

Minutes of a Town of Riverhead Town Board meeting held by the town board of the Town of Riverhead at Town Hall, Howell Avenue, Riverhead, New York on Wednesday, July 7, 2010 at 2:00 p.m.

PRESENT:

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

ALSO PRESENT:

Diane M. Wilhelm,	Town Clerk
Dawn Thomas,	Town Attorney

ABSENT:

John Dunleavy,	Councilman
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Supervisor Walter: "Diane, are we ready? Cablevision, are you ready? That's a yes. You tell me.

All right, Gary Pendzick, would you lead us off in the Pledge of Allegiance? That's our water district superintendent, in case you don't know."

(The Pledge of Allegiance was recited, led by Gary Pendzick).

Supervisor Walter: "All right. Before I get started, I want to thank a couple people. The Riverhead Business Improvement District and (inaudible), Tony Coates (phonetic). Marty Sendlewski and the members of the BID did an unbelievably fantastic job this past weekend.

The fireworks show, (inaudible), as a performer for the kids before the fireworks show, impeccable. The townscape with the concerts on Saturday and Sunday, I man, a fantastic job downtown. If you missed it, hopefully, we'll do it again even better next year.

So kudos to the BID, kudos to the townscape with the concerns and thank you very much.

Oh, go ahead, because- "

Councilman Wooten: "I was going to say the same thing. It was just really a good event and if you had a chance to go down there, the food or punch wasn't too bad either."

Supervisor Walter: "All right. The- let's do the approval of the minutes."

Councilman Wooten: "I move that we accept the minutes of the June 15th and the special town board meeting of July 1st. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Walter, yes. The minutes are approved."

Supervisor Walter: "All right. I'd like to invite Dave Hegermiller our police chief up and we've got a special swearing in today."

We have three new police officers. I'd like to invite Charles Schneider from Baiting Hollow. Charles- Office Schneider was formerly of the NYPD and as luck would have it, we were able to have it- I don't want to say steal him from the NYPD, but we stole him from the NYPD. He's on the job now, fully trained, and we're happy to have him.

So, Charles, if you'd step up.

The next person is Branden Heller, he's from Wading River. He is in the Wading River fire department. He also was a part time Riverhead police officer. This gentleman put himself through the police academy at his own cost and expense. We hired him as a part time police officer several months ago and now we've just hired him as a full time police officer and the wonderful part about that is that he's again on the job immediately. He doesn't have to go through the academy.

So, Branden, if you want to come up.

And then we have a third gentleman, Officer Sean Mackie. He's from the town of Riverhead. He's a Westhampton Dunes— he's with the Westhampton Dunes constabulary— say that word. He is also a gentleman who put himself through the part time police academy and he's the son of retired police officer, Frank Mackie, who worked with us from 1981 to 2001. And, again, another fantastic exemplary example of a police officer who put himself through the academy at his cost and expense and we're able to hire him and we're going to swear all three of them in today.

And, Officer Mackie, if you'd step up.

Come on down town board."

Councilman Wooten: "Remember this face, all right?"

Supervisor Walter: "Hey, I saw you get pulled over by the police on more than one occasion."

Councilman Wooten: "I know. They were looking for directions."

Supervisor Walter: "Let's come a little closer. Guys, you can step up a little bit. We want to be a little more friendly in Riverhead here.

We're going to swear you in. To some extent this is more of a ceremonial swearing in but it does me great pleasure and pride and I think the town board, too, to have you come here.

So if you'd raise your right hands and state your names. Do you solemnly swear to uphold the constitution of the United States and the constitution of the State of New York and to faithfully perform the duties of rank of police officer for the Riverhead police department to the best of your ability, so help you God?"

(Collective response) "We do."

Supervisor Walter: "Thank you very much, gentlemen. Welcome aboard."

(Unidentified): "Just congratulations to all three guys and

to thank the town board for bringing this up to 86 officers at this point. That's what we're budgeted for. And I truly appreciate you doing that. So thank you very much."

Supervisor Walter: "Thank you gentlemen. Enjoy the rest of your day."

Councilman Wooten: "Okay, can I have John McCormick come up please with your beautiful wife. She says no. Mrs. McCormick to me."

At this time, we're going to give out a proclamation to John McCormick. And anybody that's been to the Riverhead central school district in the last 22 years, this is the man who was responsible for the transportation of your children. And sometimes, you know, as a town we operate sometimes within ourselves and we don't realize that the school district has a lot to do with our community, whether it's the teachers, whether it's the students, whether it's the sports.

But so often we forget about the transportation section and how important it's for our school bus drivers and our school buses that carry our children to school every day, how important it is that it's done by professional people, the training involved, the budgets, all the stuff that he had to deal with, budgets and constraints and union issues and all those things that go along with being a superintendent.

He did it so well. I had the privilege of working for him for about a season and a half and his professionalism, his easy going attitude, he always ran a tight ship. And the caliber of the drivers that we have driving these school buses, I have no problem putting my five year old daughter on the school bus, a big school bus, because I'm so confident that the driver is trained and knows what they're doing.

And so it's fitting that the town recognize the school district and all that they do for our community. And so with the town board I asked the supervisor if we could give a proclamation to Mr. McCormick and I'm not going to go with all the whereas and what fors but it does give kudos to him for his 22 years, his professionalism, his training and safety and dedication of his drivers and all of that.

And it certainly is fitting for us to name this day in the town of Riverhead John McCormick Day. He's leaving us today. Today is his official last day of actual coming to work but we appreciate what you've done for us, John."

John McCormick: "There was a couple key things that Councilman Wooten spoke to believe it or not briefly, thank you. And one of the most important things is that you really don't accomplish things on the scale that we try to accomplish, be it the school district or the town, unless you have a lot of help.

This has thrilled me to death and certainly caps off a most interesting 37 years in the business and 22 of those in Riverhead but you don't do that by yourself. Just as these people have to sit and work with hundreds of other people to accomplish the important things that they try to do for the people of this town, so did I.

So it's not just me that you recognize here in truth because I couldn't do it myself. You can't roll 87 buses and drive them all by yourself.

So I thank you and I accept this on behalf of the drivers, the sub-drivers, monitors, the attendants, the mechanics, the office personnel who try to do the best they can with what they have to take care of your kids and I appreciate it deeply that you would take the time to recognize all those people and I personally thank you very, very much."

Supervisor Walter: "All right. Mr. Cablevision cameraman, what's your name? Craig, if you could do me a favor and pan to these gentlemen, the guy in the nice sort of pink shirt here and the white shirt— those two gentlemen weren't here when we were thanking them. That's (inaudible) in the white shirt from Robert James Hair Salon. He's the president of the Business Improvement District and he is the one responsible with his crew of (inaudible) and others at the BID to put together the fireworks display, helped with the townscape, the concerts, everything. And a round of applause for these people. Good job. Thank you.

All right. We've done proclamations, swearing in, Reports."

