open the public hearing to consider all Interested Persons with Regard to the Proposed Extension No. 86 to the Riverhead Water District. Mr. Collins?"

John Collins: "Good evening, John Collins with H2M. I'm here representing the Water District, Superintendent Conklin couldn't make tonight, he had a previous engagement and I'm here just to give you a brief synopsis of the project.

The project involves approximately four hundred feet of water main along Middle Country Road to service the ongoing solar farm. The report if approved will bring the solar farm property into the taxable district. Along with the solar farm they're also bringing in few properties along the north side of the road which would be known as the Deli or the former Calverton Deli, the Captain's School and the post office. Cost is estimated at seventy-one thousand dollars, seventy-one thousand eight hundred dollars and that will come at no cost to the Town or the water district. It's completely paid for by the developer of the solar farm property."

Councilman Dunleavy: "Excuse me, the Charter School you'll be bringing that into the district too?"

John Collins: "That's already in the District. That was brought in under Extension 77."

(Inaudible)

John Collins: "Yes it's located just to the east of the Charter School."

Supervisor Walter: “Alright anybody else wish to be heard tonight? Mr. Collins thank you very much for, we’ll close the public comment portion and leave it open for written comments until Friday, July 31, 2015 at 4:30 in the Town Clerk’s office.”

**Public Hearing Closed at 7:18 p.m.  
Left Open for Written Comment until July 31, 2015 at 4:30 p.m.**

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### COMMENTS ON RESOLUTIONS

Supervisor Walter: “Alright, now we have comments on resolutions. Does anybody wish to be heard on resolutions?”

Sal Mastropaolo: “Sal Mastropaolo, Calverton, 542. The name of the company that you’re doing business with is United Fence & Guard Rail Corp.”

Robert Kozakiewicz: “Right.”

Sal Mastropaolo: “There are about three or four places where you need to add the word “guard”. 547.”

Supervisor Walter: “Ok, hold on. You’ve got that Bob?”

Robert Kozakiewicz: “Yeah.”

Supervisor Walter: “Ok, 547.”

Sal Mastropaolo: “547, the first *resolve*. How did you get from four hundred and five thousand to two hundred and thirty-one thousand six hundred and ten dollars when the last *whereas* says *the performance security in the amount of a hundred and twenty thousand is the reduction*. Where did the other fifty-three come from?”

Robert Kozakiewicz: “I have to show you the Bond estimate. What happened was the four to five was actually the, an artificial number. The actual amount that was due was closer to three hundred and sixty nine thousand. What happens was we have an artificial number that you, in the absence of this agreement we would have gone below so the starting figure was actually, would just be the amount that the engineer had estimated for improvements in 2012 was less than 405. That also includes a fifteen percent markup so I took the one twenty out as the cost items associated with (inaudible) work that brought it down to two hundred and one or two hundred and two thousand dollars and then a fifteen percent bump up to that it came to two thirty one. I can show you the figures by looking at the bond estimate.”

Sal Mastropaolo: “Ok but here’s the question; shouldn’t something be in the resolution that explains that so that if somebody picks up the resolution six months from now when you’re not around it doesn’t make sense the way it stands without you’re explanations so there should be

either a comment that the 405 is not a real number but an adjusted number to such and such so that the cross footing works, just a comment.”

Robert Kozakiewicz: “I was tempted not to include the 405 at all and just mark it down to the two thirty one which was referenced to in the agreement that was entered into pursuant to the December agreement.”

Supervisor Walter: “Do you want to write while we go into resolutions?”

Robert Kozakiewicz: “I have go get the bond estimate. I can attach (inaudible) Mr. (inaudible) 2012’s estimate and even then you have to closely analyze and see how he came up with the numbers.”

Sal Mastropaolo: “Ok, because now the way it stand.”

Robert Kozakiewicz: “If you want to make that reference.”

Supervisor Walter: “Ok we’ll make that reference and attach it. Ms. DeVito.”

