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T O W N O F B R O O K H A V E N

- - - - -x

TOWN BOARD MEETING

HELD VIA ZOOM VIDEOCONFERENCE

- - - - -x

October 1, 2020
2:00 p.m.

TRANSCRIPT OF PROCEEDINGS

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A P P E A R A N C E S :

BOARD MEMBERS :

JANE BONNER
VALERIE M. CARTRIGHT
NEIL J. FOLEY
KEVIN LaVALLE
MICHAEL A. LOGUERCIO JR.
DANIEL PANICO
SUPERVISOR EDWARD P. ROMAINÉ

ALSO PRESENT :

DONNA LENT, TOWN CLERK
ANNETTE EADERESTO,
TOWN ATTORNEY

* * *

1

2

SUPERVISOR ROMAINE: Good afternoon.

3

I'd like to call the Town board to order and

4

with that, if we could stand to salute our

5

flag, my flag is right over here.

6

(Pledge of Allegiance.)

7

SUPERVISOR ROMAINE: Thank you.

8

I'd like to ask for a moment of

9

silence. I guess we could sit so that we can

10

be seen.

11

Today in our moment of silence, I want

12

us to remember the census workers who are

13

collecting the numbers that will base our

14

federal and state aid for the Town. They have

15

a very difficult job this year in light of the

16

pandemic, but they're essential, it's in the

17

Constitution that we take a census every ten

18

years and I think we have a few more days

19

left, maybe later on I will ask Councilwoman

20

Cartright to explain that, but it's essential,

21

these are essential workers in a difficult

22

time doing a job that is so necessary and not

23

always valued, much like our Town clerks that

24

work so hard behind the scenes to make things

25

work out.

1

2

So let's remember our census workers in
our moment of silence.

3

4

(Moment of silence.)

5

SUPERVISOR ROMAINE: Okay, thank you
and we will proceed with the roll call.

6

7

MS. LENT: Yes.

8

Councilwoman Cartright?

9

COUNCILWOMAN CARTRIGHT: Present.

10

MS. LENT: Councilwoman Bonner?

11

COUNCILWOMAN BONNER: Here.

12

MS. LENT: Councilman LaValle?

13

COUNCILMAN LaVALLE: Present.

14

MS. LENT: Councilman Loguercio?

15

COUNCILMAN LOGUERCIO: Present.

16

MS. LENT: Councilman Foley?

17

COUNCILMAN FOLEY: Here.

18

MS. LENT: Councilman Panico?

19

COUNCILMAN PANICO: Here.

20

MS. LENT: Supervisor Romaine?

21

SUPERVISOR ROMAINE: Present.

22

MS. LENT: You have a quorum, sir.

23

SUPERVISOR ROMAINE: Thank you.

24

Do we have any reports to the board?

25

MS. LENT: I do not have a report to

1

2

the board.

3

SUPERVISOR ROMAINE: Okay.

4

5

We'll move on then to communication
consensus agenda, of which there's three
items.

6

7

MS. LENT: Yes.

8

9

May I have a motion to accept the
communication consensus agenda items?

10

COUNCILMAN LaVALLE: So moved.

11

COUNCILWOMAN BONNER: Second.

12

MS. LENT: All those in favor?

13

COUNCILWOMAN BONNER: Aye.

14

COUNCILWOMAN CARTRIGHT: Aye.

15

COUNCILMAN FOLEY: Aye.

16

COUNCILMAN LaVALLE: Aye.

17

COUNCILMAN LOGUERCIO: Aye.

18

COUNCILMAN PANICO: Aye.

19

SUPERVISOR ROMAINE: Aye.

20

MS. LENT: Opposed?

21

(No response.)

22

MS. LENT: Motion carries.

23

24

SUPERVISOR ROMAINE: We move onto the
highway consensus agenda with two items.

25

MS. LENT: Yes, two items on the

1

2

highway consensus agenda.

3

May I have a motion to accept the

4

highway consensus agenda items?

5

COUNCILMAN LaVALLE: So moved.

6

COUNCILWOMAN BONNER: Second.

7

MS. LENT: All those in favor?

8

COUNCILWOMAN BONNER: Aye.