REPORTS:

Receiver of Taxes total tax collection dated June

17, 2010 - \$121,205,884.17

Utility collection report June
2010 - \$241,804.70

Town Clerk monthly report June, 2010 -
\$13,344.31

Police Department monthly report for May, 2010

Riverhead Fire Dist. Financial statements 2010

CORRESPONDENCE:

Christine LaMonica letter dated May 24, 2010 re-
questing her name be removed
from the petition claiming no
objection to public hearing of
zoning amendment to allow for
Great Rock Golf villas

Elisabeth Devaney letter dated May 20, 2010 re-
questing that her name be
retracted from the petition re-
garding the Great Rock Golf
villas public hearing also
stating her opposition to a
change in zone requested by the
petition

Francis Yakaboski,
attorney for Jamesport
fire district letter dated June 17, 2010 re-
questing adoption of resolution
to prohibit parking on both
sides of Manor Lane, Jamesport
from Route 25 to fire district
property boundary

H2M Assoc., Inc. Letter dated June 16, 2010 re-
garding water service to
Sportsman Club, Calverton

Warren McKnight letter dated June 21, 2010 re-
garding debris blocking
handicapped parking stalls

	behind Suffolk Theater
Dean T. Locke Vertical Solutions of NY, Inc.	letter dated June 22, 2010 re- questing time extension for RFP for cell towers on town of Riverhead property
Theodore Sklar Esseks, Hefter & Angel	letter in response to petition of John Reeves to allow expansion of a non-conforming marina

APPLICATIONS:

Special events Chapter 90	Martha Clara Vineyards, Sound Ave., Jamesport - craft, beer & wine festival - August 14, 2010
	St. John the Evangelist RC Riverhead - annual Chinese Auction - October 9, 2010 Annual holiday fair - December 4, 2010
	Riverhead Foundation for Marine Research/Preservation - annual 5K run for the Ridley - October 23, 2010
	Riverhead Chamber of Commerce - Musical entertainment & fun competition - August 7 and 14, 2010
Parade Permits	Jamesport Fire District parade July 7, 2010
	Jamesport Fire District - Sound to Bay 10K race - August 22, 2010

Diane Wilhelm: "And that's it."

Supervisor Walter: "Wow, that was a lot."

Diane Wilhelm: "That's a lot."

Supervisor Walter: "Okay. Any reports from committees? No. All right."

Public hearing opened: 2:25 p.m.

Supervisor Walter: "All right. 2:05 having come and gone, we're going to start the first public hearing and oh, how appropriate this one is."

This is a notice of public hearing to put additional wells in the Riverhead water district and I think Dennis Kelleher from H2M is not only going to talk about this hearing, but maybe talk a little bit about our water issues in Riverhead and, Dennis, it's all yours."

Dennis Kelleher: "Good afternoon. My name is Dennis Kelleher from H2M. We are the consulting engineers for the Riverhead water district."

Before we talk about the specifics about today's public hearing, I would like to take a minute or two to discuss the water supply situation that's going on in the Riverhead water district right now.

As everybody knows, there has really been no rain out in Riverhead probably for the last four weeks. Now that we have 90 to 100 degree weather for the last couple of days, across Long Island, the water suppliers in Nassau and Suffolk County are pumping a record amount of water, not just in Riverhead and, of course, we'll talk about Riverhead specifically, but really from Riverhead, the south fork, north fork, all the way to West Hampstead, all the way to the New York City line.

I'd like to make it clear, there is plenty of water in the aquifer system beneath Riverhead and the rest of Long Island. The limiting factor is the number of wells and pumps we have to pump it out of the ground to meet this demand.

The district, at this time, Riverhead water district is using all of its wells that it has available and it just cannot keep up with the demand.

Late last week when it started to get warm and very dry out, the Riverhead water district had all its wells on and they were able to fill up their water storage tanks, specifically the one on Route 58, and they were able to fill it before 9:00 at night.

Now most people have automatic sprinkler systems. Those automatic sprinkler systems kick on anywhere from midnight to 2:00 in the morning and they run until 6:00 in the morning or 9:00 in the morning.

So the largest demand in the Riverhead water district occurs really between 2:00 in the morning to 9:00 in the morning. So what happens is when we fill up the tank at say 9:00 on a night, then early the next morning it starts— all the wells kick on trying to meet that demand but our wells aren't enough, so the water starts coming out of the water storage tanks to supplement the wells to meet the demand.

And that's fine during last week. Now the weekend comes, the demand actually goes higher and during the day, after 9:00 when the sprinkler systems start shutting off, we normally get to fill the tanks up so by 9:00 in the evening our tanks are full again.

What was happening over the weekend, we think people were using their irrigation systems more during the day and we weren't able to fill up those tanks. So Saturday came and the tanks were even— they did not get full. Then Sunday came and the tanks were even less than half full by 9:00 in the evening. And then the problem occurred on Monday morning where when the operators came in, there was very little water left in the Route 58 tank.

What does that mean? Okay. People still have water to drink. However, they are going to see lower water pressure during the day. But more importantly there's no reserve fire flow protection. If a fire was to occur during that period, there may not be sufficient fire flow to put out the fire. So that is a concern.

And we're seeing this again across Nassau and Suffolk County.

Just to give you an idea. We estimate that 75% of the water that we're pumping on a daily basis is used for irrigation purposes at this time. You know, just going onto the lawns.

The previous peak for the Riverhead water district occurred

back in 2008 and it was 20.5 million gallons a day. Yesterday, we hit 22.5 million gallons. Set an all time record for Riverhead. And we're probably- we're going to exceed that today. That's a 10% increase over previous record.

Normally when a water supplier breaks a record, they break it by one or two percent, but I have a few clients including the Riverhead water district, where they're breaking it by 10%.

South Huntington water district for example, their record yesterday was broke by 15% so there are a lot of places that are just having trouble keeping up with the demands.

Again, it's not just Riverhead. Suffolk County Water Authority in Southold has issued an alert; Jericho Water District, Levittown Water District; American Water in southeast Nassau County and the water authority in western Nassau, all the way on the west side of Nassau have had problems this week.

What do we need the residents of the Riverhead water district to do? Limit irrigation. Stop irrigating for the next couple of days until we get some rain. We get a good night rainfall of, you know, a half inch to an inch of rain, things will go back to normal.

But, you know, the forecast is we're not going to see rain probably until the weekend if we're lucky. So until that time the water district is doing everything it can to keep the tanks as full as possible but we just have the concern and we're asking for the community to help out and limit irrigation for the next several days."

Supervisor Walter: "Dennis, can you just- some of the residents are going to ask, you know, we addressed this issue in January and they're wondering- well, you addressed it in January, what's happened since January. Can you let everybody know what we've done, how much capacity we've increased and where we are going from here?"

Dennis Kelleher: "Actually, Mr. Supervisor, in our first meeting I think of the year in January with the new board, there were four projects that were discussed and three out of the four have actually been completed and are on line.

We have a booster sump pump station at Dogwood where we're able to pump water from the Suffolk County Water Authority at the Brookhaven town line to increase our capacity of approximately 1,000 a minute.