Angela DeVito: “Good evening. I’d like to start with Resolution 537. It’s not a specific comment on the Procurement Policy itself but I’d like to make a suggestion for consideration of the Town Board on the process by which we put out and pass policies because prior to this meeting this evening and if you go out to the front desk and read the policy that you’re going to, you’re taking, the public really doesn’t have access to what the policy is so I’d like to suggest a process whereby you do a first reading, you have three readings of your policy and people can comment on it before you actually pass it, ok.”

Supervisor Walter: “We had two public hearings on this one.”

Angela DeVito: “Ok, well, not on every policy and just in general because you’re not really required to have public hearings on your policies so this is a way in policy making opening up the process to a greater consideration by the public.”

Supervisor Walter: “Good idea.”

Angela DeVito: “The other thing is Resolution 545. I really hope that you get this because the renovations to the facilities that EEAC is on is very necessary but I’d like to add they lease those properties from the Town, is that my understanding, those are town properties there?”

Supervisor Walter: “Correct.”

Angela DeVito: “There’s nothing in that lease agreement that requires them to do repair maintenance on the properties.”

Supervisor Walter: “We do it all.”

Angela DeVito: “I might suggest that in the future when you renegotiate that contract that that be included there because you may or may not get this Grant and those properties will continue to deteriorate. It’s just a way in which to strengthen or even assume half of it or just something, to negotiate some responsibility on the part of those tenants.

Resolution 555; I know you did have a public hearing. I wasn’t able to attend but I did submit some comments. I’d like to know if there have been any changes made to the original postings that you did for Chapter 18, the changes in I believe it was Section K, 3 and 4 on the Code of Ethics and how you utilize public input on this in devising this because I think that we’ve had the Code of Ethics, it’s been around for ten years, twelve years? It might be time for us to really sit down and rather than just amending a particular section of it to relook at the entire Code of Ethics because there is a need for us to really wrap ourselves around the need to limit to the degree that we can nepotism, which really isn’t really addressed, and also to give the Ethics Committee a bit more bite. I mean there’s nothing that they can really enforce. I mean they can come to you with their decision and ask you to act on it but as an independent they should be a bit more independent so I think it’s perhaps, set this amendment, the changes aside at this point and work on a revision of the Ethics Code overall and then come back to the public with this. I think it would serve us better as a community at this particular point in time.

The last one is Resolution 561. Again I hope you get the application but I also would like to urge you in this Feasibility Study to include Community Advisory Boards as part of it in the discussions of what we’re going to be doing with waste water infrastructure in the community and I’m not just speaking on behalf of the Jamesport, South Jamesport. There is Locket Drive Community, there is (inaudible) and Lane Association. There are a number of communities there and I think right from the beginning people having an idea of what they’re looking at in terms of infrastructure changes, costs in that just to have the public participating. I’d like to see that and I don’t know if that’s part of your application, you’ve already made it but it’s just something to keep in the future there.”

Supervisor Walter: “What happened, this actually was pretty interesting. The Deputy Commissioner of the DEC, Mr. Marc Gerstman called me and he was speaking to, we should apply for this and we had a very pleasant conversation so this is the first step. Riverhead’s always been ahead of the curve when it comes to sewage treatment, water district issues than all the towns on the East End with the exception of Greenport and I think this is a good opportunity for us to show our leadership again.”

Angele DeVito: “And I would just really like to urge community participation because there is concern from our community for water quality. People were very encouraged by the press conference that was held down at the Riverside Yacht Club is it?”

Supervisor Walter: “We’re looking for money from them too so.”

Councilwoman Giglio: “To essentially approach us on the countywide level but to begin talking about sewerage where we are. For example we have a huge mega mansion going right up on the beach and I cannot see where that is going to have anything positive to do with the water quality at this particular point. So just for and there are many interested individuals so at some point rather than when the process is almost done right from the beginning to have some role that people can have.”

Supervisor Walter: “It has to be because this is going to be a very long process and if the community isn’t involved from the beginning with input it’ll never go anywhere so this has to really be a grass roots sort of, I would love for Jamesport, South Jamesport Civic Association to be the grass roots part and we’re just kind of saying yes we want to do what you want to do. We need.”

