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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, January 5, 2010 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
Dawn Thomas,	Town Attorney

Supervisor Walter: "We're just waiting for a board member. Here we go. They gave me a gavel, don't get out of hand."

I'd like to welcome everybody to the first board meeting, Riverhead town board meeting of 2005 (2010), thank you for coming. Can we have Ray Dickhoff lead us in the Pledge of Allegiance? Come on, Ray."

(At this time, the Pledge of Allegiance was recited, led by Ray Dickhoff).

Supervisor Walter: "Just want to thank everybody for coming out today and I apologize that we're late. We are always going to try to start on time. It's my fault, I ran executive session a little long and I put a lot of extra pressure on Diane Wilhelm and she did a fabulous job of getting the stuff out but I am going to be punctual. Sal, we'll get you those resolutions ahead of time."

Can I have— offer the minutes for approval for the December 29<sup>th</sup> board meeting?"

Councilman Dunleavy: "I offer December 29<sup>th</sup> board meeting."

Councilman Wooten: "I'll second."

Supervisor Walter: "Okay. Vote please."

The Vote: "Giglio."

Councilwoman Giglio: "I have not read the minutes. Therefore I abstain."

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

Supervisor Walter: "I'm going to abstain since I did not participate in the meeting."

Diane Wilhelm: "And minutes are approved."

Supervisor Walter: "Thank you. Correspondence."

Diane Wilhelm: "Okay. I'll continue with the Correspondence."

**CORRESPONDENCE:**

Little Flower Children & Family Services, Wading River	letter noticing the intent to establish an individualized Residential Alternative (IRA) Community
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**REPORTS:**

Town Clerk	Monthly report, January 2010 - \$10,188.98
Receiver of Taxes	Utility collections report dated December, 2009 - \$350,693.55
	Total tax collections dated January 4, 2010 - \$32,076,842.09

Diane Wilhelm: "That's it."

Supervisor Walter: "Thank you. Are there any committee reports? Okay."

There's a public hearing scheduled for 2:05 for consideration of the proposed increase and improvement of the facilities of the Riverhead water district and since it is now 2:10, I think we'll open that public hearing."

Public hearing opened: 2:10 p.m.

Dennis Kelleher: "Good afternoon. My name is Dennis Kelleher, the consulting engineer for the Riverhead water district and I wish the board a happy new year."

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Supervisor Walter: "Thank you, Dennis."

Dennis Kelleher: "We are here today to discuss the approval of a proposed what we're calling a new site plant 16."

Back in 2006 our firm prepared a master plan report for the Riverhead water district. Copies of this report I think was recently distributed to the town board again.

And the report had recommended about 17 capital improvement projects that really should be implemented over the next five or ten years back in 2006. Some of these projects have been started.

One of these projects was-- recommended a new well site plant 16. Actually Superintendent Pendzick has requested that I prepare a quick summary to the town board really giving them an update on what has actually transpired since the report was prepared in 2006."

Supervisor Walter: "That would be fantastic. Is your microphone on? Can anybody hear him?"

Dennis Kelleher: "Actually it is not on."

Councilman Dunleavy: "There it is. Now it's on."

Dennis Kelleher: "And by the end of the week I will have a copy of that letter report which will update the status of the Riverhead water district and really what has transpired since the 2006 master plan."

Supervisor Walter: "That would be fantastic."

Dennis Kelleher: "The 2006 master plan really concluded that the demand for water throughout Riverhead was exceeding the pumping capacity that we had with our existing well. This was mostly due to the fact of automatic irrigation systems where everybody was putting them in, plus the significant development that has occurred over the last 10 years throughout the town.

The master plan had recommended an additional four public supply wells. One of those wells, plant 15, is already under construction on Tuthills Lane and should be in service by this spring.

Plant 16 which is the subject of this public hearing is located on Edwards Avenue and I'll talk about that a little bit more in a second. But we will still need additional wells and we will be coming back to the town board very shortly to discuss future wells 17 and 18.

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The master plan also recommended water conservation. Last year we actually had a very intense water conservation program talking about odd and even sprinkling on odd and even days and that did have an impact but it is really very difficult.

We've had some preliminary conversations with Superintendent Pendzick to increase that water conservation program. One thing that I think some of the town board members had discussed with Superintendent Pendzick is going to what is called an increasing rate schedule.

Right now we have a flat rate schedule where it doesn't matter how much water you use. You could actually use an excessive amount of water and still pay the same unit price.

In Nassau County when they had water conservation programs that were implemented about 15 years ago, almost every public water supply went to an increasing rate with the more you use, the more you will pay. So that's something that we're going to discuss with the town board probably in the next month or so.

One of the recommendations in the master plan back in 2006 was to conduct a test well program to look at future well sites. One of the locations was what we're calling plant 16 located at- on Edwards Avenue, just south of Sound Avenue. It's about a 1.3 acre site that was originally part of the (inaudible) Vista Farms.

The district was able to get a perpetual easement for that property.