We constructed well #16, a new well- I'm drawing a blank for a second- on Edwards Avenue. Usually it takes about a year and a half from the time a town approves a project before we get water out of it. We were able to reduce this to less than six months. That well is now running and putting out over two million gallons a day.

The third project was electrification of well #2. It's an existing well but before it wasn't electrified. We had a diesel engine so it had limited use. We electrified it and it is now running and putting out a thousand gallons a minute.

A fourth project which we've been working on is wells on Tuttle Lane, plant 15. That is probably 10 days to two weeks away from going on line. We had- "

Supervisor Walter: "You have five days."

Dennis Kelleher: "Thank you, sir. We will do our best. The contractors are working, we're pushing the contractors and that will give us over a million gallons a day of additional capacity. So three out of four projects were up and running last week so we were able to increase our capacity.

But as I said earlier, the overall demand has increased over 10% to another two million gallons a day of water that was being pumped out of the ground."

Supervisor Walter: "So basically we need plant 17 which you're going to talk about.

I would like to send kudos out and I don't know the well contractor's name for Edwards Avenue- "

Dennis Kelleher: "Gregor (phonetic) well driller and Benson contracting were the two contractors that work very closely with the Riverhead water district and the town and our office to get this thing- these systems up and running in time. So it did help us. We're in better shape than we were if this happened a month ago. And Eagle Control (phonetic) was one of the subcontractors who put

together one of the temporary treatment systems."

Supervisor Walter: "Okay. And that's for both Tuttle and Edwards? My kudos— I think the board would agree that— thank you for the hard work. We have more to do. I dare say that had we not done this, we would have been in complete collapse last week and we're not. We're in an emergency situation but the pressure, it may be lower, but the water is there.

And I understand that if there were a fire, we do have the capability of redirecting to boost pressure so I don't want the residents to be alerted or concerned about that but we've put quite a bit of money into this district.

And I also want to thank the DEC and the county health department for two things. We have a plant 12 in Calverton or 11— plant 12, it's an emergency backup. It's a last on, first off well and we called the DEC on Tuesday morning and within an hour we had approval to turn it on and that's given us 800 gallons or something like that a minute. So everybody is working together."

Dennis Kelleher: "And the Suffolk County Department of Health Services worked very closely with us getting approval of plant 16 in again record time, like two days, when it usually takes two weeks."

Supervisor Walter: "Does anybody want to say anything before we start the actual public hearing?"

Councilman Wooten: "But Dennis you said that it's more of a demand problem than it's a supply problem, right, because you said there's plenty of water. It's just a matter of people drawing much more than we could give them."

Dennis Kelleher: "Well, we use the word supply as, you know, how much can we supply meaning how many pumps do we have. But I just wanted the public to know because sometimes there's a misconception that we're running out of water underground. The aquifer systems on Long Island, I think estimates is 70 trillion gallons of water. We just need to drill more wells to get it out of the ground."

Councilman Gabrielsen: "My other concern is Tuttle's Lane is going to bring us up another million, so we're still going to be short a million."

Dennis Kelleher: "Correct. I will talk about this in the presentation. Very good with numbers.

Okay. Proposed plant 17. This public hearing is really to discuss the details of the proposed project so the town board can approve the financing of the project.

Gary, the first- go through- flip it. Back in 2006 our firm conducted a master plan report which evaluation the Riverhead water district, its needs and its existing system. And at that time, we determined that we were- our demand was starting to exceed our capacity and we needed to construct additional wells.

We actually said at that time, said we needed to construct four additional wells. Plant 15 was the first well that we started on Tuttle's Lane which is almost completed. Plant 16 was the second of the four wells on Edwards Avenue which is now completed and up and running.

And today we'll be talking about plant #17, get going on that, the planning and construction of that and I will probably be coming back and talking to the board in the next two months about plant 18 which will be the fourth well which will bring us back to what we feel will be sufficient capacity to meet the demand plus to have a reserve capacity in case there is a mechanical failure that occurs.

As I said earlier, all our wells are now running but mechanical failures do happen. We have a 150 horsepower motor, that could get burnt out. We could have contamination that shows up in a well for the first time, we have to take it off line. So you always like to have something in reserve for emergencies.

So we do need that fourth well.

The district did try to educate the public over the last couple of years about a water conservation program. We've sent out on an annual basis a nice newsletter where we really push water conservation. That helped for the last two years where I mentioned our previous peak was back in 2008, actually it was 2007- 2008 and 2009 we did not see peaks anywhere near what we saw three years ago and what we're seeing this year.

However, when we have a- I won't use the word drought because it's not really a drought, when we have an extended hot and dry

period, public education doesn't work.

People see their lawns going from green to brown and they're going to irrigate their lawn. You know, we're asking them not to but they want to have a nice looking lawn. That's the way Long Islanders are.

So we need to build these because we can't force people to stop irrigating. So we tried that.

Proposed well #17, Gary. It will be located on the fire district, the Riverhead fire district property located on the corner of Northville Turnpike and Route 105. The water district has had some preliminary negotiations with the Riverhead Fire District about discussing either purchasing or leasing approximately two acres of their property.

We did not want to go too far with the negotiations until the town board approves the financing on this project. But there is some money in the budget for us to purchase the land at a reasonable price that we can negotiate with the fire district based on current land values.

The project will include, as I said before, approximately a two acre site and it would be for the construction of a two million gallon a day water supply well which is approximately 1,380 gallons per minute. It will have well head treatment which— that we provided all our other wells such as chlorination and ph adjustment for corrosion control.

There will be a small building approximately 20 by 40 masonry structure. The DEC well permit application which a lot of times takes a long period of time we get approval on, we actually already submitted an application to the DEC to try to fast track the project. It went in about a month ago and I expect to hear back from them any day.

And we're hoping to get— we will get the project as approved up and running by next spring. We do have provisions in there for what we call interim treatment like we did on well 16 where if we needed to get it up and running within a 60 day period, we could probably do that."

Supervisor Walter: "Just as long as it's ready by say— what

do you think, May 1st?"

Dennis Kelleher: "We're shooting for-- April 15th is the day we're looking-- we don't want to cut it close. Okay. All right.

Gary, next sheet. We have estimated the construction cost of this entire project at \$1.98 million dollars. That includes the construction costs, (inaudible), and survey, engineering report and design.

Let me take 30 seconds to talk about the engineering report and design. This project is going to be similar to plant #16 so we have already discounted. The engineering report and DEC application for well 16 had a cost of \$20,000. We offered to do it at half that price so we did it for \$10,000 for the report.

I am also reviewing what offer I can make to reduce our cost for the design of the facility because I just want to work closely with the town to keep it as, you know, cost effective as possible. So as long as we keep the design very similar to 16 there will be a cost savings there.

Construction and administration, inspection and the last item would be administration contingencies, legal and I do have some money in there for a land purchase or lease for a total of \$1.98 million dollars.

The water district proposed to finance this project using long term bonds. If we assumed a 20 years bond at 4% interest, Gary, could you flip to the next sheet-- the annual debt service would be approximately \$145,000 a year.