Angele DeVito: “We will be prepared to sit down with whoever is in the administration here to work with them on that. We’re very, very committed to that. There’s been a lot of talk at our Civic meetings about what we can do. A lot of the things that people thought about are really cost prohibited to do individually but overall as a community and tying into the Town they would be very much interested in it.”

Supervisor Walter: “I’m committed to making this happen at some point.”

Angela DeVito: “Alright and I hope your applications go forward.”

Supervisor Walter: “Ok, does anybody else wish to be heard on Resolutions. Not seeing anybody, Diane want to take the Resolutions up?”

## RESOLUTIONS

### Resolution # 537

Councilman Dunleavy: “Local Law to Adopt Amendment to Procurement Policy Pursuant to General Municipal Law, so moved.”

Councilman Wooten: “I’ll second.”

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

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

### Resolution #538

Councilman Wooten: “Ratifies Authorization for Supervisor to Execute an Agreement with PSEG for Test Boring, so moved.”

Councilman Gabrielsen: “And seconded.”

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

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

**Resolution #539**

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

Councilwoman Giglio: “Second.”

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

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

**Resolution #540**

Councilwoman Giglio: “Awards Bid for Heating Fuel, so moved.”

Councilman Dunleavy: “And seconded.”

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

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

**Resolution #541**

Councilman Dunleavy: “Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled “Zoning” of the Riverhead Town Code (Article XIII: Supplemental Use Regulations 108-51. Non-conforming Buildings and Uses, so moved.”

Councilman Wooten: “I’ll second.”

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

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

**Resolution #542**

Councilman Wooten: “Ratifies Execution of a Construction Staging Agreement with United Fence & Guard Rail Corp., so moved as amended.”

Councilman Gabrielsen: “And seconded.”

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

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

### **Resolution #543**

Councilman Gabrielsen: “Ratifies the Promotion of a Police Officer to the Position of Detective Grade III (Charles Mauceri), so moved.

Councilwoman Giglio: “Seconded.”

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

The Vote: “Giglio.”

Councilwoman Giglio: “This contractual so I vote yes.”

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

### **Resolution #544**

Councilwoman Giglio: “Accepts the Retirement of a Police Detective in the Riverhead Town Police Department (David A. Freeborn), so moved.”

Councilman Dunleavy: “And seconded.”

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

The Vote: “Giglio.”

Councilwoman Giglio: “He was actually one of the detectives that caught the people that burglarized my house so I know he was a fantastic detective and we wish him well, yes.”

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

### **Resolution #545**

Councilman Dunleavy: “Authorizes Acceptance of New York State and Municipal Facilities Program Grant Award in the Amount of \$250,000.00 for the East End Arts Council Capital Renovations to Facilities, so moved.”

Councilman Wooten: “I’ll second.”

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

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

**Resolution #546**

Councilman Wooten: “Authorizes Acceptance of \$50,000 New York State SAM Grant Award for Street Light Replace on Pulaski Street, so moved.”

Councilman Gabrielsen: “And seconded.”

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

The Vote: “Giglio.”

Councilwoman Giglio: “I want to thank Senator LaValle, he was the one who made this happen so thank you Senator LaValle and yes.”

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

**Resolution #547**

Councilman Gabrielsen: “Approves Refund and Reduction of Performance Security for Baiting Hollow Club II, so moved.”

Supervisor Walter: “And we’re going to add the.”

Robert Kozakiewicz: “I was going to add a second *whereas* between the first and second *whereas, the reduction was premised upon a revised performance bond, security estimate dated August 2012 which estimated the total cost of improvements to be three hundred twenty-one thousand four hundred dollars.*”

Supervisor Walter: “Does that make the math work?”

Robert Kozakiewicz: “It does because once you take the one twenty off and then bump up the fifteen percent bond inflation number it comes to two thirty one.”

Supervisor Walter: “Ok.”

Councilwoman Giglio: “We’re also going to attach Vinny’s letter right, the Town Engineer’s letter?”

