

Minutes of the Town of Riverhead Board meeting held by the Town Board of the Town of Riverhead at Town Hall, Howell Avenue, Riverhead, New York on Tuesday, May 6, 2014 at 2:00 p.m.

PRESENT:

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

ALSO PRESENT:

Diane Wilhelm	Town Clerk
Robert Kozakiewicz	Town Attorney

The meeting was officially opened at 2:00p.m. by Supervisor Walter with the Pledge of Allegiance followed by an Invocation by Reverend Sean Murray from the First Congregational Church in Riverhead.

Councilman Dunleavy made a motion, which was seconded by Councilman Gabrielsen to approve the minutes of the April 15, 2014 Town Board Meeting. Motion carried, minutes were accepted.

CORRESPONDENCE

- Robert Hall – letter regarding berm and plantings at “The Shops at Riverhead” (Costco)
- Allen M. Smith, Esq. – letter regarding presentation of a proposal for renovation of the Armory Building
- Long Island Farm Bureau – letter regarding the proposed project “Riverhead Community Life Center”

CONSERVATION ADVISORY COUNCIL CORRESPONDENCE

- CAC Res. #2014-2, George Woodhull, SCTM #0600-130—2-1
- CAC Res. #2014-3, Roger & Cheryl Wines, SCTM #0600-89-2-57.3
- CAC Res. #2014-4, Timothy Higgins, SCTM #0600-93-2-1
- CAC Res. #2014-5, Baywood’s Property Owners Assoc., SCTM #066-113-4.26.6
- CAC Res. #2014-6. Anthony & Bonnie Orlando, SCTM #066-89-1-19
- CAC Res. #2014-7, Jeffrey Zeigler, SCTM #066-86-3-28.7

REPORTS

- Tax Receiver Total Tax Collection to date as of April 16, 2014 - \$73,614,403.69
- Tax Receiver Total Tax Collection to date as of April 23,2014 - \$73,873,022.11
- Tax Receiver Total Tax Collection to date as of April 30, 2014 - \$74,352,458.65
- Tax Receiver – Monthly Utility Collection Report April 2014 - \$329,884.90

- Town Clerk Monthly Report April 2014 - \$9,920.15
- Police Department Monthly Report April 2014
- Sewer district Discharge Monitoring Report March 2014
- 2013 Annual Financial Report

COMMITTEE REPORTS

Councilman Wooten reported that the annual spring cleanup was held on May 3, 2014. Although the turnout was small the cleanup went well. Another town cleanup will be held in the fall.

PUBLIC HEARINGS

Supervisor Walter: “What we’re going to do, we have three public hearings and I know some people are new to the audience but we’ll do the three Public Hearings and you can comment on the public hearings and then when we open it up to Resolutions you can comment on Resolutions and for those of you that want to comment on stuff other than resolutions we ask that you wait until Resolutions are adopted.

So 2:05 p.m. having arrived we open up the Public Hearing for the Consideration of a Proposed Local Law Amending Chapter 37 of the Riverhead Town Code, Entitled “Retirement”, Article V. Dan is Dan here. This is Dan McCormick; are you going to speak about the retirement incentive? I would like you to just give a brief synopsis of the incentive.”

Dan McCormick: “Supervisor, members of the Town Board, good afternoon. As per the Town Board Director, the Town is pleased to offer a number or a second and third (inaudible) with regard to this particular matter.

The Town is pleased to offer an Early Retirement Incentive Program in order to bridge the budget deficit. This plan is strictly voluntary and is designed to support positive employee moral by reducing or eliminating the need for involuntary layoffs.

This early retirement incentive program is the result of cooperative effort among the Town of Riverhead, the Town Police Benevolent Association, the Riverhead Security Officers Association, the Civil Service Employees Association as well as full-time employees pursuant to individual contract and Town Board Residents.

Highlights of the particular incentive program are as follows with regard to benefits. There are two major considerations. The first benefit program is fully paid health insurance premiums by the Town for a period of forty-eight months for those employees who are enrolled in a family health insurance plan at the time of their retirement. In addition, those folks who choose to forgo that benefit the second offer as an incentive is a lump sum payment of five hundred dollars per month for the forty-eight months following retirement for a total of twenty-four thousand dollars.

Now as with the earlier retirement incentive programs the Town Board has enacted in 2010, the Board must choose to activate and the primary consideration is the number of employees who actually chose to avail themselves of this particular incentive program. The sooner this Board ratifies this particular matter after today’s public hearing and today’s public comment session, eligible employees must submit an irrevocable resignation with an effective resignation date of on or before December 31st by September 3, 2014. The Town now will

consider the number of employees who wish to avail themselves of that program and the Town, on or around September 16th, will formally declare the Incentive Early Retirement program has been activated from that particular point.

Assuming that the Board decides to go forward with the Early Retirement Incentive Programs the actual retirement incentive window for those who avail themselves would be from September 17 through December 31, 2014 subject most importantly to New York State Retirement System Regulations; the (inaudible) being those employees who avail themselves of the program they must give the state fifteen days' notice and they must tell them no later than ninety days at that point. That time frame will fit very well within the September 17th through December 31st window (inaudible) I would strongly advise anyone who is considering this particular program to speak with the state representatives in the retirement system to make sure that A) it's right for them and B) most importantly it fits within their service credit and their salary structure in terms of their maximum benefits (inaudible) from that particular point because there are separate regulations that each employee is bound by the state (Inaudible) Those are the highlights of the program at this particular time and I am available for any questions from the Board (inaudible) regarding"

Supervisor Walter: "Alright, thanks Dan."

Councilwoman Giglio: "I have a question; 37-27 benefit item number D. It says *for those eligible employees who choose not to enroll in the town's health insurance plan because the eligible employee is covered under another health insurance plan, the town shall pay the eligible employee a lump sum payment in the amount of twenty-four hundred dollars annually.* I don't recall discussing that in executive session, when did this come up?"

Dan McCormick: "Actually it was one of the items that was discussed."

Supervisor Walter: "We discussed that."

Councilwoman Giglio: "But I thought that it was according to their bargaining agreement where the PBA would get forty-five percent; that's what's in their bargaining agreement right now and CSCA would get whatever they got so why are we putting a lump sum on this?"

Supervisor Walter: "We did it so that, correct me if I'm wrong Dan, if you don't have that provision in there somebody might be tempted to retire if they're both, say if somebody works in the police department and somebody works in CSCA they don't have to take the retirement incentive. They could both keep health insurance and that would be more of a cost to us so we want to insure that they take the incentive and don't take the health insurance that they normally would be entitled to because we have many employees who do that and that number was specifically discussed in work session."

Councilwoman Giglio: "But I'm told by employees that are getting ready to retire from the Town that because this number is not in their collective bargaining agreement that they may not take the retirement incentive or if they do take the retirement incentive that they're going to take the full benefit package which is going to cost us ten thousand dollars so I don't understand

why we wouldn't have just gone back to the collective bargaining agreement that we have with the individual units whether it be CSCA or PBA and what their contractual agreement states rather than putting a lump sum, a sum amount on it."

Dan McCormick: "Let me address that. I'll take it in two parts. Very pertinent question Councilwoman Giglio and a very good point as well Mr. Supervisor.

As you recall the Town Board came and went to offer one incentive program at this particular point. This is really a hybrid. We never under the Town, coming up on our fourth incentive program at this particular point, had combined a police incentive program and what I would say is a civilian incentive program that being CSCA and the contract employees who got one incentive here so we have to address these two various considerations in one package based on consideration of the Town Board and the collective bargaining agreements this is, by its definition, an incentive program. Paying members or nonpaying members can say I do not wish to avail myself of what is a purely voluntary program. So for both, based on consideration for both PBA and police members and non PBA are the civilian members, that was the number that the Board openly came up with really is a compromise number between those various considerations for one incentive package."