Noting that the Riverhead water district has an assessed value of the entire district of about \$900 million dollars, the resulting tax rate to pay off this annual debt service would be 16-- just over \$.16 for \$1,000 of assessed value.

What does that mean to a typical homeowner? If a typical homeowner has a \$50,000 assessed value, the resultant tax for paying off this would be \$8.10 a year."

Supervisor Walter: "Sounds like a bargain to us."

Dennis Kelleher: "Yes, sir. Just for everybody's reference,

the existing tax rate for the Riverhead water district has been going down for the last four or five years. It was about \$1.10 a couple years ago. It's now down to \$.73 per thousand because of the increase of the assessed value of the district, plus we had been retiring some old debt service.

Thank you."

Supervisor Walter: "Does anybody have any questions? Okay, there being no questions, we're going to close this public hearing--"

Councilman Wooten: "I have one question. Your 2006 mast plan, that-- does that tie into our master plan as far as optimum build out of the town?"

Dennis Kelleher: "Yes. We worked with the planning department and we've got a list of all proposed projects that have been talked about and we looked at the population estimates that were done. We did look at that.

And the-- well, maybe I should clarify that. The four wells that we had recommend in our report were just to meet existing demand and existing build out in the existing Riverhead water district.

For example, if the Calverton property, EPCAL gets fully developed, we would need additional wells to supply that community."

Supervisor Walter: "And if new subdivisions are built, additional wells-- the point is we need to be ahead of (inaudible), well, we're now about even with it but we were woefully behind for a long time."

Councilman Wooten: (Inaudible)

Supervisor Walter: "Yeah. I've had some preliminary discussions. I'm not ready to say that water wars are over with the Suffolk County Water Authority but I think we're going to have some meetings in the not too distant future and maybe-- it will be plant 19. Plant 18 is just a booster pump but plant 19 that you're discussing for the future, maybe we'd do a joint Suffolk County/town because this town supplies Southold with water and unfortunately as of say Sunday night/Monday, we were not able to supply them with

water and they're in dire need, so it's not really our obligation.

It's our moral obligation because we have the water and we want to continue to be good neighbors and supply Southold. So we benefit from 1,000 gallons a minute out of Suffolk County water authority. We should be putting ourselves in the position to give Southold at least some if not a large percentage of that, so we have a little work to do.

Dennis, thank you. If nobody else wishes to be heard- "

Councilman Gabrielsen: "I'd like to compliment the Supervisor Sean Walter on this, because from day one, he's been pushing this board to be ahead and get these wells done. So he's doing an excellent job on it."

Supervisor Walter: "Thanks, George. I don't think I'm going to leave this open for written comment. We want to move this forward. We I'm going to close this public hearing and if thee is some written comment send it to me and we'll deal with it but we're going to close the public hearing because we need to move this as quickly as possible.

Okay, Dennis, thank you for a great presentation. Gary, thank you for all your work. And thank your guys out there. Some of the guys are sitting at the well sites like Edwards Avenue 24/7 and it's hot out there. So- that are on the job."

Public hearing closed: 2:34 p.m.

Public hearing opened: 2:35 p.m.

Supervisor Walter: "2:10 having come and gone, we're going to consider a local law for early retirement incentive program for town of Riverhead employees. Mr. McCormick, you are going to present this? Miss Ferris, personnel."

Meg Ferris: "Okay."

(Inaudible comments)

Meg Ferris: "I do want to say that this is one of the things

that Sean promised I think when he was getting elected- "

Supervisor Walter: "The board promised this."

Meg Ferris: "The board? Okay. That they would enact an early retirement incentive as a way to reduce the costs to the town."

Dan and I and the financial administrator worked very hard in putting together something that would be cost effective and entice employees who are eligible to retire.

So what this plan is, is anybody who is over the age of 55 and has at least 20 years of credited service with the New York State retirement system, is going to offered either (1) if they're single with no dependents, we're going to give them what we call medical plus supplement of \$400 per month for years.

For the employees who have family coverage, we're going to pay the portion of family coverage they would be required to pay in retirement which is more or less the equivalent of \$400.00 a month for a four year period.

Now over a four year period this should save the town approximately about a half million dollars inclusive of all the costs of the incentive."

Supervisor Walter: "That's if we replace the employees, correct?"

Meg Ferris: "That is- yes. That is if we replace the employees."

Supervisor Walter: "If we don't replace the employees- "

Meg Ferris: "We don't know who is actually going to take it. We did do a survey, we have an idea. But we're going to have at that time make a determination can we replace these employees or not."

We've also built something into the plan in conjunction with the CSEA so that when we pay out the employees their accrued time, we're not going to replace them until the benefit of that time has exhausted itself because that's already budgeted for in the budget."

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

Councilman Wooten: "Can you tell me about and I'm only asking this (inaudible). How many employees, approximately, this might affect in the town of Riverhead?"

Meg Ferris: "Well, we have eight people who have indicated that they want it. There's more eligible but they haven't. But since we've done the actual survey, more could be eligible. So we don't really know if there's going to be anybody beyond the eight."

Supervisor Walter: "Eight would be— what's that, 5% reduction in the workforce roughly."

Any other board members wish to be heard? Anybody from the public or the union wish to be heard on the subject? Matt, our union president, Matt Hattoff."

Matt Hattoff: "This is in line with something similar to what Southampton town has done in the past and the county has done and it's worked fairly well there. So I don't see why it wouldn't work here."

I think it's a good thing for everybody. Thank you."

Supervisor Walter: "Good. Thank you very much. All right. There not being anyone else wishing to be heard, I will close the public portion of the meeting and leave it open for written comments for nine days until July— what is nine days from now— let's see, July 17th, there you go. No, that's a Saturday. July 16th. Nine days. July 16th. Leave it open to Friday, July 16th."

Public hearing closed: 2:38 p.m.
Left open for written comment for
nine days to Friday, July 16, 2010

Public hearing opened: 2:38 p.m.

Supervisor Walter: "The next public hearing is scheduled for 2:15 for the consideration of a proposed local law to amend Chapter 101 entitled Vehicles and Traffic, Article III traffic regulations,

Section 101-4 one way streets - Cranberry Street, of the Riverhead town code."

Dawn Thomas: "This is in connection with the safe route to school project hoping to create less congestion on Cranberry Street. And we originally discussed going one way east, the doctor's office is on the corner there, had a problem with that. So we made it one way west and that's going to work better and that's it."

Supervisor Walter: "Okay. Does anybody wish to be heard on this? Okay, there being nobody wishing to be heard, the board-okay."

Councilman Wooten: "I'll say this. I know I've been approached by some constituents that live in the area that think it's kind of strange to make it a one way street. But once they understood that Griffing Path historically was just a small bus route, but now kids actually walk to school, there's no sidewalks, there's no drainage, and it's horrendous.

So what this grant money we got almost a year and a half ago, was to create a safe route to school which was going to be curbing. It was going to be paved sidewalks, speed bumps, a three way stop at Cranberry, make it a real walkable community for kids that have to walk to school.