Robert Kozakiewicz: “You want also to attach his bond estimate we can also do that.”

Supervisor Walter: “Attach that letter as well.”

Robert Kozakiewicz: “Ok as per attached estimate.”

Supervisor Walter: “Sound good.”

Councilman Gabrielsen: “Ok, so moved as amended.”

Councilwoman Giglio: “I’ll second it as amended.”

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

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

### **Resolution #548**

Councilwoman Giglio: “SEQRA Resolution Regarding New York State SAM Grant Award for Street Light Replacement on Pulaski Street, so moved.”

Councilman Dunleavy: “And seconded.”

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

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

### **Resolution #549**

Councilman Dunleavy: “Authorizes the Supervisor to Execute a Stipulation of Settlement Agreement Civil Service Employees Association Inc., Local 1000, AFSCME, AFL-CIO, Riverhead Unit of the Suffolk Local #852, so moved.”

Councilman Wooten: “I’ll second.”

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

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

### **Resolution #550**

Councilman Wooten: “Authorizes the Supervisor to Execute a Stipulation with Local 1000, AFSCME, AFL-CIO, Riverhead Unit of the Suffolk Local #852, 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. Resolutions adopted.”

### **Resolution #551**

Councilman Gabrielsen: “Authorizes the Supervisor to Execute a Stipulation with Local 1000, AFSCME, AFL-CIO, Riverhead Unit of the Suffolk Local #852, so moved.”

Councilwoman Giglio: “Seconded.”

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

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

### **Resolution #552**

Councilwoman Giglio: “Approve the Chapter 90 Application of the Long Island Moose Classic Car Club (Car Show for LI Moose Charity – Sunday, September 13, 2015), so moved.”

Councilman Dunleavy: “And seconded.”

Supervisor Walter: “Diane just where it says the first *whereas on June* blank.”

Diane Wilhelm: “It’s July 13<sup>th</sup>, he sent me

Supervisor Walter: “Ok so it’s July 13<sup>th</sup>.”

Diane Wilhelm: “I’ll correct that.”

Councilwoman Giglio: “So I move it as amended.”

Councilman Dunleavy: “And seconded as amended.”

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

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

### **Resolution #553**

Councilman Dunleavy: “Adopts a Local Law to Amend Chapter 18 of the Riverhead Town Code Entitled “Code of Ethics”, so moved.”

Councilman Wooten: “Second.”

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

The Vote: “Giglio.”

Councilwoman Giglio: “I question the timing of this resolution. I find it suspect of being as this resolution came up again two years after it was put on the table and seven weeks after our Republican Convention where some were not given the nominations. I think that the Ethics Board when this was sent to them two years ago they sent it back to the Town Board and asked the Town Board to decide what a policymaker is and the policymaker should be prohibited from serving as Executive Board members of a political party. I think that this is, I agree I think our whole Ethics Code needs a revamping. I know there are people that do business with business owners and property owners in the Town of Riverhead and I think that’s wrong. I think that we should be overhauling the whole Ethics Code to include that if you’re serving that you can’t work on properties that are situated within the Town of Riverhead but for now, for this I think it’s done for the wrong reasons. I think it’s done at a time when we should be looking at this more closely and getting it right rather than rushing into it and I think that this is a personal vendetta so I’m going to vote no.

Vote Continued: “Gabrielsen.”

Councilman Gabrielsen: “I supported this probably from 2013 when it first came up and I’ve been speaking to different Board members since then. (Inaudible) we’ve got to do this so this should have been done then. I’m a little disappointed in it because I don’t think it goes far enough. We’re talking about Executive Boards, Executive positions on the committee. I don’t any of these elected officials plus the Planning Board, you know different departments should be on any committee. I think that’s the way it should go so eventually, I’ll vote for it; it’s almost getting there but I’d almost like to see it amended to go all the way and it can’t be a bad thing so it’s only got to be a good thing so I vote yes.”

Vote Continued: “Wooten.”