Supervisor Walter: "Because they each under their collective bargaining agreement get a different buy back and we tried to make it uniform this was all discussed in Executive Session with staff as all personnel matters were and this is what we agreed to.

Councilwoman Giglio: "I don't know that this twenty-four hundred number coming up but, anyway. Ok, those are just my only concerns because I mean the CSCA buy back if they don't take the health insurance is seventeen hundred dollars a year I believe or something to that effect."

Dan McCormick: "You're talking about an individual contract?"

Councilwoman Giglio: "Yep, the bargaining contract for the CSCA so they would get a little more and the other union, the PBA would get a little bit less because their buy back is forty-five percent if they don't take the health insurance. I just don't think it's fair but anyway."

Supervisor Walter: "We decided to do it that way. Ok. Does anybody else wish to be heard on the matter from the Board? Does anybody wish to be heard from the public? Yes, Ms. DeVito."

Angela DeVito: "Thank you, Angela DeVito, South Jamesport. Good afternoon."

Supervisor Walter: "Good afternoon."

Angela DeVito: "In general I agree with the merits of offering an incentive plan as a way to bring down costs to the Town immediately as well as into future costs. However as I look through this plan and try to put together some comments on it that, I had several obstacles so really this afternoon I've come to you with just some questions and hopefully if I can get answers to them then I will provide you with some written comments in the future.

I'm unable to access the collective bargaining agreements so that I can determine what are the benefits that people are entitled to and it's not just whether or not what happens to their health insurance but it's like accrued, I'm not aware if either our uniform or non-uniform employees are allowed to get payments for unused sick or vacation accrued time; if there are longevity awards involved with their contracts and just what are their benefits. I know that the proposal points to and references for example for the PBA and the SOA some of their benefits and their collective bargaining agreement are but being unaware of those so my first questions is where are those and can they be put on line? If they are fully executed contracts they're subject to public review."

Supervisor Walter: "Could you give Angela copies of both our PBA and CSCA contracts?"

Tara McLaughlin: "Yes."

Supervisor Walter: "I don't know that we've ever put them on line but we could put them on line I guess."

Angela DeVito: "The second thing is that there really isn't a threshold that you as a Town Board has set as to what would be acceptable for you to go ahead and activate this in the sense that do you need fifteen individuals to step forward from either side to elect for the early retirement incentive?"

Supervisor Walter: "Typically we had a number in there, Dan we didn't put the number in this."

Angela DeVito: "There was no number."

Dan McCormick: "Mr. Supervisor, the Board has pure discretion on this Angela. It could be one person or more at the Board's discretion based on the number that comes in. So they could opt with simply one employee."

Angela DeVito: "Well, the purpose of this is to create, you know, to be economically feasible so it would seem that there does need to be a threshold where what you're saving with these early retirements ok is of importance to the Town and it's not just merely we've saved one salary because you are going to be replacing I would imagine some of the depending upon what people elect to retire."

Supervisor Walter: "Angela, probably, well the police department will probably, there employees would get replaced but their employees are at the top step, a hundred and twelve or something like that so they would come in at a much lower step. Even one police officer would have a savings and what we do is a survey of all the employees and ask them if they're thinking about taking the incentive so we have an idea. I think there's about ten that are interested in it and of those PBA, SOA and Civil Service many of the civil service positions won't be filled again."

Angela DeVito: “Well it seems that in order to come up with some type of cost benefit analysis; I mean I understand that if a member, uniform member of our employment, of our employees retires and is currently earning a hundred and twenty-three thousand dollars a year the start salary is what around fifty-four, fifty-five thousand now for just coming in it’s about that that seems like a big savings but when we have to pay out whatever benefits are due this person per their collective bargaining agreement is there really a saving that are significant to the town. I mean if you’re saving a dollar it’s not really going to help us with falling off the cliff with the debt that we have.

My other thing is what is the general size of this fifty-five, this eligible cohort. I mean how big is it within the town?”

Supervisor Walter: “I don’t know that I could disclose that? That’s a Town Attorney question. I don’t know that I could disclose that.”

Angela DeVito: “And how many of these individuals that are would be potentially eligible are at their job rate. For example of the CSCA employees how many of them are at step thirty-eight?”

Supervisor Walter: “I’m not sure that’s disclosable either.”

Angela DeVito: “Just as a cohort I believe it is. Individual names I’m not looking for.”

Supervisor Walter: “We have the information of the employees. The problem is if I were to release that information it would be, and their titles you would be able to hone specifically.”

Angela DeVito: “I’m not asking for titles; I’m just asking for numbers for example how many employees overall.”

Supervisor Walter: “We have those numbers.”

Angela DeVito: “Yeah which I believe are discoverable as a collection of information not individual. I mean I’m not asking as when you do with the budget there is the printing of all of the names and the titles and their steps and their salaries.”

Supervisor Walter: “Discoverable is different than portable but I’d have to talk to the Town Attorney office. We probably could release it with no titles and just salaries and that because otherwise you would be able to hone in on people and I don’t think that’s appropriate.”

Angela DeVito: “And even with the, well that’s not my point, my point of the information is so that you can do an analysis to see if it’s worth.”

Supervisor Walter: “Which we’ve done.”

Angela DeVito: “Well that actually should be shared with the public. For those individuals that are continuing to receive Town health insurance coverage whether it be the incentive part or the continuation as is provided in; I’m sure there’s some provision in the

collective bargaining agreements that when you retire you can elect to continue secondary insurance until you're eligible for Medicare. Have you figured out the cost between fifty-five and sixty-five to the Town for that as part of this?"

Supervisor Walter: "We have an analysis done of all the employees that were going to retire or put in their retirement that filled out the survey that were interested in retiring. We can get you that analysis."

Angela DeVito: "It would be nice because in terms of. As a member of,"

Supervisor Walter: "It's not something I would put in the public hearing. Bill sometime this week could you scrub all the titles and the names out of the people who have put in and give Angela the analysis?"

Angela DeVito: "And very importantly as you have a workforce that's very experienced, the more years that you're here individuals that you're looking for of twenty years or more work experience they have a lot of institutional knowledge what's going to be done between now and December of the end of this year to glean from these people their intuitional knowledge so that it can continue and be part of the department that they're leaving. Even if it is only ten people some of them could be fairly significant in terms of town operations. So you need some type of; my question is, is there a succession plan for each of the departments that may be affected by such an early retirement."

Supervisor Walter: "There will be. There is in some cases conversations had of people that have publicly disclosed that they are retiring. Others that have not publicly disclosed that information, it's kind of held in confidence."

Angela DeVito: "Well it may seem that once they declare you may want to; they have to declare by anytime between September and December?"

Supervisor Walter: "They have to declare by September 3rd."

Angela DeVito: "By September 3rd. So you basically have a quarter in which people can be directed to provide that information and share that and do any of the job training but it should be something that is in place."

Supervisor Walter: "The Board knows specifically, my office knows who is considering retirement and we're working through those issues right now."

Angela DeVito: "I think that's great Sean and it's just that, you know, as a member of the public it is gratifying for me to be able to have that information (inaudible). We won't for example let's say if it's someone in IT they won't fall off the face of the earth because the guru of IT has left us or whatever."

Councilman Wooten: "Well we felt that when Jack died."

Angela DeVito: “That’s true. I mean there was a hugh panic when he became ill and horror when he passed on because we don’t have, and it’s not just us here in Riverhead Town it’s elsewhere, I know in the school district we never have succession plans for people. When people naturally work a certain amount of time and whether you incentivize them to leave a little bit earlier than expected they leave and they take all of that with them and we have no plans. It’s one of the things in public sector that is missing that we find a lot in private sector for that.”