So improving that area, the one way street, makes all the sense in the world."

Supervisor Walter: "Beautiful. Anybody else wishing to be heard? No? We'll leave the- close the public portion of the meeting and leave it open for written comments to July 16th, Friday at 4:30."

Public hearing closed: 2:40 p.m.
Left open for written comment for
10 days to Friday, July 16, 2010
at 4:30 p.m.

Supervisor Walter: "Now we'll open up the meeting for comments on town board resolutions. Does anybody wish to be heard on the town board resolutions? Mr. Danowski."

Pete Danowski: "Pete Danowski. I was informed that perhaps you'd be untabling the resolution that may affect my client, Developers Realty, the Shops at Riverhead. This relates to the fuel pump amendment.

Question- and I just wanted to place some simple statements on the record and I think the town would verify my comments that the proposed distance now from the fuel pumps to the residential property line in this case affecting the mobile home park community to the east, would be the distance from the pumps to that property line. Five hundred feet I think has been last suggested.

I only make it a point to clarify on the record in that there's an intervening right of way that's zoned in a business zone and I want to make it clear that when the adoption takes place, if it does, that we all understand that when we design the plan the fuel pumps there, the distance that we will compute will be from the pumps to that property line, the western boundary of the mobile home park community."

Supervisor Walter: "I think that's accurate and I think we should put that on the record."

Councilman Wooten: "It's actually more than 500 feet."

Peter Danowski: "Well, I just wanted to make sure that when we do the computation after you adopt legislation, that we clearly understand the meaning of the statute as it's applied to this particular applicant. That's all."

Councilman Gabrielsen: "That right of way is on there."

Peter Danowski: "That's a separate intervening piece. It's not done with- we don't own it nor does the mobile home park community own it. So we go from the fuel pumps across to that property line, the western boundary."

Councilman Gabrielsen: "Right."

Peter Danowski: "And I think that is the understanding but I didn't need to have the problem arise later. Thank you."

Supervisor Walter: "Yeah. That actually gives us a little more distance to the homes because the homes- "

Councilman Gabrielsen: "Yeah. Because they spoke— they're very concerned that neighborhood there, that it be pushed back a little bit and the compromise we felt would be satisfactory to everybody."

Supervisor Walter: "And now I want to compliment Councilman Gabrielsen because he went out and spoke to every member of the community, the mobile home community, and you know I think that we worked out this compromise and thank you."

All right. Anybody else wishing to be heard on the resolutions? Yes, step up. Sir, step up to the microphone. And if you would state your name and hamlet for the record, that would be fantastic."

Scott Neary: "Scott Neary. I'm in the town of Manorville. This is concerning Resolution 525 with the vehicle and traffic law on Wading River/Manorville Road."

Mr. Dunleavy has been at several meetings that we've attended and we've spoken. It's all about safety and I just wanted to know if the other council people are aware and have the information. Okay. He's not here today."

Supervisor Walter: "It's going to get adopted."

Councilman Wooten: (Inaudible)

Scott Neary: "All right. Thank you."

Supervisor Walter: "Does anybody else wish to be heard on the resolutions? Okay, let's close that public comment for the resolutions and take up the resolutions."

Resolution #519

Councilman Wooten: "519 authorizes the supervisor to execute an agreement with Commander Power Systems for generator service. So moved."

Councilman Gabrielsen: "And seconded."

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

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

Resolution #520

Councilman Gabrielsen: "Resolution 520. I'd like to make a motion to table this resolution. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and- before we vote on it, I think it would be good to table this because we were talking about having the building department and everybody come in on Thursday to talk about why it cost us \$3,000 to cut somebody's grass and rather than put \$3,000 on the tax bill, George felt that maybe we should go out and cut the grass."

Councilman Gabrielsen: "Yeah. I think some of these were hardship cases and for us to charge somebody that doesn't have a lawnmower \$3,000 or \$4,000 to cut their grass, that's not fair. Common sense is to buy them a lawnmower or at least go out and do it ourselves. They do pay taxes so we give them service."

Supervisor Walter: "Let's table this. We do have to charge them something but it might not be \$3,000. Let's table this one and there will be another one. So we're going to vote on tabling the resolution."

Moved and seconded to table. Vote please."

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

Resolution #521

Councilwoman Giglio: "Authorizes the town clerk to publish and post public notice to consider a local law to amend Chapter 47 entitled Bays and Creeks of the Riverhead town code. So moved."

Councilman Wooten: "I'll second."

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

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

yes. The resolution is adopted."

Resolution #522

Councilman Wooten: "Authorizes the town clerk to publish and post public notice for public hearing regarding a local law to amend Chapter 52 entitled Building Construction of the Riverhead town code, Section 52-10 building permit fees - preconstruction fee. So moved."

Councilman Gabrielsen: "And seconded."

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

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

Resolution #523

Councilman Gabrielsen: "Authorizes the town clerk to publish and post public notice to consider a local law to amend Chapter 76 entitled Loitering of the Riverhead town code, Section 76-4 penalties for offenses. So moved."

Councilwoman Giglio: "And seconded."

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

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

Resolution #524

Councilwoman Giglio: "This one is also tabled."

Are we sending out letters to these people to let them know that we were considering this today?"

Supervisor Walter: "They've been notified."

(Inaudible comment)

Supervisor Walter: "All right. So, George, you want to move to table this?"

Councilman Gabrielsen: "Motion to table Resolution 524. So moved."

Councilwoman Giglio: "And seconded."

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

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

Supervisor Walter: "Maybe we could find in the viewing audience, maybe there's a landscape- no, we're going to discuss this, put it on for Thursday. Tara, we're putting that on for Thursday, Chapter 96, we want to discuss it."

And maybe there's some people in the landscaping business that might want to do some pro bono work and help these people out. Who knows? Let's move forward."

Resolution #525

Councilman Wooten: "Adopts a local law to amend Chapter 101 entitled Vehicles & Traffic of the Riverhead town code, Section 101-8 weight limits - Wading River Manorville Road. So moved."

Councilman Gabrielsen: "And seconded."

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

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

Resolution #526

Councilman Gabrielsen: "Authorize the town clerk to publish and post public notice of public hearing to consider a proposed local law for an amendment to Chapter 108 entitled zoning of the Riverhead town code, Article VII, accessory apartments. So moved."

Councilwoman Giglio: "And seconded."

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

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

yes. The resolution is adopted."

Resolution #527

Councilwoman Giglio: "Authorize the town of Riverhead-- oh, table. Make a motion to table Resolution 527."

Councilman Wooten: "Second."

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

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

Resolution #528

Councilman Wooten: "Ratifies the appointment of call in recreation aides 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; Walter, yes. The resolution is adopted."

Resolution #529

Supervisor Walter: "This is just like you pumping all the water. Now you're going to be cutting grass. You're cutting grass, pumping water. He's at the senior center giving out meals on wheels. We're-- right, we're multi-tasking. I'm sorry."