Councilman Wooten: “Yeah, the county may seem suspect but you know is there ever a wrong time to do the right thing? There’s never a wrong time to do the right thing, so this is the right thing to do. I think it’s a start and I think it really is about serving the people of this Town of Riverhead and not be elected by or endorsed by so yes.”

Vote Continued: “Dunleavy.”

Councilman Dunleavy: “I have to say that I think the Code of Ethics should be looked at and should be changed. We’re looking over all of Suffolk County and most of the towns

in Suffolk County they don't have a stringent Ethics Code like this does. I think the only town that does this is Southold. I just think that this is political motivated. I think this payback; you did something to me now I'm going to do something to you and for that reason I'm voting no for it."

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

#### **Resolution #554**

Councilman Wooten: "Authorizes Town Clerk to Publish and Post the Attached Notice to Bidders for Highway Department, Exterior Office Improvements, 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. Resolutions adopted."

#### **Resolution #555**

Councilman Gabrielsen: "Authorizes the Acceptance of Cash Security for Stoneleigh Woods at Riverhead, LLC – Section 4 (Two Foundations), so moved."

Councilwoman Giglio: "And seconded."

(Inaudible)

Councilman Dunleavy: "Remember we had that discussion."

Councilwoman Giglio: "It is and we already took the money and the foundations are already in supposedly so."

(Inaudible)

Councilman Gabrielsen: "Back in May. They posted security back on May 5th."

Supervisor Walter: "Did you move it George?"

Councilman Gabrielsen: "Yes I did."

Councilwoman Giglio: "And seconded."

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

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

Councilman Dunleavy: “I’m going to vote yes. Councilwoman Giglio says these foundations are in but whoever moves into this site they have to straighten out the water problems out that they have and I don’t want any more foundations put in until the water or anything built there, until the water situation is. I will vote yes for this because they’re in but I don’t want any continuing building done until they have the water problems solved.”

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

### **Resolution #556**

Councilwoman Giglio: “Authorizes Reproduction and Expenditure of Monies for “Greetings from Riverhead Volume I History Part I” and “Greetings from Riverhead Volume I History Part II” Written by Town Historian, so moved.”

Councilman Dunleavy: “And Seconded.”

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

The Vote: “Giglio.”

Councilwoman Giglio: “This lady puts her heart and soul into the history of Riverhead and if you’ve never been to her office it’s quite amazing going back and looking through the years, hundreds of years of newspaper articles and things of that nature so I think everybody should visit the Town’s historian any I support Georgette one hundred percent. I’ll vote yes.”

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

Councilman Dunleavy: “I’m going to vote yes and there’s only going to be twenty-five books of History I, Part I and twenty-five of the other one and they only cost twelve dollars so I think the history of Riverhead is a very good investment for someone to make so I vote yes. She’s a diligent young lady, she’s a senior citizen.”

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

### **Resolution #557**

Councilman Dunleavy: “Terminates the Employment of a Maintenance Mechanic I in the Riverhead Town Seniors Program, (Gary Graziano), so moved.”

Councilman Wooten: “I’ll second.”

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

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

**Resolution #558**

Councilman Wooten: “Ratifies the Attendance of Two Police Department Employees to the Annual New York Statewide TRACS Users Meeting, so moved.”

Councilman Gabrielsen: “And seconded.”

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

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

Councilman Dunleavy: “Yes. If anyone doesn’t know TRACS is the computer they have in their car so they don’t have to write summonses. They put it into TRACS and it’s already printed out for them. It makes their job a lot faster so they can get back on the road so I vote yes.”

Vote Continued: Walter, yes. Resolution adopted.”

**Resolution #559**

Councilman Gabrielsen: “Authorizes Town Clerk to Publish and Post a Public Notice to Consider a Local Law to Amend Chapter 108 entitled “Zoning” of the Riverhead Town Code (addition of Article XXV: Far Stand Review), so moved.”

Councilwoman Giglio: “Second.”