Supervisor Walter: “We do, I’m saying we do. I happen to know who, the ten or so people who have said that they’re thinking about retiring and my staff is working doing exactly what you said. That wouldn’t be something we would put in a public hearing but that’s what’s being taken care of.”

Angela DeVito: “No, you won’t put it in a public hearing but it is a consideration as you go to activate this. What are the unforeseen consequences or things that you can anticipate that should be in place and it’s gratifying to know that is in place and we will not be losing institutional knowledge. So basically...”

Supervisor Walter: “I can’t say we won’t be losing institutional knowledge but we’ll do the best we can. Nobody is irreplaceable.”

Angela DeVito: “Well see that’s part of it when you build a good work force people can come and go and there isn’t anything that’s lost so when you do the training and you have people working and mentoring other people within their jobs you don’t lose that information. It makes for a stronger even happier more productive work force.

So, those are just my questions for today and I thank you and I look forward to getting the information.”

Supervisor Walter: “If you can touch base with Bill he can pull some of that information. Obviously we’ll scrub the titles because that’s not. The other thing is remember that, what was that acronym you were using?”

Angela DeVito: “Avalar Account.”

Supervisor Walter: “Avalar, we don’t use that. What was the...?”

Angela DeVito: “That’s probably a (inaudible).”

Supervisor Walter: “No we. You can discuss that with Bill because.”

Angela DeVito: “You have a special account then for those monies that you have to pay out because we.”

Supervisor Walter: “That’s a separate issue but you can talk to Bill and its not funded because there’s no possible way for any municipality to.”

Angela DeVito: “Thank you.”

Supervisor Walter: “Does anyone else wish to be heard on the retirement incentive? Ok, what I’ll do I’ll close out the public comment portion leave it up for written comment until May 9, 2014 at 4:30 at the Town Clerk’s office. Leave it open till May 16th for public comment.”

**Public Hearing Closed 2:33 p.m.
Left Open for Written Comment Until May 16, 2014 at 4:30 p.m.**

Supervisor Walter: “The second Public Hearing was scheduled for 2:15 p.m. and 2:15 having arrived it is now 2:34 p.m. we’re going to open the Public Hearing for the Consideration of a Proposed Local Law Amending Chapter 18 of the Riverhead Town Code, Entitled “Code of Ethics” and Bob do you want to comment on this?”

Robert Kozakiewicz: “Yeah. I think, it’s fairly straight forward, I mean there’s some cleanup that’s been proposed with respect to the political party. We capitalized (inaudible) County, State, National as far as political parties. It expands the issue with respect to standard of conduct and what is a conflict such that anybody who is a member of the Town Board, Planning Board, Zoning Board of Appeals, Board of Assessment Review or Ethics Board may not service as an executive board member on any of those political committees. So what that means is if you are member of any of those five mentioned Boards within the Town government you could be a committee member but you couldn’t be an executive committee member so you couldn’t be a president, secretary, treasurer, or a vice president or any executive position within those political parties or sub-parties and that’s the proposal that’s before us today.”

Supervisor Walter: “Ok. Does anybody wish to be heard from the public; Mr. Coates?”

Anthony Coates: “Good afternoon, my name is Anthony Coates. I live on Roanoke Avenue in Riverhead. Last year when I was a candidate for the Riverhead Town Board I raised this issue about public officials serving as high party officials and sometimes in the rough and tumble and the prism of a political campaign issues like this get seen as personal and as the movie line goes I want to say *it isn’t personal, it’s strictly business*.

This issue is about what structure of government will best serve the people of Riverhead, will provide us with the greatest transparency to the public and in gender the most confidence in Town Hall.

I think James Madison said it pretty well when he said *all men having power ought to be mistrusted*. President Reagan was fond of the phrase *trust but verify in our founding fathers* gave us the system of checks and balances.

So to get right to the heart of the matter, your bill as it is currently written only curbs in the way of elected officials Town Board members from becoming party officers. I think that you need to go further.

What if the next Highway Superintendent doesn’t have GeoWoodson’s sense of integrity? Suppose the next person that comes to that office becomes a party leader. Do we want to worry that some of the streets here get plowed first or last because they’re in a Democratic or Republican neighborhood? Wasn’t the suspicion on the Upper East Side this year in New York City that that neighborhood suffered because it didn’t vote strongly enough for the

Mayor? Do we want to run even the slightest risk that highway vendors or suppliers get chosen because they aid the party leader at time of election? Do we want to set up a system where the Superintendent has to choose between the responsibility to their party position or their responsibility to their public office? I don't think we do.

What if Mason Haas isn't always the Town Assessor? Do we want the next Assessor to be possibly seen as conflicted by party loyalty to their public duty when they decide how much taxes you'll pay? Shouldn't we design a system where there isn't even the slightest worry or iota or shred or notion of a possible conflict of interest when it comes to a centerpiece issue like how much you'll be taxed? Do you want to risk that someday an over partisan official will favor one political party or another when making assessments?

You'll say that can't happen because you're thinking of Geo and Mason and you know them to be good men but when you create the very structure of governance you don't shape the office to suit the individual, you create a government for all time and all circumstances. You eliminate as best you can conflicts of interest. Locks and car alarms are designed with burglars in mind and not for the homeowner or the driver. You trust but verify; checks and balances.

This Board has consistently said that these positions are not policy makers and I say they get elected for a reason.

So I would ask this Board to go further; to rise above the partisan fray. You are all Republicans up there but you have a responsibility to all the citizens of Riverhead. You don't structure Town Hall the wrong way because it will ruffle the feathers of the party leader in the here and now. You build it right because we owe that to the people; it's not personal; it's strictly business.

So, everyone of you I know up there has a child, I do too and I know as parents we read to our children and we tell them that this is a land of opportunity and we tell them that all people are created and treated equally. Well if we're going to be true to those words then no matter how much it hurts at times we have to do the right thing and the right thing is to build an ethical moat around Town Hall and as best we can to check partisan politics at the door and serve all of the people equally.

I urge you to ban all elected officials from serving as high political party officials. I urge you and ask you to put more government on line, not less. I urge you to make the government more open, not closed and I beg you to tighten this town's flimsy ethic laws. Please, do the right thing. Give us a government we can all believe in. I thank you for you, for me and for our children and I thank you for listening. Thanks very much."

Councilman Dunleavy: "Thank you."

Supervisor Walter: "I'll just go on record, Mr. Coates I agree with you one hundred percent of what you said. The problem that we've had with the Board is the original version; there were two versions of this. One version had banning just these individuals and the other version was the version that I preferred band all elective officials from holding executive board positions within the major political parties; Republican, Democratic, Conservative and Independent party but as legislation gets made I was in the minority and so I will vote for this because it's a step in the right direction but it doesn't go far enough and so again everything that Mr. Coates says I do agree with.

Does anybody else wish to be heard on this matter, Ms. DeVito?"

Angela DeVito: “It’s tough to follow Tony but I also agree with him. I think having followed the discussions at the work sessions that the Board had with this the real hang-up here is who’s a policy maker and who is not and if we look at the proposed amendment to the ethics code, Part K, we have made policy makers of the ZBA and the Planning Board and they’re not policy makers. They are not individuals who make those codes. They merely interpret and apply. Their job is to direct those codes to the best use for the citizens of this town. So including them seems to be inconsistent with the general consensus of thought during your meetings that you want policy makers. So if you are going to include those individuals I think we also have to give, as Mr. Coates suggested, some credence to elected officials.

Elected officials, for example the Town Assessors office, the Town Clerk’s office; they’re not accountable to you. Their time is not accountable to you. You don’t direct their work; you don’t create their work for them. They’re totally, they are elected and they’re responsible to the town residents.