Councilman Gabrielsen: "Appoints a call in summer recreation aide 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; Walter, yes. The resolution is adopted."

Resolution #530

Councilwoman Giglio: "Appoints 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; Walter, yes. The resolution is adopted."

Resolution #531

Councilman Wooten: "This ratifies the appointment of a seasonal assistant beach manager 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; Walter, yes. The resolution is adopted."

Resolution #532

Councilman Gabrielsen: "Appoints a call in recreation aide 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; Walter, yes. The resolution is adopted."

Supervisor Walter: "Diane, before you— there were a couple budget adoptions that were put in. Mr. Harrington is here if you want to speak with him. It has to do with authorizing the highway superintendent \$1,000,000 in road repairs. So they are time sensitive. Scott you might have to— the board might— this is sort of going to be a work session here. If we get something we don't understand, we might need you to come up and talk about it. So this one, do we understand? Okay, good."

Councilwoman Giglio: "This is for road- so this is for paving (inaudible)."

(Inaudible discussion)

Resolution #533

Councilwoman Giglio: "2010 road reconstruction capital project budget adoption. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #534

Councilman Wooten: "Authorizes application to US DOT for Tiger Grant to support MAGLEV-2000 demonstration and certification project. So moved."

Councilman Gabrielsen: "And seconded."

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

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

Resolution #535

Councilman Wooten: "Authorize the waiver of 30 day notification required by the New York State Liquor Authority. So moved."

Councilwoman Giglio: "And seconded."

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

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

Resolution #536

Councilwoman Giglio: "Approves the temporary storage of new vehicles upon property adjacent to Riverhead Bay Motors LLC. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #537

Councilman Wooten: "Authorizes the town clerk to publish and post the attached notice to bidders for asbestos removal and sanitary system remediation and abandonment at the former Weeping Willow Motel, Route 25, Riverhead, New York. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Giglio."

Councilwoman Giglio: "I just- we were going to expand where we were going to send this out to. Did we do that?"

Supervisor Walter: "I think we were going to do it first to the local- because there are local guys that do this that live in the town. I know of at least three. And, hopefully, they read the News Review or watch Channel 22."

Councilwoman Giglio: "Yes."

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

Resolution #538

Councilman Gabrielsen: "Approves the site plan of the Atlantis Marine World - Phase II (hotel). So moved."

Councilwoman Giglio: "And seconded."

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

The Vote: "Giglio."

Councilwoman Giglio: "I just want to say that being the liaison to the Landmarks Preservation Committee, they had made recommendations to the applicant and the applicant has assured me that they are going to pursue the recommendations made by Landmarks Preservation to keep within the historic character of downtown to the best of their ability.

So I vote yes."

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

Councilman Wooten: "My only question is, is it part of the site plan that we're approving right now?"

Councilwoman Giglio: "Yes."

Councilman Wooten: "Okay, then yes."

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

Supervisor Walter: "I abstain. They're represented by a law firm I used to work for."

Diane Wilhelm: "The resolution is adopted."

Resolution #539

Councilwoman Giglio: "Authorizes the settlement of legal action against the owners, tenants, occupants and mortgagee of the property located at 57 Zdunko Lane, Riverhead, New York. So moved."

Councilman Wooten: "I'll second."

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

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

Resolution #540

Councilman Wooten: "Authorizes the supervisor to execute an amended agreement with Dunn Engineering Associates, P.C. So moved."

Councilman Gabrielsen: "And seconded."

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

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

Resolution #541

Councilman Gabrielsen: "Authorize the supervisor to execute an agreement with Eaton Corporation for emergency battery system. So moved."

Councilwoman Giglio: "And seconded."

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

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

Resolution #542

Councilwoman Giglio: "Authorizes the supervisor to execute an amendment agreement authorizing the town to accept funds from Suffolk County Office for the Aging to supplement the town's expanded in home services for the elderly program. So moved."

Councilman Wooten: "I'll second."

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

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

Resolution #543

Councilman Wooten: "543 authorizes the settlement with Terry Contracting. So moved."

Councilman Gabrielsen: "And seconded."

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

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

Resolution #544

Councilman Gabrielsen: "Authorizes the settlement of legal action against the owners, tenants, occupants and mortgagee of the property located at 3829 Middle Country Road, Calverton, New York. So moved."

Supervisor Walter: "Where's Sal when we need him?"

Councilwoman Giglio: "And seconded."

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

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

Resolution #545

Councilwoman Giglio: "Best Western lateral sewer extension budget adjustment. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #546

Councilman Wooten: "This is a BID- Business Improvement District budget adjustment. So moved."

Councilman Gabrielsen: "And seconded."

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

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

Resolution #547, 548 and 549

Councilman Gabrielsen: "This is 22 Breezy Point Road, Wading River Chapter 96 budget adoption. So moved."

Councilman Wooten: "I think we should withdraw it. Isn't this part of the cutting the grass?"

Councilwoman Giglio: "Yes."

Supervisor Walter: "Yes. We'll table it. So is there a second to table?"

Councilwoman Giglio: "Second."

Supervisor Walter: "Oh, are they all together? Let's table--"

Councilwoman Giglio: "548 and 549?"

Supervisor Walter: "Okay, George, can you give us a motion to table 547, 548 and 549 as one?"

Councilman Gabrielsen: "Yeah. I'd like to make a motion to table 547, 548 and 549 as one. So moved."

Councilwoman Giglio: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Walter, yes. Resolutions 547, 548 and 549 are tabled."

(Some inaudible discussion)

Supervisor Walter: "Can I make a motion to take this out-- make a motion to take this out of order."

Councilwoman Giglio: "Second."

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

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

Supervisor Walter: "We do everything by motion. So we're taking it out of order. That's a new one. By the time we get— she'll be back by the time we (inaudible)."

Resolution #551

Councilwoman Giglio: "Approves Chapter 90 application of Church of the Harvest Riverhead Community Appreciation Day. So moved."

Councilman Wooten: "I'll second."

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

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

Resolution #552

Councilman Wooten: "Approves the Chapter 90 application of Martha Clara Vineyards LLC (craft, beer & wine festival - August 14, 2010. So moved."

Councilman Gabrielsen: "And seconded."

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

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

Resolution #553

Supervisor Walter: "553 and 554 we'll change (inaudible). Tara, do we have copies of (inaudible)."

(Inaudible discussion)

Councilman Gabrielsen: "553— okay Resolution 553. Declares lead agency and determines significance of action on special permit of New York SMSA, LP Verizon Wireless, Wading River, St. John's Church. So moved."

Councilwoman Giglio: "And seconded."

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

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

Supervisor Walter: "I have legal dealings with an estate with them so I abstain."

Diane Wilhelm: "Let the record show that Supervisor Walter has abstained."

Resolution is adopted."

Resolution #554

Councilwoman Giglio: "Declares lead agency and determines significance of action on special permit of T-Mobile Northwest LLC, Wading River (LIPA). So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #555

Councilman Wooten: "555 is East Creek docking facility budget adjustment. So moved."