9

COUNCILWOMAN CARTRIGHT: Aye.

10

COUNCILMAN FOLEY: Aye.

11

COUNCILMAN LaVALLE: Aye.

12

COUNCILMAN LOGUERCIO: Aye.

13

COUNCILMAN PANICO: Aye.

14

SUPERVISOR ROMAINE: Aye.

15

MS. LENT: Opposed?

16

(No response.)

17

MS. LENT: Motion carries.

18

SUPERVISOR ROMAINE: Okay.

19

We move onto the consensus resolution

20

agenda.

21

COUNCILMAN LOGUERCIO: Yes, I have

22

that, Supervisor, thank you and I move items

23

C-0324 through and including item C-0346.

24

SUPERVISOR ROMAINE: I'll second that.

25

COUNCILMAN LOGUERCIO: Thank you.

1

2

MS. LENT: All those in favor?

3

COUNCILWOMAN BONNER: Aye.

4

COUNCILWOMAN CARTRIGHT: Aye.

5

COUNCILMAN FOLEY: Aye.

6

COUNCILMAN LaVALLE: Aye.

7

COUNCILMAN LOGUERCIO: Aye.

8

COUNCILMAN PANICO: Aye.

9

SUPERVISOR ROMAINE: Aye.

10

MS. LENT: Opposed?

11

(No response.)

12

MS. LENT: Motion carries.

13

SUPERVISOR ROMAINE: Okay.

14

We move right on to our resolution

15

agenda and we'll start with Councilwoman

16

Cartright.

17

COUNCILWOMAN CARTRIGHT: Thank you,

18

Supervisor.

19

Resolution 513 of 2020, authorizing the

20

issuance of a special permit to Port

21

Jefferson-Setauket Yacht Club for the sale and

22

service of alcohol at the Port

23

Jefferson-Setauket Yacht Club.

24

So moved.

25

COUNCILWOMAN BONNER: Second.

1

2

MS. LENT: All those in favor?

3

COUNCILWOMAN BONNER: Aye.

4

COUNCILWOMAN CARTRIGHT: Aye.

5

COUNCILMAN FOLEY: Aye.

6

COUNCILMAN LaVALLE: Aye.

7

COUNCILMAN LOGUERCIO: Aye.

8

COUNCILMAN PANICO: Aye.

9

SUPERVISOR ROMAINE: Aye.

10

MS. LENT: Opposed?

11

(No response.)

12

MS. LENT: Motion carries.

13

COUNCILWOMAN CARTRIGHT: Resolution 514

14

of 2020, a resolution in support of residents

15

participation in the teal pumpkin project on

16

or about Halloween.

17

So moved.

18

COUNCILWOMAN BONNER: Second.

19

MS. LENT: I understand this is going

20

to be co-sponsored by the entire board.

21

SUPERVISOR ROMAINE: Yes.

22

MS. LENT: Thank you.

23

All those in favor?

24

COUNCILWOMAN BONNER: Aye.

25

COUNCILWOMAN CARTRIGHT: Aye.

1

2

COUNCILMAN FOLEY: Aye.

3

COUNCILMAN LaVALLE: Aye.

4

COUNCILMAN LOGUERCIO: Aye.

5

COUNCILMAN PANICO: Aye.

6

SUPERVISOR ROMAINE: Aye.

7

MS. LENT: Opposed?

8

(No response.)

9

MS. LENT: Motion carries.

10

COUNCILWOMAN CARTRIGHT: Next

11

resolution is 515 of 2020, adoption of the

12

record retention and disposition schedule for

13

New York State local government records

14

(LGS-1) pursuant to Article 57-A of the Arts

15

and Cultural Affairs Law.

16

So moved.

17

COUNCILWOMAN BONNER: Second.

18

MS. LENT: All those in favor?

19

COUNCILWOMAN BONNER: Aye.

20

COUNCILWOMAN CARTRIGHT: Aye.

21

COUNCILMAN FOLEY: Aye.

22

COUNCILMAN LaVALLE: Aye.

23

COUNCILMAN LOGUERCIO: Aye.

24

COUNCILMAN PANICO: Aye.

25

SUPERVISOR ROMAINE: Aye.