So, I would urge that as Tony suggested, that we have a moat of ethic around us; that you include all elected officials in this; your intent for this amendment and all elected officials in the town be included. If you’re going to include your ZBA and your Planning Board obviously you know you appoint these people and you can by law remove them if you feel that they’re not doing their job, they’re doing work that is harming the town.

To preclude individuals, we know the history from where this came from you know let’s talk about it; it was political tit for tat. You had one Executive Board President from one party removed during one administration and the next administration came in and they passed the ethics law to remove the next guy. That’s what it was, it was partisan tit for tat so let’s put it aside and let’s do it all. Thank you.”

Supervisor Walter: “Anybody else wish to be heard on the matter?”

Councilwoman Giglio: “I agree with you Angela on the Planning Board. I didn’t think the Planning Board should be in here but because the Zoning Board of Appeals is a higher board as the Assessment Review Board is a higher appeal board that’s why I thought the Zoning Board and the Assessment Review Board should be in here.”

Angela DeVito: “I would really have to challenge you quite honestly Jody on the fact that where in law makes them a higher body than your Town Board.”

Councilwoman Giglio: “Because they can trump Town Code.”

Angela DeVito: “They can’t trump it.”

Councilwoman Giglio: “Yes they can, they do it all the time.”

Angela DeVito: “No they can’t trump it they can interrupt and apply how they see their determinations. That’s not trumping your town code.”

Councilwoman Giglio: “It is.”

Angela DeVito: “You’re not given them that charge. It’s not, it’s not making them a higher body and the assessment, the Town Board of Assessment that’s required by law, that’s

their job to do that but those individuals I mean they do not trump you. For you to believe that you are beneath them that somehow you are subject to their rulings is ridiculous as an elected Town Board person. I mean you can take action when they trump if you believe.”

Councilwoman Giglio: “You need three Board members to take action against the Zoning Board of Appeals. If you think their interruption is a violation of the Town Code and. You need three Town Board members to go and file an Article 78 against the Zoning Board of Appeals. You cannot just remove those Board members and you cannot reverse their decisions.”

Angela DeVito: “You can review their tenancy on that Board and if you believe they have acted.”

Councilwoman Giglio: “Every five years.’

Angela DeVito: “No not every five years; it’s not every five years; it’s not when they’re up; it’s during the cause of their term, read the law Jodi, that’s what it says.

Councilwoman Giglio: “I disagree with you because when a resident contests what the town code says which is the law the Town Board makes, they can go to the Zoning Board of Appeals and the Zoning Board of Appeals can grant them relief that’s different from what’s written in town code. They are an Appeal Board; they are the highest ok, when it comes to local government. When it comes to the Board of Assessment review the Assessors will say this is your assessment and this is what we believe what your house is worth and then you can bypass the Assessors and you can go to the Board of Assessment Review who can lower your assessment but I believe that they are, that the Board of Assessment Review can trump the Assessors and I believe that the Zoning Board of Appeals can say Town Board your Board says this but we interpret it differently and we’re going to let you do that.”

Angela DeVito: “That’s their application, that’s the difference between policy and practice, something that you need to become familiar with Jodi.”

Councilwoman Giglio: “I am very familiar with it, thank you.”

Supervisor Walter: “Alright. Does anybody else wish to be heard on this matter? Ok, not seeing anybody we’re going to close the public comment portion and leave it open for written comment until 4:30 p.m. in the Town Clerk’s office on May 16, 2014.”

Public Hearing Closed at 2:47 p.am
Left Open For Written Comment Until May 16, 2014 at 4:30 p.m.

Supervisor Walter: “Alright, we have one more Public Hearing. The Public Hearing is supposed to be scheduled at 2:20; 2:20 p.m. having arrived and left it is now 2:48 I open the Public Hearing for the Consideration of a Proposed Local Law Amending Chapter 48 of the Riverhead Town Code, Entitled “Beaches and Recreation Centers” and I’ll just give you the synopsis.

You used to be required to have your beach sticker on your left hand side front bumper but with all the plastic bumpers that we have people don't put them on, they don't adhere properly and so we're changing it, they get stolen which is amazing to me, so we're changing it so that beach stickers for motor vehicles that have a back window the parking permit shall be permanently affixed to the lower left corner of the driver's side back window. For vehicles like pickup trucks that don't have a back window or it's not a fixed back window, it goes up and down the sticker shall be permanently affixed to the lower right corner of the driver's side rear side. That doesn't make any sense. It should be lower left corner; I'm going to say the lower left corner; I'm glad we read this. I think that's just a typo; shall be permanently affixed to the lower left corner of the driver's side rear window. We're trying to keep everything on the left side."

Councilwoman Giglio: "So couldn't it be on the left side of the back window? If you have a jeep that's a four seater and you don't have a back window, can you put it on the back seat of the driver's side on that window? I think that's how this reads." (Inaudible)

Supervisor Walter: "How do you have a right corner?"

Dan McCormick: "Let me address this; the driver's side rear window. You may have more than one window on that side so it will capture the rear window on that vehicle whether it has one window on the driver's side or multiple it will be placed on the window furthest to the rear so it captures all those vehicles in terms of those styles or."

Supervisor Walter: "It still doesn't make any sense."

Dan McCormick: "You need to have it in a position that doesn't obstruct traffic or visibility."

Supervisor Walter: "If you have a pickup truck you want everything to be on the driver's side right? The driver's side is the left side of the vehicle. That's the left side of the vehicle so if the driver's side is the left side of the vehicle and you want to put it on the back if you're going to look from the back of the vehicle, the left side is the driver's side you want the sticker to be on the driver's side, the left side so it's got to be the left corner of whatever window that is on the back."

Councilman Gabrielsen: "So you're saying the lower left corner?"

Dan McCormick: "Right the lower left corner."

Supervisor Walter: "So this should read lower left corner, oh my goodness. Ok, guys, guys. If you want to talk you can come to the podium. This is wrong. I'm positive this is wrong because you want everything on the driver's side."

Robert Kozakiewicz: "It says driver's side. Both examples involve the driver's side of the vehicle so in both instances it's the driver's side where the sticker is being affixed."

Councilwoman Giglio: "And if there's only one window on the driver's side, the bottom left corner would be obstructing the view of the side view mirror."

Dan McCormick: “It should be on the lower right corner.”

Supervisor Walter: “This is not supposed to capture that scenario. I’m the one who asked to have it written. You guys didn’t capture pickup trucks.”

Councilman Gabrielsen: “Right, exactly.”

Supervisor Walter: “That’s what I asked you to capture, you didn’t capture pickup trucks.” (inaudible)

Councilwoman Giglio: “So let me ask a question. You have a two seater pickup truck. If you have a two seater pickup truck where are you going to put the sticker?”

Supervisor Walter: “It doesn’t matter with a two seater pickup truck it’s going to go right behind the driver’s side head in the back corner on the left. (inaudible) Ok, I’m done with it, it’s ridiculous we’ll never be able to. (inaudible) Does anybody else wish to be heard on this matter? Ok. This was so inarticulately written I’m not sure whether we’re going to adopt it or not. I think it’s comical and if you’d like to share in the comedy you can write to us by May 16th at the Clerk’s office and as with so many Town Codes we’ll probably pass it just the way it is.”

**Public Hearing Closed 2:49 p.m.
Left Open for Written Comment Until May 16, 2014 at 4:30 p.m.**

Supervisor Walter: “Alright, we’re going to move to Resolutions. Does anybody wish to be heard on Resolutions? This is your time to speak on Resolutions that up for vote.”