Councilman Gabrielsen: "And seconded."

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

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

Resolution #556

Councilman Gabrielsen: "It's a general fund budget adjustment. So moved."

Councilwoman Giglio: "And seconded."

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

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

Resolution #557

Councilwoman Giglio: "Highway department budget adjustment. So moved."

Councilman Wooten: "Second."

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

The Vote: "Giglio."

Councilwoman Giglio: "Geo asked for all of this, right?"

Councilman Wooten: "Unfortunately he was (inaudible)."

Supervisor Walter: "He had no choice but to ask for this because the board only gave him \$200,000 in the equipment repair account so if he doesn't have any more money-- "

Councilman Wooten: "Which is only two oil changes."

Supervisor Walter: "So he had to pull it out of all these to put it in there and because we took out the flood-- all the money to pump the roads from the highway department, that's really a highway expense, so we're taking it out of there to cover it."

In the end, ultimately (inaudible) to fund him, but he was under funded by \$200,000 last year and we took almost \$125,000 pumping related expenses out."

Councilwoman Giglio: "I just wanted to know if he approved all these taking out of these line items and putting it into-- did he look at this?"

Supervisor Walter: "Approved is not really the word because the bottom line is he has-- we approve it. He asked for the repair of-- well, he asked for money to do his repairs and he has an outstanding invoice of some \$75,000-- \$74,000 for the pumping contractors which he has to pay and he can't pay that. And the

\$16,000 is I believe a barn thing that he was buying, the toolshed (inaudible).

So, does he like it? No. Do we have to do it? We don't have any choice.

Does that pretty much sum that up, Scott?"

Scott: "I'm sorry. I didn't catch all of it but from what I heard, yes."

Councilwoman Giglio: "I'm just making sure that we're not going to be doing-- I mean other budget adjustments later on to transferring money back into the other accounts that we're taking back so it's like back and forth, back and forth."

Councilman Wooten: "And unfortunately because of the shoestring budget, it's going to happen. (Inaudible)."

Supervisor Walter: "He has a fund balance just under a million dollars I think, so ultimately when he runs out of money we're going into his fund balance. He has no snow for this year, but hey, we had record snow, we had record rain, now we have record heat and dry spell. And Denise Civiletti heard the locusts yesterday."

So did we call 557?"

Councilwoman Giglio: "Yes."

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

Resolution #558

Councilman Wooten: "This appoints and reappoints members to the Landmarks Preservation Committee. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Giglio."

Councilwoman Giglio: "Yes. As the liaison to the Landmarks Preservation Committee I want to welcome Georgette Keller and Dee (inaudible), who are replacing two very valuable committee members who volunteered their time and their dedicated services to the town of Riverhead and make beautifying our historic structures. Yes."

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

Resolution #559

Councilman Gabrielsen: "Authorize the supervisor to issue a letter to the Suffolk County Department of Health Services allowing the use of pine barrens credits originated from property located in Riverhead. So moved."

Councilwoman Giglio: "And seconded."

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

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

Resolution #560

Councilwoman Giglio: "Authorize the town supervisor to execute change order for Oakleigh Avenue drainage restoration project. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #561

Councilman Wooten: "This terminates a leave of absence and reappoints a police officer to full time status. So moved."

Councilman Gabrielsen: "And seconded."

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

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

Resolution #562

Councilman Gabrielsen: "Approves Chapter 90 application of Polish Town Civic Association. So moved."

Councilwoman Giglio: "And seconded."

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

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

Resolution #563

Councilwoman Giglio: "Authorizes the release of security of Rugby Recreational Group LLC (subdivision entitled Baiting Hollow Club) - construction/extension of lateral water main. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #564

Councilman Wooten: "This accepts the resignation of a probationary police officer. So moved."

Councilman Gabrielsen: "And seconded."

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

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

(Inaudible discussion)

Supervisor Walter: "We'll make a motion to withdraw."

Resolution #565 and 566

Councilman Wooten: "Okay. I make a motion to withdraw."

Councilwoman Giglio: "Second."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Walter, yes. Both resolutions 565 and 566 have been withdrawn."

Resolution #567

Councilman Wooten: "567 setting terms and conditions of employment for confidential secretary, Sarah Manarel. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Giglio."

Councilwoman Giglio: "I just-- Dawn, this salary is different than the ones I thought (inaudible)."

(Inaudible comment)

Supervisor Walter: "This is the salary she has normally had."

Councilwoman Giglio: "No, it's not."

Supervisor Walter: "I wish someone would have brought this to my attention."

(Inaudible comment)

Supervisor Walter: "Can you find Meg because my understanding (inaudible)"

All right. Let's-- can you hold it?

Let's make a motion to table this."

(Some inaudible discussion)

Councilman Wooten: "It's probably based on her responsibility at justice court (inaudible)."

(Some inaudible discussion)

Supervisor Walter: "This is a good time for time out because our video equipment is broken and we have to change the CD."

(Some inaudible discussion)

Supervisor Walter: "Oh, we're back. We're in the middle of calling a resolution for those of you in the viewing audience. If you thought that channel 22 was boring, it's going to get a whole lot more boring in the next five minutes. It's like dead air on the radio."

Councilman Wooten: "Well, tonight is the Jamesport parade though if anybody wants to go down to the parade and the carnival starts tonight, too, so."

(Some inaudible discussion)

Supervisor Walter: "We're waiting on you. All right. Let's make a motion to table this resolution. We can un-table it if we have to but I'd rather— can you go through this more thoroughly to make sure everything is all right?"

Councilman Wooten: "I move to table."

Councilman Gabrielsen: "Okay, I second to table Resolution 567."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Walter, yes. The resolution has been tabled."

Resolution #568

Councilman Gabrielsen: "Appoints a seasonal pump out boat operator. So moved."

Councilwoman Giglio: "And seconded."

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

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

Resolution #569

Councilwoman Giglio: "Authorization to discard fixed assets. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #570

Councilman Wooten: "Accepts the retirement of a construction equipment operator. So moved."

Councilman Gabrielsen: "And seconded."

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

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

Councilman Wooten: "I've known Ben Miller most of my life since high school and I wish him all the luck. Yes."

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

Resolution #571

Councilman Gabrielsen: "Authorization to publish advertisement for paint for use by the town of Riverhead. So moved."

Councilwoman Giglio: "And seconded."

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

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

Resolution #572

Councilwoman Giglio: "Accepts the resignation of a call in traffic control specialist. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #573

Councilman Wooten: "Appoints a temporary senior citizen aide. So moved."

Councilman Gabrielsen: "And seconded."

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

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

Resolution #574

Councilman Gabrielsen: "Reappoints seasonal traffic control officer. So moved."

Councilwoman Giglio: "And seconded."

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

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

Resolution #575

Councilwoman Giglio: "Ratifies the appointment of an assistant recreation leader to the Riverhead recreation department. So moved."

Councilman Wooten: "I'll second."