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

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

**Resolution #560**

Councilwoman Giglio: “Authorizes Town Clerk to Publish and Post a Public Notice to Consider a Local Law to Amend Chapter 108 Entitled “Zoning” of the Riverhead Town Code Article VI: Agriculture Protection Zoning Use District (APZ), so moved.”

Councilman Dunleavy: “And seconded.”

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

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

**Resolution #561**

Councilman Dunleavy: “Authorizes Funding Application to New York State to Support Wastewater Infrastructure Feasibility Study for South Jamesport, so moved.”

Councilman Wooten: "I'll second."

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

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

Councilman Dunleavy: "I think this is for South Jamesport and West along Peconic Bay Blvd. It just says South Jamesport but it's all along the Peconic River. I vote yes."

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

### **Resolution #562**

Councilman Wooten: "Awards Bid for Snack Vendor(s), so moved."

Councilman Gabrielsen: "And seconded."

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

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

### **Resolution #563**

Councilman Gabrielsen: "Pays the Bills, so moved."

Councilwoman Giglio: "Second."

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

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

## **PUBLIC COMMENTS**

Supervisor Walter: "Alright, now we open the public comment portion up to the public for anything they wish to speak about. We ask that you keep your comment to five minutes. Ms. DeVito."

Angela DeVito asked if it would be possible to light up the entire river front on the evening of August 1<sup>st</sup> for World Lung Cancer Day. She suggested that with the help of the Recreation Committee, the Boy Scout and Girl Scout troops and possibly other organizations in Town that this would be a good way for Riverhead to show their support for this day.

Councilman Gabrielsen said he would make some calls to see if it would be possible to do something like this on such short notice.

Connie Losandro came forward to speak on behalf of the Riverhead Anti-Bias Task Force. She said the Task Force is a non-partisan group that is comprised of concerned citizens, government officials and representatives of law enforcement, education and clergy who are working together to address the issue of prejudice.

She continued by saying several remarks in an article in the Riverhead Local entitled "Is Riverhead a Sanctuary City" were made that the Task Force felt were inappropriate and contrary to the mission of the Task Force. She said the Task Force expects Town officials not to undermine the work that they're doing in trying to bring the community together without prejudice and to keep hate and racism out of the Riverhead community.

Supervisor Walter thanked Ms. Losandro for her comments.

John Beck from Jamesport came forward to speak about Wesley Avenue which has been on the list of private roads to be plowed for quite some time. He continued by saying personally he does not think this is nor has it ever been a private road and he was here to bring this matter to the attention of the Board.

Supervisor Walter said the Board will do some research to determine if this is a private road or not. Robert Kozakiewicz asked if the road ever went under another name to which Mr. Beck responded that it never did, that this is a dirt road that leads into the campgrounds.

The Supervisor asked Mr. Beck to give the information regarding the road so Laura from the Town Attorney office can do some research into the matter.

Stephanie Ringelli was the next speaker who said she is a recent resident of the Town of Riverhead. She continued by saying as an educator she is here as an advocate for children and the health and wellness of the Town's seniors. She said she would like to be an active participant in establishing agricultural activities on the North Fork. She would like to promote Riverhead and the 4H Camp on the North Fork, the farm stands and small businesses on the North Fork of Riverhead. She said there is so much Riverhead has to offer.

Councilman Gabrielsen asked her to give her contact information to Larry and that he would get back to her on this matter.

Anita Pellegrino who lives on Tyler Drive wanted to thank Councilman Dunleavy for arranging a meeting between Brian (inaudible) the Chair of the Vineyards Club and members of the Old Vine Estates Civic Association on June 10<sup>th</sup>. She said Brian laid out a proposed plan to help with the drainage issue that has been ongoing in their community. She continued by saying they were hopeful the plans would move forward in a timely fashion since they've already waited ten years and have gone through six major floods. She reiterated the problems that the community is having with the developer especially on Lot No. 70.

Supervisor Walter asked what the status was with Code Enforcement since the July 7<sup>th</sup> Board meeting when these problems were initially brought up. Mr. Kozakiewicz said he wasn't sure if they've all been posted and the Supervisor then told Ms. Pellegrino that the Town is working on the problem.