Councilman Dunleavy: “I’d like to make a motion that we close the Town Board meeting and open the Community Development meeting 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 CDA meeting is now open.”

Town Board Meeting is Closed

Town Board Meeting is Reopened

RESOLUTIONS

Supervisor Walter: “Ok, the Town Board meeting is reopened. Do we want to untable this one and get it out of the way and withdraw 275?”

Councilman Dunleavy: “I’d like to make a motion that we untable Resolution 275 off the table, so moved.”

Councilman Wooten: “I’ll second to untable.”

The Vote: “Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution 275 is untabled.”

Resolution #275

Councilman Dunleavy: “Resolution 275 I make a motion that we withdraw it, Authorizes the Supervisor to Execute a License Agreement with Dee Muma for Concession at Grangebél Park to withdraw, so moved.”

Councilman Wooten: “Second to withdraw.”

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

The Vote: Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution 275 is withdrawn.”

Resolution #293

Councilman Wooten: “2013 Ambulance District Fund Budget Adjustment, so moved.”

Councilman Gabrielsen: “And seconded.”

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

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

Resolution #294

Councilman Gabrielsen: “2013 Calverton Sewer District Budget Adjustment, so moved.”

Councilwoman Giglio: “Seconded.”

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

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

Resolution #295

Councilwoman Giglio: “2013 East Creek Fund Budget Adjustment, so moved.”

Councilman Dunleavy: “And seconded.”

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

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

Resolution #296

Councilman Dunleavy: “2013 Highway District Budget Adjustment, so moved.”

Councilman Wooten: “I’ll second.”

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

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

Councilman Dunleavy: “This is just closing out 2013 books. I vote yes.”

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

Resolution #297

Councilman Wooten: “2013 Millbrook Gables Playground Budget Adjustment, so moved.”

Councilman Gabrielsen: “And seconded.”

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

The Vote: “Giglio, yes; Gabrielsen.”

Councilman Gabrielsen: “This is the money to put the equipment up. I vote yes.”

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

Resolution #298

Councilman Gabrielsen: “2013 Recreation Program Fund Budget Adjustment, somoved.”

Councilwoman Giglio: “And seconded.”

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

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

Resolution #299

Councilwoman Giglio: “2013 Refuse and Garbage District Budget Adjustment, so moved.”

Councilman Dunleavy: “And seconded.”

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

The Vote: “Giglio.”

Councilwoman Giglio: “I’m not pleased with the fact that we’re taking ninety-six hundred dollars out of the recycling revenue to pay for buy-backs. I think that we should have taken that money from somewhere else so I will vote no because recycling is important and I think that’s what that money should be spent on.”

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

Councilman Dunleavy: “I feel the same way as Councilwoman Giglio. I thought recycling revenue would pay for recycling containers at our public parks so we can start a great recycling program. It should be taken out from someplace else. So I vote no.”

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

Resolution #300

Councilman Dunleavy: “2014 Bayberry Park Improvement Budget Adoption, so moved.”

Councilman Wooten: “I’ll second.”

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

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

Resolution #301

Councilman Wooten: “2014 Calverton Bocce Court Budget Adoption, so moved.”

Councilman Gabrielsen: “And seconded.”

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

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

Resolution #302

Councilman Gabrielsen: “2014 Calverton Concession Improvement Budget Adoption, so moved.”

Councilwoman Giglio: “Seconded”

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

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

Resolution #303

Councilwoman Giglio: “2014 Commercial Efficiency Program Pulaski Street Building Budget Adjustment, so moved.”

Councilman Dunleavy: “And seconded.”

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

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

Resolution #304

Councilman Dunleavy: “2014 Nadel Drive Park Improvement Budget Adoption, so moved.”

Councilman Wooten: “I’ll second.”

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

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

Resolution #305

Councilman Wooten: “Recreation Program Budget Adjustment, so moved.”

Councilman Gabrielsen: “And seconded.”

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

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

Resolution #306

Councilman Gabrielsen: “Authorizing Removal of Fixed Asset Inventory Records from System, so moved.”

Councilwoman Giglio: “Seconded.”

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

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

Resolution #307

Councilwoman Giglio: “Authorizes the Supervisor to Execute a Rider Agreement with Nelson, Pole & Voorhis, LLC, Regarding Additional Scope of Services, so moved.”

Councilman Dunleavy: “And seconded”

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

The Vote: “Giglio.”

Councilwoman Giglio: “I’m very happy that this is coming is coming to fruition because the money that we got from the State to do a (inaudible) field opportunity to cleanup properties from Tanger all the way through into East Main Street is giving us the opportunity to perhaps change the wild scenic recreational rivers line so that the south side of the river can become a walking trail all the way into downtown from Tanger hopefully and the downtown second street historic district work can begin to start that as a national registry so those historic structures can be improved and they can be eligible for both state and federal tax credits so I’m very pleased that we were able to get a response back from the state. Dan McCormick our Town Attorney did an excellent job at this and Chris Katnack so I want to thank them both and I’m very excited to start this project. Yes.”

Vote Continued: “Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes and we might actually receive an award. Resolution adopted.”

Resolution #308

Councilman Dunleavy: “Authorizes Acceptance of Suffolk County Downtown Revitalization Round 11 Grant for Downtown LED Lights, so moved.”

Councilman Wooten: “Seconded.”

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

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

Resolution #309

Councilman Wooten: “Authorizes Supervisor to Sign Suffolk County Community College Culinary Arts & Hospitality Center Use Agreement, so moved.”

Councilman Gabrielsen: “And seconded.”

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

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

Resolution #310

Councilman Gabrielsen: “Authorizes Submission of Letter of Intent and Execution of Contract by the Supervisor for Operation and Maintenance Grant Program to New York State Environmental Facilities Corporation (EFC), 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. Resolution adopted.”

Resolution #311

Councilwoman Giglio: “Establishes Thursday Farmers’ Market Location for 2014 Season, so moved.”

Councilman Dunleavy: “And seconded.”

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

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

Resolution #312

Councilman Dunleavy: “Awards Bid for Annual Materials and Asphalt Procurement Contract, so moved.”

Councilman Wooten: “I’ll second.”

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

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

Resolution #313

Councilman Wooten: “Awards Bid for Annual Construction Contract, so moved.”

Councilman Gabrielsen: “And seconded.”

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

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

Resolution #314

Councilman Gabrielsen: “Authorizes the Attendance of Two Police Department Employees to the Annual New York’s Statewide Tracs Electronic Ticket and Data Transfer System Seminar, so moved.”

Councilwoman Giglio: “Seconded.”

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

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

Resolution #315

Councilwoman Giglio: “Accepts the Resignation of a Police Officer (Kim J. Holt), somoved.”

Councilman Dunleavy: “And seconded.”

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

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

Councilman Dunleavy: “I wish Kim the best in the world. I vote yes.”

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

Resolution #316

Councilman Dunleavy: “Appoints Seasonal Pump Out Boat Operator (Robert Drexel), so moved.”

Councilman Wooten: “I’ll second.”

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

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

Resolution #317

Councilman Wooten: “Town Board Acknowledgment of a Member of Board of Assessment Review Filing for Retirement Benefits (Judith O’Connell),so moved.”

Councilman Gabrielsen: “And seconded.”

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

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

Resolution #318

Councilman Gabrielsen: “Establishes Standard Work Day for an Elected Official, so moved.”

Councilwoman Giglio: “Seconded.”

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

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

Resolution #319

Councilwoman Giglio: “Authorization to Publish Advertisement for Auto & Truck Repairs for the Town of Riverhead, so moved.”

Councilman Dunleavy: “And seconded.”

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

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

Resolution #320

Councilman Dunleavy: “Authorization to Publish Advertisement for Automotive Parts for the Town of Riverhead, so moved.”