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

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

Resolution #576

Councilman Wooten: "This rescinds the town board resolution #10-504 re-authorize budget adoption senior assistant living facility capital project budget adoption. So moved."

Councilman Gabrielsen: "And seconded."

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

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

Resolution #577

Councilman Gabrielsen: "Approves Chapter 90 application of St. John the Evangelist RC church, craft fair/chinese auction October 9, 2010. So moved."

Councilwoman Giglio: "And seconded."

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

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

Resolution #578

Councilwoman Giglio: "Water department budget adjustment. So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #579

Councilman Wooten: "This awards bid for sporting goods. So moved."

Councilman Gabrielsen: "And seconded."

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

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

Resolution #580

Councilman Gabrielsen: "Awards bid for janitorial supplies. So moved."

Councilwoman Giglio: "And seconded."

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

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

Resolution #581

Councilwoman Giglio: "Authorizes town clerk to publish and post public notice to consider a local law to amend Chapter 108 zoning (yard sales). So moved."

Councilman Wooten: "Seconded."

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

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

Resolution #582

Councilman Wooten: "This authorizes town clerk to publish and post public notice to consider a local law to amend Chapter 92 entitled Highways, Streets and Sidewalks to ensure the timely

removal of damaged utility poles on town highways. So moved."

Councilman Gabrielsen: "And seconded."

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

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

Resolution #583

Councilman Gabrielsen: "Pays bills. So moved."

Councilwoman Giglio: "And seconded."

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

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

(Some inaudible discussion)

Resolution #550

Councilman Gabrielsen: "Okay, it's the Calverton Park C.D.A. budget adjustment. So moved."

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

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

(Some inaudible discussion)

Supervisor Walter: "You want to un-table 469?"

Councilman Wooten: "I move to un-table 469. So moved."

Councilman Gabrielsen: "And seconded to un-table."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Walter, yes. The resolution has been un-tabled."

Supervisor Walter: "Okay. Can we move it to vote on it?"

Councilman Gabrielsen: "Okay, I move 469 and I will read it.

Adopts a local law amending Chapter 108 entitled zoning Riverhead town code destination retail center, DRC, zoning use district. So moved."

Councilwoman Giglio: "And seconded."

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

The Vote: "Giglio."

Councilwoman Giglio: "As amended? Did we say as amended? (Inaudible). To the property line, right? Five hundred feet from a residential property line."

Councilman Gabrielsen: "Unless Peter wants to speak on that."

(Some inaudible discussion)

Supervisor Walter: "Our intention for the record if the record means anything, is that it is the property line, that the 500 feet stats at the property line, from any residential use."

Peter Danowski: "I think- the clear- "

Dawn Thomas: (Inaudible)

Peter Danowski: "The question- I think what I wanted to say was everyone is well aware of the site and we've had a lot of discussions about the Cosco location, flipped the location of the store. Various board members, you know, visited with the community and as a result of that you are adopting legislation.

As it affects this site, the distance as I understand it from talking to board members and listening to comments was it would take the distance from the fuel pump and go to the property line of the mobile home park community. Okay.

And what I was saying there's- in between there's a right of way that's not residentially used and it is zoned business and I want to make sure we're going across that path to the property line

of the mobile home park community."

Supervisor Walter: "We're going to change- we're going to amend- "

Peter Danowski: "I think residential use is fine. I just don't want to go through a long site plan process and find out somehow someone raises the question.

I think the verbiage is fine. All I needed to put on the record and have this board acknowledge is my distances from the fuel pump to the mobile home park property line. That's all I care."

Councilwoman Giglio: "For your project. Yes."

Supervisor Walter: "Okay. Residential property boundary use- I don't know what you wrote there, Dawn."

Dawn Thomas: (Inaudible)

Supervisor Walter: "Residentially used or occupied property boundary, 500 feet is good. We're going to amend it to 500 feet is for the residentially used or occupied property boundary."

Peter Danowski: "I think we're all saying the same thing. I don't want to beat a dead horse. But our distance will go to that mobile home park community line."

Councilwoman Giglio: "Well, this isn't quite specific because if the mobile home park were to ever be converted to destination retail center and they wanted to put a gas pump, then they would have to stay 500 feet from the residential property line."

Peter Danowski: "I understand all the arguments. I think once adopted, I'll be coming in with the site plan. Those fuel pumps will be maybe 501 feet but they will be from the property line of the mobile home park community and I don't want to hear any arguments."

Supervisor Walter: "No more conversations. This- Dawn is going to read an amended- we're going to amend this. We're going to vote on the amendment. So, Dawn, read the amendment."

Dawn Thomas: "I'm going to read the whole provision. 101-

258B -2 which will now read- "

Councilman Wooten: "Can you hear that for the record, by the way?"

Dawn Thomas: "Fueling facility as accessory to warehouse club or wholesale club located a minimum of 500 feet from a residentially used or occupied property boundary."

Supervisor Walter: "Okay. We're going to move it as amended. So move it as amended."

Councilman Gabrielsen: "I move it as amended."

Councilwoman Giglio: "I second it."

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

The Vote: "Giglio, yes; Gabrielsen."

Councilman Gabrielsen: "I just want to say the community spoke, Millbrook, and we listened. Yes."

The Vote (Cont'd.): "Wooten, sure, yes; Walter, yes. Resolution is adopted."

Supervisor Walter: "Okay. So now we have one resolution to take off the floor and basically this is the Edward Byrne memorial justice assistance grant and we're applying for a grant to put police-- computers in some of the police cars.

Previously the police department wanted to put computers at a cost of I think \$40,000 but due to the budget constraints we did not authorize that.

They're going to apply for a grant and the town commits up to \$5,500 towards the grant and I believe the total amount of the grant will be just under \$15,000. So we won't do as many police cars but we'll do a lot.

But we held off and we'll do three. So we'll, you know, do them as we can with these grants. But the grant application has to go in today and I don't want to do it as a ratification.

So if we can make a motion to take this resolution- what number is this?"

Diane Wilhelm: "584."

Supervisor Walter: "584. Make a motion to take this off the floor."

Resolution #584

Councilman Wooten: "584 authorizes the submission of an Edward Byrne Memorial Justice Assistance Grant (JAG) FY2010 local solicitation program grant application. So moved."

Supervisor Walter: "And you're moving it off the floor."

Councilman Wooten: "I'm moving what I read off the floor."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded as to take the resolution off the floor."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Walter, yes. The resolution is taken off the floor."

Supervisor Walter: "Now we're going to vote."

Councilman Wooten: "584, so moved."

Councilwoman Giglio: "And seconded."

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

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

Supervisor Walter: "Okay. Does anybody wish to address the board on any matter that we may or may not have in our purview today? Anybody wishing to be heard?"

Can I get a motion to adjourn the meeting?"

Councilman Gabrielsen: "Make a motion to adjourn the

meeting."

Supervisor Walter: "All in favor."

Collective response: "Aye."

Supervisor Walter: "Meeting adjourned. Thank you."

Meeting adjourned: 3:30 p.m.

Alicia Wilhelm
Town Clerk