A test well was conducted back in 2008 and we're proposing to construct a 1380 gallon per minute supply well which is the equivalent of 2,000,000 gallons a day. It will be approximately 540 foot deep.

We will have some well head treatment that we have at all our sites which will include chlorination for disinfection and Ph adjustment will adding lime to the water.

We will need to construct a small pump station approximately 20 feet by 40 feet to house the treatment equipment.

This well needs to be on line as soon as possible. I've been having meetings with Superintendent Pendzick and my staff to see how quickly we can get this going.

We do not think we will be able to get it up and running by this summer but we're looking at some possible ideas to see if we could get that going."

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Superintendent Walter: "Anything you can do to get it on line, we'd greatly appreciate it."

Dennis Kelleher: "We will accelerate everything that's in our control. There are some items that are out of our control but we will be coming back to Superintendent Pendzick and the board with some ideas.

This is just the handouts that I think all the town board members got. It had a color, a diagram on the locations are all highlighted in yellow, the 1.3 acre site.

Total project cost. Construction cost is estimated at \$1.25 million and then we have miscellaneous non-construction costs including survey, soil boring, and engineering report and DEC application, design construction and administration and inspection and we have legal, contingency and administration for a total project cost estimated at \$1.58 million dollars.

The water district proposes to finance this project with the town going out for municipal bond. We normally go out for like a 20 year bond and interest rates right now is approximately 4% for municipal bonds. Assuming the 4%, 20 year period on the bond, the \$1.58 million dollars would have an annual debt service of \$116,000 throughout the 20 years.

If we were to pay this by increasing the tax rate, this would be just under \$.13 per \$1,000 assessed value. This is in order to pay for the bond.

A typical home in Riverhead with a \$50,000 assessed value, the cost to finance this project will be \$6.40 per year throughout the 20 year bond period.

The existing tax rate for the Riverhead water district is currently \$.73 per \$1,000 so this would increase it to approximately \$.86 per \$1,000.

Thank you."

Supervisor Walter: "Is there any other questions or comments regarding this public hearing? Well, there being none, we'll close the public hearing, and what was Phil's custom- seven days to leave it open for written comment? Ten--, we'll leave it open for 10 days for written comment. Does anybody have a calendar on them?"

So the 15<sup>th</sup>, is that Wednesday or Thursday? Friday. We'll leave it open to Friday, January 15<sup>th</sup> for public comment- written comment.

Thank you."

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Public hearing closed  
Left open for 10 days to January 15,  
2010 for written comment

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Supervisor Walter: "Okay. We're going to open the floor to comments. Did Phil do the resolutions— comments on the resolutions now, so if anybody wants to comment now on the resolutions, we welcome comments at this point. That's fantastic. There being no comments on the resolutions, we're going to close this portion of the town board meeting temporarily to open up the community development agency public meeting."

Meeting adjourned: 2:16 p.m.

Meeting reopened: 2:17 p.m.

Supervisor Walter: "Reopen the town board meeting. If you'd call the resolutions."

Resolution #1

Councilman Dunleavy: "Sets salaries of elected officials for the year 2010. So moved."

Councilman Wooten: "Seconded."

Supervisor Walter: "Moved and vote please."

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

Resolution #2

Councilman Wooten: "Resolution 2 sets salaries of general town employees for the year 2010. So moved."

Councilman Gabrielsen: "And seconded."

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

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

Resolution #3

Councilman Gabrielsen: "Sets salaries of highway department for the year 2010. So moved."

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Councilwoman Giglio: "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 #4

Councilwoman Giglio : "Sets salaries of police officers for the year 2010. Make a motion."

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 #5

Councilman Dunleavy: "Sets salaries of refuse and garbage district for the year 2010. So moved."

Councilman Wooten: "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 #6

Councilman Wooten: "Number 6 sets the salaries of sewer/scavenger waste district for the year 2010. So moved."

Councilman Gabrielsen: "And seconded."

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

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

Resolution #7

Councilman Gabrielsen: "Sets salaries of street lighting district for the year 2010. So moved."

Councilwoman Giglio: "And seconded."

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

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

Resolution #8

Councilwoman Giglio: "Sets salaries of water district employees for the year 2010. 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 #9

Councilman Dunleavy: "Sets salaries of various boards for the year 2010. 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 #10

Councilman Dunleavy: "Appoints executive assistant to the supervisor. So moved."

Councilman Wooten: "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 #11

Councilman Gabrielsen: "Setting terms and conditions of employment for Tara McLaughlin, executive assistant to the town Supervisor. So moved."

Councilwoman Giglio: "And seconded."

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

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

Resolution #12

Councilwoman Giglio: "Appoints a legislative secretary to the town Supervisor's office. So moved."

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

Councilman Dunleavy: "Seconded."

Supervisor Walter: "Oh, I'm sorry. I'm getting ahead of myself."

Moved and seconded. Now vote please."

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

Resolution #13

Councilman Dunleavy: "Setting terms and conditions of employment for Carol Scalfani, Legislative Secretary to the town Supervisor So moved."