1

2

MS. LENT: Opposed?

3

(No response.)

4

MS. LENT: Motion carries.

5

SUPERVISOR ROMAINE: Michael.

6

COUNCILMAN LOGUERCIO: I didn't hear

7

her say motion carries. Sorry.

8

Resolution 516 of 2020, declaring the

9

month of October 2020 National Disability

10

Employment Awareness Month.

11

So moved.

12

COUNCILMAN FOLEY: Second.

13

COUNCILMAN LOGUERCIO: On that motion,

14

Supervisor, I want to add that today also

15

begins breast cancer awareness month as well.

16

SUPERVISOR ROMAINE: There's a lot of

17

months named for October, a lot of worthy

18

causes.

19

COUNCILMAN LOGUERCIO: Yes.

20

SUPERVISOR ROMAINE: It's important

21

that we look at all of them.

22

Obviously employment for the disability

23

is very key. Breast cancer is something that

24

we really have to conquer and later on, I'm

25

going to be doing one or two other months

1

2

where we mention.

3

COUNCILMAN LOGUERCIO: Thank you.

4

5

MS. LENT: This resolution is being
co-sponsored by the entire board?

6

COUNCILWOMAN CARTRIGHT: Yes.

7

SUPERVISOR ROMAINE: Second.

8

MS. LENT: I have a second.

9

All those in favor?

10

COUNCILWOMAN BONNER: Aye.

11

COUNCILWOMAN CARTRIGHT: Aye.

12

COUNCILMAN FOLEY: Aye.

13

COUNCILMAN LaVALLE: Aye.

14

COUNCILMAN LOGUERCIO: Aye.

15

COUNCILMAN PANICO: Aye.

16

SUPERVISOR ROMAINE: Aye.

17

MS. LENT: Opposed?

18

(No response.)

19

MS. LENT: Motion carries.

20

COUNCILMAN PANICO: 517 of '20 is

21

authorizing the Supervisor/Deputy Supervisor

22

to submit a grant application to New York

23

State Dormitory Authority state and municipal

24

facilities program for funding for drainage

25

improvements to the tri-hamlet area; that's

1

2

Mastic, Mastic Beach and Shirley, New York.

3

So moved.

4

COUNCILMAN FOLEY: Second.

5

MS. LENT: All those in favor?

6

COUNCILWOMAN BONNER: Aye.

7

COUNCILWOMAN CARTRIGHT: Aye.

8

COUNCILMAN FOLEY: Aye.

9

COUNCILMAN LaVALLE: Aye.

10

COUNCILMAN LOGUERCIO: Aye.

11

COUNCILMAN PANICO: Aye.

12

SUPERVISOR ROMAINE: Aye.

13

MS. LENT: Opposed?

14

(No response.)

15

MS. LENT: Motion carries.

16

SUPERVISOR ROMAINE: The next one is

17

518 of 2020 and it's declaring the month of

18

October 2020 as Dysautonomia Awareness Month.

19

This is a disease that affects the immune

20

system and it is, for those who suffer from

21

it, a terrible situation.

22

So yes, I'm doing this on behalf of the

23

entire board as co-sponsors, we just need a

24

second.

25

COUNCILWOMAN BONNER: Second.

1

2

COUNCILMAN FOLEY: Second.

3

MS. LENT: Jane Bonner second.

4

All those in favor?

5

COUNCILWOMAN BONNER: Aye.

6

COUNCILWOMAN CARTRIGHT: Aye.

7

COUNCILMAN FOLEY: Aye.

8

COUNCILMAN LaVALLE: Aye.

9

COUNCILMAN LOGUERCIO: Aye.

10

COUNCILMAN PANICO: Aye.

11

SUPERVISOR ROMAINE: Aye.

12

MS. LENT: Opposed?

13

(No response.)

14

MS. LENT: Motion carries.

15

COUNCILMAN FOLEY: Resolution 519 of

16

2020, authorizing the acquisition of property

17

for open space in partnership with County of

18

Suffolk located at South Country Road and

19

Robinson Boulevard, Patchogue. The owner is

20

39 South Country LLC.

21

So moved.

22

COUNCILMAN LOGUERCIO: Second.