Councilman Wooten: “I’ll second.”

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

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

Resolution #321

Councilman Wooten: “Authorization to Publish Advertisement for Diesel Fuel for the Town of Riverhead, so moved.”

Councilman Gabrielsen: “And seconded.”

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

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

Resolution #322

Councilman Gabrielsen: “Authorization to Publish Advertisement for Heating Fuel for 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; Dunleavy, yes; Walter, yes. Resolution adopted.”

Resolution 323

Councilwoman Giglio: “Authorization to Publish Advertisement for Junk & Abandoned Vehicles for the Town of Riverhead, so moved.”

Councilman Dunleavy: “And seconded.”

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

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

Resolution #324

Councilman Dunleavy: “Sets Salaries for 2014 Summer Personnel for the Recreation Department, so moved.”

Councilman Wooten: “Second.”

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

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

Resolution #325

Councilman Wooten: “Appoints a Scorekeeper Level I to the Recreation Department (Carl Gosti), so moved.”

Councilman Gabrielsen: “And seconded.”

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

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

Resolution #326

Councilman Gabrielsen: “Appoints Seasonal Recreation Leaders to the Recreation Department,so moved.”

Councilwoman Giglio: “Seconded.”

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

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

Resolution #327

Councilwoman Giglio: “Authorizes the Supervisor to Execute a Rider Agreement with Merchant Services, Inc., doing Business as EVO Merchant Services and Systems East, Inc., so moved.”

Councilman Dunleavy: “And seconded”

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

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

Resolution #328

Councilman Dunleavy: “Authorizes the Supervisor to Execute an Agreement with Cummins Power Systems, LLC Regarding Generator Maintenance Service for the Riverhead Water District, so moved.”

Councilman Wooten: “Second.”

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

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

Resolution #329

Councilman Wooten: “Authorizes Town Clerk to Publish and Post the Attached Notice to Bidders for the Removal of Dry Cake Sludge and Grit/Screen Waste,so moved.”

Councilman Gabrielsen: “And seconded.”

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

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

Resolution #330

Councilman Gabrielsen: “Authorizes Town Clerk to Publish and Post the Attached Notice to Bidders for the Removal of Liquid Sludge, 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. Resolution adopted.”

Resolution #331

Councilwoman Giglio: “Amends Resolution #123 of 2014 Authorizes the Release of Site Plan Security of First Pioneer Farm Credit (a/k/a Southern New England Federal), so moved.”

Councilman Dunleavy: “And seconded.”

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

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

Resolution #332

Councilman Dunleavy: “Authorizes the Appropriation of Fund for Local Patriotic Organizations Pursuant to Town Law 64 (13), so moved.”

Councilman Wooten: “Seconded.”

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

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

Resolution #333

Councilman Wooten: “Authorizes the Appropriation for Local Patriotic Organizations Pursuant to Town Law 64 (12), so moved.”

Councilman Gabrielsen: “And seconded.”

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

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

Resolution #334

Councilman Gabrielsen: “Authorizes the Supervisor to Execute a Professional Services Agreement with Business Automation Services (BAS), so moved.”

Councilwoman Giglio: “Seconded.”

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

The Vote: “Giglio.”

Councilwoman Giglio: “In order to create an efficiency in the department for the computer system that is more than twenty years old and keep track of our building permits and our rental permits and for quality of life issues it’s so important that we get the software and get the Town on the right track.

Since they’ve been tracking the expired rental permits from January until now, for three months it’s been realize there are a hundred and thirty thousand dollars out there in outstanding rental permits that have not been paid and have not been renewed. They have essentially been manually handwriting letters, or not handwriting but typing in manually names and addresses of people whose permits have expired, what their permit expired for, what the dollar amount was and then wiping the slate clean and sending out the next letter. It causes a tremendous amount of staff time and I believe the staff belongs out in the field doing the work not in the office doing clerical. We need our Senior Building Inspector out there being a (inaudible), helping with the farm (inaudible) inspections what have you.

So I think this is something we can also integrate to other departments and as we get more money in. So, we’re going to start with the building department and with the code revision, I mean not code revision I mean code enforcement and then we can add other departments on and all of this will tie into the accounting software that the Supervisor and the Financial Officer of the town wants to see at a later date so that those reports can automatically go to that office without sending paperwork back and forth. So, it will be a much efficient, much more efficient way to run the departments and I’m really looking forward to getting started on it so yes.”

Vote Continued: “Gabrielsen, yes; Wooten.”

Councilman Wooten: “I know we had a lot of dissention about this, timing means everything. I think we were waiting to see what was generated the third quarter but I do buy the argument that, I’ve talked to the staff that could benefit with this software now, so I think the challenge is really how are we going to pay for it but I think.”

Supervisor Walter: “It’s not in the budget Jim, you just blew it.”

Councilman Wooten: “You are so good at it Sean, you are so good.”

Supervisor Walter: “You overspent the budget by eight hundred thousand, you overspent the budget but eight hundred thousand dollars last year and now you just added another fifty to this budget, well you’re about to. You’re not getting additional revenue for this, you’re just spending money that you don’t have.”

Councilman Wooten: “I think you’re going to take in enough to pay for this program and then some.”

Supervisor Walter: “You’re four million dollars behind in your budget.”

Councilman Wooten: “I’m talking about to pay for this.”

Supervisor Walter: “It’s not going to pay for that Jim; you’re not going to pay for it. You’re four million dollars behind in your budget. We’re behind in our revenues for our building department fees. All I’m asking, which would have been the appropriate thing to do, was to wait for your third quarter revenues were in so you could see whether we had any additional money. Right now you’re behind, you’re behind in money from where you were at this time last year, where you were at this time the year before. You’re not even hitting your budget term marks and now you’re going to spend fifty thousand dollars and there may be some people out there that I know, I know there are some people out there that don’t know what the main frame is, cobalt based computer system and you’re putting whip cream over road kill. Cobalt base computer system has to be replaced first. Go ahead.”

Councilman Wooten: “Well I don’t know about that cause this is software that can integrate.”

Supervisor Walter: “You can’t integrate with (inaudible).”

Councilman Wooten: “If you get tires for the car now or buy the car and put the tires on it’s still going to integrate with what we’re going to have so.”

Supervisor Walter: “I’m just asking that you don’t spend money that you don’t have and you don’t have it.”

Councilman Wooten: “I’ll get you the money. I vote yes.”

Vote Continued: “Dunleavy.”

Councilman Dunleavy: “I just think the century we’re in now we’re behind. Most of our computer systems are behind times. We have to start. This is an easy way to start. We’re going to spend about forty-four thousand dollars for this. I think this is a; we have to start some place and this is where we’re going to start and I hope all the other departments can come around and we can make them I mean we still had our systems on the fish and that was years ago that they used that; so I mean this is going to bring us up to the twenty-first century. I vote yes.”

Vote Continued: “Walter.”

Supervisor Walter: “As I said this Town the money is not budgeted for. The more pressing thing is the cobalt based computer system and the fact that the Town Board has to next year buy a new main frame and if we don’t get off the cobalt based computer system which has no backup; the only people who could back it up are Suffolk County because nobody uses cobalt based main frame. That’s the priority.

The accounting department has two programs it has to run from ninety million dollars in budgets. You can replace the accounting software without personnel because we’re working on something else for about a hundred and seventy thousand dollars. Ninety million dollars’ worth of budgets; Sewer Water Tax Receiver they are all operating on a cobalt based system.