Mr. Kozakiewicz asked if the areas were mowed to which Ms. Pellegrino replied that they were cut once but would need to be cut again in another week or so. Ms. Pellegrino said they are asking the Town Council to set up a timely schedule for completion of the home site, insist upon a timely resolution to the open foundation, hold the developer responsible for maintaining his

rental properties, hold the developer responsible for maintaining mowed undeveloped lots keeping within Town ordinances and follow up with the streetlight situation that was brought to the attention of the Board on July 7<sup>th</sup>. She continued by saying the residents of the community will continue coming to the Board meetings to keep this matter alive and to press for more intense oversight of the developer's activities in her community.

Supervisor Walter suggested that Ms. Pellegrino keep checking in with the Town Attorney on the status of different things that are happening in her community so she would be aware of the improvements being made on the items she is concerned about.

Marilyn Malone also from Old Vine Estates was the next speaker. She said she lives next to the property that they were speaking about, Lot 70. She said the only person so far who has been trying to help her is Councilwoman Giglio. She asked the Councilwoman if she remembered the meeting they had in which she was told that Chris Keegan would ring her doorbell. She said it's now six weeks later and Mr. Keegan has not been to see her. She continued to say she believes he will never come to see her.

Councilwoman Giglio said the Town Engineer has been out to see the property and that he informed Mr. Keegan that he would have to replace all the plants that were destroyed when he built the foundation. She said Mr. Keegan has been to a few Planning Board meetings and that he has been told several times that the plants must be replaced.

Ms. Malone said at this point the plants have become minor compared to the garbage that is on the property. She said she doesn't know how he can keep getting away with all this.

Supervisor Walter asked the Town Attorney if the Town keeps foundation permits on the condos. Councilwoman Giglio said they could possibly look at a code revision that says if there is an open foundation it cannot exist for more than a year and if it does the Town can remove it.

The Supervisor said if there's a way for the Town to go after Mr. Keegan about the open foundation permit he wants to do it now. Mr. Kozakiewicz said he will look into the Code and the Supervisor said if they can write him tickets for the open foundation they will do so.

Ms. Malone thanked the Board for their time.

Laura Jens-Smith from Laurel asked if the Board could review the DC-1 zoning for downtown Riverhead in light of the Brownfield Study and its recommendations which calls into question the zoning that is currently downtown where you're allowed to have the five story box buildings built and a maximum of five hundred apartments. She said the study calls to reduce that to three twenty. She said if the Board could review the zoning that is currently there especially in light of things that will be coming through that the Planning Board will be charged with using the current zoning that is there and it's not really what's being recommend by the study which the Town just spent a half a million dollars on.

Marjory Acevedo from Wading River came to speak about Resolution 553 that was voted on this evening. She said the Board always seems to do things piecemeal and that the Ethics Board should have been involved in the process of Resolution 553 as soon as it was introduced within the last six weeks. Ms. Acevedo felt this could have been tabled until it was vetted by the Ethics Board instead of the Town Board members supporting the Resolution. She said it was the wrong vote for the wrong reasons. She urged the Town Board to support a motion to rescind Resolution 553, table it and then work with the Ethics Board to incorporate what some Board members had suggested. She said she believes this is the correct thing to do.

Angela DeVito came forward with a suggestion for the residents of Old Vine Estates regarding all the grasses and vegetation growing. Ms. DeVito suggested that they may want to seek some ammunition from the Peconic Bay Medical Center because the type of grasses that are growing are fertile grounds for the ticks that carry Lyme disease. She said along with the grasses being unsightly it's also a public health issue.

Supervisor Walter thanked Ms. DeVito for her thoughts on this matter.

Supervisor Walter: "Does anyone else wish to be heard?"

Councilman Dunleavy: "I make a motion we adjourn the Town Board meeting, so moved."

Supervisor Walter: "All in favor, aye?"

Collective ayes, meeting adjourned.

**Meeting Adjourned at 8:11 p.m.**