23

MS. LENT: All those in favor?

24

COUNCILWOMAN BONNER: Aye.

25

COUNCILWOMAN CARTRIGHT: Aye.

1

2

COUNCILMAN FOLEY: Aye.

3

COUNCILMAN LaVALLE: Aye.

4

COUNCILMAN LOGUERCIO: Aye.

5

COUNCILMAN PANICO: Aye.

6

SUPERVISOR ROMAINE: Aye.

7

MS. LENT: Opposed?

8

(No response.)

9

MS. LENT: Motion carries.

10

COUNCILMAN PANICO: 520 of '20 is

11

authorization for acceptance of donation of

12

land from the Suffolk County Landbank, the

13

property address is 216 Washington Drive in

14

Mastic Beach for open space purposes. I want

15

to thank Annette and Legislator Rudolph W.

16

Sunderman and his chief of staff, Tim Rothang,

17

for assisting us on this.

18

COUNCILMAN FOLEY: Second.

19

MS. LENT: All those in favor?

20

COUNCILWOMAN BONNER: Aye.

21

COUNCILWOMAN CARTRIGHT: Aye.

22

COUNCILMAN FOLEY: Aye.

23

COUNCILMAN LaVALLE: Aye.

24

COUNCILMAN LOGUERCIO: Aye.

25

COUNCILMAN PANICO: Aye.

1

2

SUPERVISOR ROMAINE: Aye.

3

MS. LENT: Opposed?

4

(No response.)

5

MS. LENT: Motion carries.

6

COUNCILMAN PANICO: 521 of '20 is

7

amending resolution number 2019-0962 adopted

8

December 19, 2019 entitled "Appointment of

9

2020 Professional Service Providers."

10

So moved.

11

COUNCILMAN FOLEY: Second.

12

MS. LENT: All those in favor?

13

COUNCILWOMAN BONNER: Aye.

14

COUNCILWOMAN CARTRIGHT: Aye.

15

COUNCILMAN FOLEY: Aye.

16

COUNCILMAN LaVALLE: Aye.

17

COUNCILMAN LOGUERCIO: Aye.

18

COUNCILMAN PANICO: Aye.

19

SUPERVISOR ROMAINE: Aye.

20

MS. LENT: Opposed?

21

(No response.)

22

MS. LENT: Motion carries.

23

COUNCILWOMAN BONNER: Resolution 522 is

24

an amendment to the part-time/seasonal salary

25

schedule.

1

2

So moved.

3

COUNCILMAN LaVALLE: Second.

4

MS. LENT: All those in favor?

5

COUNCILWOMAN BONNER: Aye.

6

COUNCILWOMAN CARTRIGHT: Aye.

7

COUNCILMAN FOLEY: Aye.

8

COUNCILMAN LaVALLE: Aye.

9

COUNCILMAN LOGUERCIO: Aye.

10

COUNCILMAN PANICO: Aye.

11

SUPERVISOR ROMAINE: Aye.

12

MS. LENT: Opposed?

13

(No response.)

14

MS. LENT: Motion carries.

15

COUNCILMAN PANICO: 523 of '20 is to

16

reduce the Law Department petty cash fund.

17

So moved.

18

COUNCILMAN FOLEY: Second.

19

MS. LENT: All those in favor?

20

COUNCILWOMAN BONNER: Aye.

21

COUNCILWOMAN CARTRIGHT: Aye.

22

COUNCILMAN FOLEY: Aye.

23

COUNCILMAN LaVALLE: Aye.

24

COUNCILMAN LOGUERCIO: Aye.

25

COUNCILMAN PANICO: Aye.

1

2

SUPERVISOR ROMAINE: Aye.

3

MS. LENT: Opposed?

4

(No response.)

5

MS. LENT: Motion carries.

6

COUNCILMAN FOLEY: 524 of 2020,

7

determination of the premises at Seven Noble

8

Street, Blue Point, New York 11715 to be

9

unsafe as defined by Chapter 73 pursuant to

10

the engineer's report of Cashin, Spinelli &

11

Ferretti, LLC and setting a public hearing by

12

which the owner or other persons having an

13

interest in the premises may be heard with

14

respect to the condition of the premises and

15

actions necessary to secure or remove same.