It is a fool’s errand, I’m sorry, to spend fifty thousand dollars for two departments when you have the entire ninety million dollar budget being run by two computer programs because what happens is, I’m going to make my case, what happens is the FMS system can’t do everything that it needs to do in this day and age so the Accounting Department has used the Excel programs to mirror what’s on FMS but you can’t use Excel to run the town the way FMS is set up so the Accounting Department runs two programs at the same time. I watched them. He’s got two computer screens. He’s got to check each one to make sure it works for ninety million dollars and you’re going to; you’ve spend fifty thousand dollars on two department when you’re behind in your revenues. I vote no.”

Diane Wilhelm: “Resolution adopted.”

Resolution #335

Councilwoman Giglio: “Authorizes the Supervisor to Execute a Professional Services Agreement with Browne Management Systems, Inc.so moved.”

Councilman Dunleavy: “And seconded.”

Supervisor Walter: “I encourage you to vote no on this because this money is in the budget for this and take the money from the GIS system and put it in this because this money is budgeted because BAS is not.”

Councilwoman Giglio: “Ok, you know what Mr. Supervisor you said a few months ago that you had a hundred and seventy thousand dollars in the interest from Met Life that you wanted to use towards the cobalt programs that you were talking about the financial hardware. Ok, the financial software, we got an estimate five years ago that’s two hundred and forty thousand dollars to pull the financial network out of the cobalt base but you also have to pull out the scavenger waste, sewer district, water district. You have to pull all those other’s out too and that is an additional money on top of the two hundred forty thousand and if you don’t do all of them at once then you’re going to have to keep buying a new mainframe for sixty thousand dollars so it’s the two hundred forty thousand for the financial software. It’s however much for scavenger waste. It’s however much for assessor. It’s however much for; so you’re talking about almost a half a million dollars in software.”

Supervisor Walter: “So the better idea was to just start with this for two programs instead of getting.”

Councilwoman Giglio: “To generate the revenue so that we could buy that.”

Supervisor Walter: “It’s not going to generate any additional revenue.”

Councilwoman Giglio: “I disagree with you.”

Supervisor Walter: “You know what, at the last Board meeting we’ll see whether it generated any additional revenue.”

Councilwoman Giglio: “It will because in checking with accounting they’re not even complete in doing all the data entry for the first quarter so we don’t even know that we’re behind yet.”

Supervisor Walter: “Yes they are.”

Councilwoman Giglio: “I can show you an e-mail from Pat Harrington showing they were working on something else that has to be done by March 31st and they haven’t entered all the data yet.”

Supervisor Walter: “All I’m asking the Town Board to do is vote no on this GIS because the money doesn’t exist in the budget. With four million dollars behind in the budget I did not budget for BAS. You went ahead and you voted for BAS. You can’t afford it, you don’t have it. You over spent the budget by eight hundred thousand dollars last year which had to come out of the reserve funds. If you continue on this path we’ll be at a million dollars this year so I’m urging you to vote.”

Councilwoman Giglio: “You keep saying we overspent by eight hundred thousand dollars, you didn’t partake in any of those votes?”

Supervisor Walter: “I’m part of the Town Board; I’m part of the Town Board. The Town Council is you, the Town Board is us. The fact is we don’t have the money to do both and I’m encouraging you to vote no against the GIS system because you need to live within your budget just like everyone else in this audience has to live within their budget; so I’m urging you to vote no. I don’t know where we are.”

Councilman Dunleavy: “And seconded.”

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

The Vote: “Giglio.”

Councilman Giglio: “I will honor your wishes Supervisor and vote no and hopefully we’ll have the money in a few months and once we get the numbers back from the revenue that’s

come in we'll find the money to pay for it. I'm sure you will because I know we need this program."

Supervisor Walter: "I'll let you take care of that."

Vote Continued: "Gabrielsen, no; Wooten."

Councilman Wooten: "Wow, I don't know. This is not a good (inaudible). We've got two people who could use this GIS, we've got a dozen who need too. (inaudible)."

Councilwoman Giglio: "We can talk about it again at work session Jim. I'm sure that; we always find the money whenever we need it for initiative so I'm sure we can say we found the money."

Councilman Wooten: "Well."

Supervisor Walter: "I'm asking you not to spend what you don't have, that's all I'm asking."

Councilman Wooten: "I vote no, but I want it back on for the next meeting."

Vote Continued: "Dunleavy."

Councilman Dunleavy: "I don't agree too much because yeah we have budgets, but everything comes. You need four tires for your automobile that's not budgeted in last year so you have to get a thousand dollars to get the four tires. So things happen. This is another upgrade to the Town. I'll go along with my colleagues and vote no but I really think if you think long and hard on where this Town is progressing and where we're going. I vote no."

Vote Continued: "Walter, no. Resolution is not adopted."

Resolution #336

Councilman Dunleavy: "Authorizes Lease Agreement Between Town of Riverhead and North Fork Animal Welfare League, Subject to General Municipal Law 507, so moved."

Councilman Wooten: "Seconded."

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

The Vote: "Giglio."

Councilwoman Giglio: "Believe me when I tell you that I am grateful to North Fork Animal Welfare League for what you've done for our shelter and Denise for what you've done and for all the volunteers for what you've done for our animals in the Town of Riverhead

and for caring for them the way they should be cared for. I had spoken to Jim about selling the Pfeifer Center maybe taking money from that to build a new animal shelter right behind the dog park and finding the money to do that and I think that's really the best location is by the dog park at EPCAL for the animal shelter. I don't think that the Henry Pfeifer is a great location for it. I don't so I think you're doing a great job and I'm very happy that you're here but I don't agree with the Henry Pfeifer Center location so I have to vote no."

Vote Continued: "Gabrielsen."

Councilman Gabrielsen: "In this agreement is there an end game? Like how many months, years that we have to fulfill this contract? The reason I'm saying it and you probably will understand the issue the (inaudible) Center money ok, that building may be built at the Henry Pfeifer area ok and it's in WSR area. There's a possibility that the DEC won't allow the construction so at what point do the negotiations end and have to go somewhere else if that comes to past? I'm not saying it will."

Supervisor Walter: "We won't let that go a long way and if we can't get it through."

Councilman Gabrielsen: "Right, it's a possibility and I agree with Councilwoman Giglio. I support the animals. I'm a farmer, I have animals and I like to treat, that's why I never liked that location, I thought it was hostile but I would like to build it in another area. Yeah the dog park would be perfect but I just want to know when this would end if it didn't come to past."

Supervisor Walter: "We'd now pretty quickly from the DEC. I'd say by summer's end we would know."

Councilman Gabrielsen: "Summer's end we'll know pretty quickly so I think those things should be address. I don't know what comes first."

Supervisor Walter: "This, so we can move forward."

Councilman Gabrielsen: "So, I'm going to vote no."

Vote Continued: "Wooten."

Councilman Wooten: "Actually, I don't know the way I, I think the Henry Pfeifer location is absolutely splendid. I don't know why I just do. I think it's a great location. I think with the land lease and we've had preliminary talks nothing official and I don't think (inaudible) to do a land lease (inaudible). I just think for two decades that the animals have always been on the back burner. It's time now to get that coin flipped and get that dime and this is just the first step (inaudible) and I vote yes."

Vote Continued: "Dunleavy."

Councilman Dunleavy: "Again, I really think we've been talking about this for years kicking it down the road and I just don't want to kick it down the road anymore and it's

called for a hearing on June 3rd for anybody who wants to speak about it so I'm going to vote yes for this."

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

Resolution #337

Councilman Wooten: "Authorized the Supervisor to Execute a License Agreement with Dee Muma for Concession at Grangebel Park, so moved."

Councilman Gabrielsen: "And seconded."

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

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

Councilman Dunleavy: "I think she's going to do a great job in fixing the old water pump house and keep all the homeless people out of it, I have to vote yes."

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

Resolution #338

Councilman Gabrielsen: "Awards bid for Snack Venders, so moved."