Councilman Wooten: "Seconded."

Supervisor Walter: "Moved and seconded. Now vote please."

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

Resolution #14

Councilman Wooten: "Appoints a deputy supervisor. 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 #15

Councilman Gabrielsen: "Setting terms and conditions of employment for deputy town supervisor Jill Lewis. So moved."

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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 #16

Councilwoman Giglio: "Ratifies the appointment of the chairman of the Riverhead Planning Board. Moved."

Councilman Dunleavy: "And seconded."

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

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

Resolution #17

Councilman Dunleavy: "Ratifies the appointment of a member to the Planning Board of the town of Riverhead, Lyle Wells. 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. The resolution is adopted."

Resolution #18

Councilman Wooten: "Appoints a call in traffic control specialist. 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 #19

Councilman Gabrielsen: "Ratifies the appointment of the Chairman of the Riverhead Zoning Board of Appeals, Frederick J. McLaughlin. So moved."

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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 #20

Councilwoman Giglio: "Designates banks as official depositories for town funds. 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 #21

Councilman Dunleavy: "Awards bid for Oakleigh Avenue drainage restoration project. So moved."

Councilman Wooten: "I'll second."

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

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

Supervisor Walter: "Yes. And I just want to say that the Councilman sitting to the right of me did a wonderful job getting grants for this."

Diane Wilhelm: "The resolution is adopted."

Resolution #22

Councilman Wooten: "22 appoints bond counsel. 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 #23

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Councilman Gabrielsen: "Approves highway superintendent expenditures. 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 #24

Councilwoman Giglio: "Sets standard legal counsel hourly rate. 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 #25

Councilman Dunleavy: "Maintains policy of nondiscrimination. So moved."

Councilman Wooten: "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 #26

Councilman Wooten: "26 authorizes the supervisor to execute an agreement with Jacqueline O'Sullivan for board transcribing. 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 #27

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Councilman Gabrielsen: "Reappoints town historian. So moved."

Councilwoman Giglio: "And seconded."

Councilman Wooten: "Question."

Supervisor Walter: "Yes."

Councilman Wooten: "Has this been— to reflect 2010 salary, has this been stated or—"

Supervisor Walter: "No, this has to be amended."

Councilman Gabrielsen: "We have to change that. We've got to amend it to 5,000. We have to amend this."

Councilman Gabrielsen: "With amendment for 5,000. Yes. We appoint the town historian with amendment."

Supervisor Walter: "Right. You've amended it."

Councilman Gabrielsen: "Right, I just amended it. So moved."

Supervisor Walter: "Who seconded it?"

Diane Wilhelm: "Jodi."

Supervisor Walter: "Jodi seconded it."

Councilwoman Giglio: "Second."

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

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

#### Resolution #28

Councilwoman Giglio: "Sets towing and storage fees. 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."

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Resolution #29

Councilman Dunleavy: "Appointment and approval of the fee schedule for the Raynor Group P.E. & L.S. PLLC as consulting engineers and land surveyors. 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 #30

Councilman Wooten: "No. 30 appoints the official newspaper. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Giglio."

Councilwoman Giglio: "This was supposed to also include the Independent. Amend it?"

Councilman Wooten: "That's further-- it's the second Resolve."

(Some inaudible discussion)

Councilwoman Giglio: "Okay."

Supervisor Walter: "So continue the vote."

Councilwoman Giglio: "Yes."

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

Resolution #31

Councilman Gabrielsen: "31 pays bills. 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."

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Supervisor Walter: "Well, that concludes the resolutions. I'd like to open the meeting up to public comment. Come on up, Sid."

Sid Bail: "Sid Bail. On behalf of our president, Mike Harrigan, the Wading River Civic and the officers and trustees of the Civic, we'd like to congratulate the new members of the town board and we haven't forgotten the old members of the town board. Now what were the names? I don't know, yeah, right."

Councilman Dunleavy: "Is that on, Sid?"

Sid Bail: "Oh, is it. Yes. Okay. And I'm better in pantomime sometimes. But we look forward to working with you and you know and we hope that everything develops for the benefit of the town of Riverhead."

Supervisor Walter: "Absolutely. Thank you very much."

Councilwoman Giglio: "Thank you."

Councilman Wooten: "Thank you."

Supervisor Walter: "Is there anybody else? Wow. That's fantastic. Motion to close the meeting. You don't do a motion to close the meeting?"

Councilman Wooten: "We can if you'd like.

I make a motion to adjourn."

Councilman Dunleavy: "Seconded."

Supervisor Walter: "Moved and vote- moved and seconded. Vote please."

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

Councilman Wooten: "No. I want to stay here. Yes."

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

Diane Wilhelm: "We're adjourned."

Supervisor Walter: "Thank you very much."

Councilman Gabrielsen: "Thank you."

Councilwoman Giglio: "Thank you."

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Supervisor Walter: "Thank you everybody for coming."

Meeting adjourned