16

So moved.

17

COUNCILMAN LOGUERCIO: Second.

18

MS. LENT: That public hearing will be

19

held November 19, 2020 at 2:30 p.m.

20

All those in favor?

21

COUNCILWOMAN BONNER: Aye.

22

COUNCILWOMAN CARTRIGHT: Aye.

23

COUNCILMAN FOLEY: Aye.

24

COUNCILMAN LaVALLE: Aye.

25

COUNCILMAN LOGUERCIO: Aye.

1

2

COUNCILMAN PANICO: Aye.

3

SUPERVISOR ROMAINE: Aye.

4

MS. LENT: Opposed?

5

(No response.)

6

MS. LENT: Motion carries.

7

COUNCILMAN LOGUERCIO: Resolution 525

8

of 2020 is authorize the fourth amendment of

9

the contract between the County of Suffolk and

10

the Town of Brookhaven for operation of a

11

nutrition program for the elderly.

12

So moved.

13

COUNCILMAN FOLEY: Second.

14

MS. LENT: All those in favor?

15

COUNCILWOMAN BONNER: Aye.

16

COUNCILWOMAN CARTRIGHT: Aye.

17

COUNCILMAN FOLEY: Aye.

18

COUNCILMAN LaVALLE: Aye.

19

COUNCILMAN LOGUERCIO: Aye.

20

COUNCILMAN PANICO: Aye.

21

SUPERVISOR ROMAINE: Aye.

22

MS. LENT: Opposed?

23

(No response.)

24

MS. LENT: Motion carries.

25

COUNCILMAN LOGUERCIO: Resolution 526

1

2

of 2020 is authorizing the Supervisor/Deputy
Supervisor to execute a permit application for
the drop-off of toys at a common area in the
Smith Haven Mall in conjunction with the 2020
toy drive.

7

So moved.

8

COUNCILMAN FOLEY: Second.

9

MS. LENT: All those in favor?

10

COUNCILWOMAN BONNER: Aye.

11

COUNCILWOMAN CARTRIGHT: Aye.

12

COUNCILMAN FOLEY: Aye.

13

COUNCILMAN LaVALLE: Aye.

14

COUNCILMAN LOGUERCIO: Aye.

15

COUNCILMAN PANICO: Aye.

16

SUPERVISOR ROMAINE: Aye.

17

MS. LENT: Opposed?

18

(No response.)

19

MS. LENT: Motion carries.

20

COUNCILMAN PANICO: 527 of '20 is

21

amending resolution 2020-0472, adopted at the

22

August 27, 2020 Town board hearing,

23

designating Brookhaven Town board as lead

24

agency and adopting a negative declaration for

25

the dredging of Heil's Creek in East Moriches,

1

2

New York.

3

So moved.

4

COUNCILMAN FOLEY: Second.

5

MS. LENT: All those in favor?

6

COUNCILWOMAN BONNER: Aye.

7

COUNCILWOMAN CARTRIGHT: Aye.

8

COUNCILMAN FOLEY: Aye.

9

COUNCILMAN LaVALLE: Aye.

10

COUNCILMAN LOGUERCIO: Aye.

11

COUNCILMAN PANICO: Aye.

12

SUPERVISOR ROMAINE: Aye.

13

MS. LENT: Opposed?

14

(No response.)

15

MS. LENT: Motion carries.

16

COUNCILMAN LOGUERCIO: Resolution 528

17

of 2020, Town board of the Town of Brookhaven

18

resolution approving the Section 8 Housing

19

Choice Voucher Program proposed annual plan

20

for fiscal year 2021 and authorizing the

21

submission of same to the United States

22

Department of Housing and Urban Development

23

for review and approval.

24

So moved.

25

COUNCILMAN FOLEY: Second.

1

2

MS. LENT: All those in favor?

3

COUNCILWOMAN BONNER: Aye.

4

COUNCILWOMAN CARTRIGHT: Aye.

5

COUNCILMAN FOLEY: Aye.

6

COUNCILMAN LaVALLE: Aye.

7

COUNCILMAN LOGUERCIO: Aye.

8

COUNCILMAN PANICO: Aye.