Councilwoman Giglio: "Seconded"

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

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

Resolution #339

Councilwoman Giglio: "Authorizes Town Clerk to Publish and Post Notice to Bidders for Annual Diesel/Generator Maintenance, so moved."

Councilman Dunleavy: "And seconded."

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

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

Resolution #340

Councilman Dunleavy: “Approves the Chapter 90 Application of Nile Rodgers Productions, Inc. (“We are Family” Music, Art & Wine Festival – August 9th and 10th 2014), so moved.”

Councilman Wooten: “Seconded.”

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

The Vote: “Giglio.”

Councilwoman Giglio: “This is another Resolution that came on forward on Thursday night. It’s something I thought should have been discussed at the work session agenda. We’re bringing ninety-six hundred people per day for two days into for town for as event. This Resolution says that they have to submit an outdoor public safety plan to the Fire Marshall’s office no later than July 30th.”

Supervisor Walter: “Do you want to table the Resolution?”

Councilwoman Giglio: “I would love to table the Resolution and discuss it at work session because there are certain things that I ask for.”

Supervisor Walter: “That’s all you had to ask for, ask and we would have tabled it.”

Councilwoman Giglio: “Ok.”

Supervisor Walter: “Does anybody object to that?”

Councilman Dunleavy: “No, this is not time sensitive.”

Councilman Gabrielsen: “I agree with Councilwoman Giglio there’s a question I was waiting to get back to.”

Councilman Gabrielsen: “I make the motion to table the Resolution 340.”

Councilwoman Giglio: “I second it.”

Supervisor Walter: “Move and seconded as to table. Vote please.”

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

Councilman Dunleavy: “I’ll vote yes to table to talk about it again but these people were here they spoke to us several times and this is for a Friday night downtown so we will discuss this. But I will discuss this again to keep everybody happy.”

Supervisor Walter: “We’re still within their time frame.” (inaudible)

Councilwoman Giglio: “And if we have to have a special Town Board meeting to adopt it we can but you know I had asked for things such as three to five dollars on top of the ticket price for mitigation, for roadways, for our immunities and so.” (inaudible)

Councilman Dunleavy: “I’m going to vote yes to discuss it but I think if we bring things up too late now after we discuss it one or two times and now we’re holding them up.”

Vote continued: “Walter, I vote yes to table. Have you on Thursday, can you guys come on Thursday? (inaudible) Work it out with Tara or Jill.”

Diane Wilhelm: “Resolution 340 is tabled.”

Resolution #341

Councilman Wooten: “Approves Chapter 90 Application of Wading River Shoreham Chamber of Commerce, Inc. (Duck Pond Day – May 18, 2014), so moved.”

Councilman Gabrielsen: “And seconded.”

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

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

Resolution #342

Councilman Gabrielsen: “Extends Contract for Youngs Avenue Landfill Post Closure Inspections, Testing and Reporting Activities and Authorizes Supervisor to Execute an Agreement for Such Services, so moved.”

Councilwoman Giglio: “Seconded.”

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

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

Resolution #343

Councilwoman Giglio: “Extends Bid Contract for Annual Heating, Ventilating and Air Conditioning Maintenance contract, so moved.”

Councilman Dunleavy: “And seconded”

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

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

Councilman Wooten: “This typo, this goes all the way to 2104 so I think that’s a pretty long way out there, yes.”

Vote Continued: “Dunleavy, yes; Walter, yes but did we fix the typo?”

Diane Wilhelm: “Where is the typo?”

Councilman Wooten: “Six months from July 2014 to December 2104.”

Supervisor Walter: “You got it Diane?”

Diane Wilhelm: “No, mine looks ok unless I’m not looking up the right thing.”

Robert Kozakiewicz: “It’s the fifth whereas. It also says six months.”

Diane Wilhelm: “Ok, Resolution adopted as amended.”

Resolution #344

Councilman Dunleavy: “Approves Chapter 90 Application of Hallockville, Inc. (Long Island Fleece and Fiber Country Style Fair – May 17th and 18th, 2013, so moved.”

Councilman Wooten: “Seconded.”

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

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

Resolution #345

Councilman Wooten: “Approves Chapter 90 Application of Jamesport Fire Department to Conduct a Firemen’s Carnival (July 8 through July 12, 2014), so moved.”

Councilman Gabrielsen: “And seconded.”

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

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

Resolution #346

Councilman Gabrielsen: “Approves Chapter 90 Application of Maureen’s Haven Homeless Outreach Program (5K Fall Fun Run – October 26, 2014), so moved.”

Councilwoman Giglio: “Second.”

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

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

Resolution #347

Councilwoman Giglio: “Amends Bid Award for Water Services Materials for Use in the Riverhead Water District, so moved.”

Councilman Dunleavy: “And seconded.”

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

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

Resolution #348

Councilman Dunleavy: “Approves Chapter 90 Application of Polish Town Civic Association (August 16 and August 17, 2014), so moved.”

Councilman Wooten: “I’ll second.”

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

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

Resolution #349

Councilman Wooten: “Ratifies the Authorization of Attendance at the 2014 Training School and Annual Meeting Held by the Association of Towns, so moved.”

Councilman Gabrielsen: “And seconded.”

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

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

Resolution #350

Councilman Gabrielsen: “Authorizes the Release of Site Plan Security of James and Margit McGuire, so moved.”

Councilwoman Giglio: “Seconded.”

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

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

Resolution #351

Councilwoman Giglio: “Authorizes the Supervisor to Execute a Sub-License Agreement with the Suffolk County Real Property Tax Service Agency and the Riverhead Town Landmark Preservation Committee Regarding Access and Use of Suffolk County’s Advanced Real Estate Information System (AREIS), so moved.”

Councilman Dunleavy: “And seconded.”

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

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

Resolution #352

Councilman Dunleavy: “Authorizes Payment of Membership.”

Supervisor Walter: “I think we’re going to table this one. Dan had some questions about it so we’re going to table this and put it on next meeting.”

Councilman Dunleavy: “Alright. I make a motion that we table Resolution 352, so moved.”

Councilman Wooten: “I’ll second.”

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

The Vote: “Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution 352 is tabled.”

Resolution #353

Councilman Wooten: “Pays Bills, so moved.”

Councilman Gabrielsen: “And seconded.”

Supervisor Walter: “Moved and seconded as to paying bills. Vote please.”

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

PUBLIC COMMENTS

Supervisor Walter: “Ok, now we open up for public comment on anything that might interest you that’s before the Town Board. We ask you limit your comments to five minutes. Does anyone wish to be heard?”

On behalf of Richard Weiss, who could not attend this Board meeting, Richard Luzzi submitted a letter concerning Gershow. Mr. Weiss stated that the Conex containers along the fence line do not eliminate the noise but it does block the sun from the trees growing along the fence. He asked if a stop work order could be issued as had beendone at Costco.

Richard Luzzi than spoke about Gershow stating the conditions he spoke about in the past still exist plus new problems have come up.

Supervisor Walter told Mr. Luzzi that if he wanted an update as to the Town’s progress with Gershow he could speak to the town’s attorney, Bill Duffy who would be happy to give him an update as to where the Town is in this matter. Someone asked the Supervisor if an update can be given to everyone and the Supervisor agreed stating it would be easier to give it to a group rather than individually.

Mr. Luzzi also commented on the cobalt computer system now being used in the Town of Riverhead.

Barbara Whittle and Michael Donohue also commented on the Gershow Recycling Plant.

Supervisor Walter: “Does anyone else wish to be heard tonight? Ok, can I get a motion to end the Town Board meeting?”

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

Supervisor Walter: “All in favor of adjourning?”

Collective ayes.

Meeting Adjourned 4:03p.m.