9

SUPERVISOR ROMAINE: Aye.

10

MS. LENT: Opposed?

11

(No response.)

12

MS. LENT: Motion carries.

13

COUNCILMAN LOGUERCIO: Resolution 529

14

of 2020, authorization for the Town of

15

Brookhaven to accept third allocation of

16

Community Development Block Grant funds from

17

the U.S. Department of Housing and Urban

18

Development under the Coronavirus Aid Relief

19

and Economic Securities Act.

20

So moved.

21

COUNCILMAN FOLEY: Second.

22

MS. LENT: All those in favor?

23

COUNCILWOMAN BONNER: Aye.

24

COUNCILWOMAN CARTRIGHT: Aye.

25

COUNCILMAN FOLEY: Aye.

1

2

COUNCILMAN LaVALLE: Aye.

3

COUNCILMAN LOGUERCIO: Aye.

4

COUNCILMAN PANICO: Aye.

5

SUPERVISOR ROMAINE: Aye.

6

MS. LENT: Opposed?

7

(No response.)

8

MS. LENT: Motion carries.

9

10

COUNCILMAN FOLEY: Resolution 530 of
2020, amending resolution 913 of 2019 adopted
on December 5, 2019 establishing the Town of
Brookhaven's 2020 fee schedule for various
departments.

11

12

13

14

So moved.

15

COUNCILMAN LOGUERCIO: Second.

16

MS. LENT: All those in favor?

17

COUNCILWOMAN BONNER: Aye.

18

COUNCILWOMAN CARTRIGHT: Aye.

19

COUNCILMAN FOLEY: Aye.

20

COUNCILMAN LaVALLE: Aye.

21

COUNCILMAN LOGUERCIO: Aye.

22

COUNCILMAN PANICO: Aye.

23

SUPERVISOR ROMAINE: Aye.

24

MS. LENT: Opposed?

25

(No response.)

1

2

MS. LENT: Motion carries.

3

4

COUNCILMAN LOGUERCIO: Resolution 531
of 2020 declaring October 15, 2020 Hispanic
Heritage Day.

5

6

So moved.

7

COUNCILMAN FOLEY: Second.

8

9

MS. LENT: And this will also be
co-sponsored by all the other board members,
right?

10

11

COUNCILMAN FOLEY: Yes.

12

MS. LENT: All those in favor?

13

COUNCILWOMAN BONNER: Aye.

14

COUNCILWOMAN CARTRIGHT: Aye.

15

COUNCILMAN FOLEY: Aye.

16

COUNCILMAN LaVALLE: Aye.

17

COUNCILMAN LOGUERCIO: Aye.

18

COUNCILMAN PANICO: Aye.

19

SUPERVISOR ROMAINE: Aye.

20

MS. LENT: Opposed?

21

(No response.)

22

MS. LENT: Motion carries.

23

24

COUNCILMAN LOGUERCIO: Anyone else not
hearing Donna when she says motions carries?

25

COUNCILWOMAN BONNER: She's speaking --

1

2 she's a little low, her voice is a little low.

3 MS. LENT: Okay. I will --

4 COUNCILMAN LOGUERCIO: That's okay.

5 MS. LENT: As soon as I have a break,
6 I'll get my buds, then I can do that.

7 COUNCILMAN LOGUERCIO: Thanks, Donna.

8 MS. LENT: Watch my mouth, Mike.

9 COUNCILMAN LOGUERCIO: That's what I
10 did, I'm reading your lips.

11 COUNCILMAN PANICO: Jane.

12 COUNCILWOMAN BONNER: You ready?

13 SUPERVISOR ROMAINE: Yes.

14 COUNCILWOMAN BONNER: Thank you.

15 Resolution 532 is an adoption of SEQRA
16 Type II action in connection with the
17 construction of a single family building
18 project in Rocky Point.

19 So moved.

20 COUNCILMAN LaVALLE: Second.

21 MS. LENT: All those in favor?

22 COUNCILWOMAN BONNER: Aye.

23 COUNCILWOMAN CARTRIGHT: Aye.

24 COUNCILMAN FOLEY: Aye.

25 COUNCILMAN LaVALLE: Aye.

1

2

COUNCILMAN LOGUERCIO: Aye.

3

COUNCILMAN PANICO: Aye.

4

SUPERVISOR ROMAINE: Aye.

5

MS. LENT: Opposed?

6

(No response.)

7

MS. LENT: Motion carries.

8

COUNCILMAN PANICO: 533 of '20 is

9

authorizing the Supervisor/Deputy Supervisor

10

to submit a letter of intent to New York State

11

Division of Homeland Security and Emergency

12

Services of fiscal year 2020 building

13

resilient infrastructure and communities grant

14

program for funding to aid in flood mitigation

15

and protection of surface waters from water

16

runoff on Laura Lee Drive in Center Moriches,

17

New York.

18

So moved.

19

COUNCILMAN FOLEY: Second.

20

MS. LENT: All those in favor?

21

COUNCILWOMAN BONNER: Aye.

22

COUNCILWOMAN CARTRIGHT: Aye.

23

COUNCILMAN FOLEY: Aye.

24

COUNCILMAN LaVALLE: Aye.

25

COUNCILMAN LOGUERCIO: Aye.

1

2

COUNCILMAN PANICO: Aye.

3

SUPERVISOR ROMAINE: Aye.

4

MS. LENT: Opposed?

5

(No response.)

6

MS. LENT: Motion carries.

7

COUNCILWOMAN BONNER: Resolution 534 is

8

authorizing the Supervisor/Deputy Supervisor

9

to submit a grant application to the New York

10

State Dormitory Authority state and municipal

11

facilities program for funding for the

12

interior restoration of the Josiah Woodhull

13

House in Wading River, New York.

14

So moved.

15

COUNCILMAN LaVALLE: Second.

16

MS. LENT: All those in favor?

17

COUNCILWOMAN BONNER: Aye.

18

COUNCILWOMAN CARTRIGHT: Aye.

19

COUNCILMAN FOLEY: Aye.

20

COUNCILMAN LaVALLE: Aye.

21

COUNCILMAN LOGUERCIO: Aye.

22

COUNCILMAN PANICO: Aye.

23

SUPERVISOR ROMAINE: Aye.

24

MS. LENT: Opposed?

25

(No response.)

1

2

MS. LENT: Motion carries.

3

4

COUNCILMAN FOLEY: Resolution 535 2020,
authorization for the Supervisor/Deputy

5

Supervisor to accept an operating grant award

6

from New York State Department of

7

Environmental Conservation for funding for

8

recycling education expenses.

9

So moved.

10

COUNCILMAN LOGUERCIO: Second.

11

MS. LENT: All those in favor?

12

COUNCILWOMAN BONNER: Aye.

13

COUNCILWOMAN CARTRIGHT: Aye.

14

COUNCILMAN FOLEY: Aye.

15

COUNCILMAN LaVALLE: Aye.

16

COUNCILMAN LOGUERCIO: Aye.

17

COUNCILMAN PANICO: Aye.

18

SUPERVISOR ROMAINE: Aye.

19

MS. LENT: Opposed?

20

(No response.)

21

MS. LENT: Motion carries.

22

COUNCILWOMAN BONNER: Resolution 0534

23

is authorizing the Supervisor/Deputy

24

Supervisor -- sorry.

25

Resolution 0536 is 2020 various

1

2

operating budget revenue amendments.

3

So moved.

4

COUNCILMAN LaVALLE: Second.

5

MS. LENT: All those in favor?

6

COUNCILWOMAN BONNER: Aye.

7

COUNCILWOMAN CARTRIGHT: Aye.

8

COUNCILMAN FOLEY: Aye.

9

COUNCILMAN LaVALLE: Aye.

10

COUNCILMAN LOGUERCIO: Aye.

11

COUNCILMAN PANICO: Aye.

12

SUPERVISOR ROMAINE: Aye.

13

MS. LENT: Opposed?

14

(No response.)

15

MS. LENT: Motion carries.

16

COUNCILWOMAN CARTRIGHT: Resolution 537

17

of 2020, authorizing the Supervisor/Deputy

18

Supervisor to submit a grant application to

19

the National Fish and Wildlife Foundation for

20

funding to restore the tern nesting habitat on

21

Town of Brookhaven islands.

22

So moved.

23

COUNCILWOMAN BONNER: Second.

24

MS. LENT: All those in favor?

25

COUNCILWOMAN BONNER: Aye.

1

2 COUNCILWOMAN CARTRIGHT: Aye.

3 COUNCILMAN FOLEY: Aye.

4 COUNCILMAN LaVALLE: Aye.

5 COUNCILMAN LOGUERCIO: Aye.

6 COUNCILMAN PANICO: Aye.

7 SUPERVISOR ROMAINE: Aye.

8 MS. LENT: Opposed?

9 (No response.)

10 MS. LENT: Motion carries.

11 COUNCILMAN LOGUERCIO: Resolution 538

12 of 2020, authorization for the

13 Supervisor/Deputy Supervisor to execute a

14 subrecipient agreement between the Town of

15 Brookhaven and the United Way of Long Island

16 to administer all aspects of the United States

17 Department of Urban Development funded housing

18 opportunities for persons with aids program on

19 behalf of the Town of Brookhaven, using 2019

20 federal fiscal year grant funding.

21 So moved.

22 COUNCILMAN FOLEY: Second.

23 MS. LENT: All those in favor?

24 COUNCILWOMAN BONNER: Aye.

25 COUNCILWOMAN CARTRIGHT: Aye.

1

2 COUNCILMAN FOLEY: Aye.

3 COUNCILMAN LaVALLE: Aye.

4 COUNCILMAN LOGUERCIO: Aye.

5 COUNCILMAN PANICO: Aye.

6 SUPERVISOR ROMAINE: Aye.

7 MS. LENT: Opposed?

8 (No response.)

9 MS. LENT: Motion carries.

10 Supervisor.

11 SUPERVISOR ROMAINE: Okay.

12 Resolution 539 designating November 2,

13 2020 as Complex Regional Pain Syndrome

14 Awareness Day and this is being sponsored by

15 all my colleagues and I so move.

16 COUNCILMAN LaVALLE: Second.

17 COUNCILWOMAN CARTRIGHT: And upon that

18 motion, I just know that Cheryl Freed

19 (phonetic) is probably watching this, she

20 comes to our Town board meeting every year and

21 we generally give a proclamation in

22 recognition of this day, so consider this to

23 be more like a virtual proclamation and say

24 hello to Cheryl.

25 SUPERVISOR ROMAINE: Good.

1

2

MS. LENT: Having been moved and
seconded, all those in favor?

3

4

COUNCILWOMAN BONNER: Aye.

5

COUNCILWOMAN CARTRIGHT: Aye.

6

COUNCILMAN FOLEY: Aye.

7

COUNCILMAN LaVALLE: Aye.

8

COUNCILMAN LOGUERCIO: Aye.

9

COUNCILMAN PANICO: Aye.

10

SUPERVISOR ROMAINE: Aye.

11

MS. LENT: Opposed?

12

(No response.)

13

MS. LENT: Motion carries.

14

COUNCILWOMAN CARTRIGHT: Resolution 540

15

of 2020, authorizing the attendance

16

administrative leave for Jill Davenport,

17

William Demorest, Karl Guyer, Cameron

18

Hanwright and Connor Reid, Bay Constables,

19

division of Harbors & Waterways to attend the

20

boat safety and boom training in Port

21

Jefferson, New York, on October 27, 2020.

22

So moved.

23

COUNCILWOMAN BONNER: Second.

24

MS. LENT: All those in favor?

25

COUNCILWOMAN BONNER: Aye.

1

2 COUNCILWOMAN CARTRIGHT: Aye.

3 COUNCILMAN FOLEY: Aye.

4 COUNCILMAN LaVALLE: Aye.

5 COUNCILMAN LOGUERCIO: Aye.

6 COUNCILMAN PANICO: Aye.

7 SUPERVISOR ROMAINE: Aye.

8 MS. LENT: Opposed?

9 (No response.)

10 MS. LENT: Motion carries.

11 COUNCILWOMAN BONNER: Resolution 541 is
12 authorizing the waiver of site plan
13 requirements and building fees for
14 improvements to the Sound Beach Fire District
15 headquarters.

16 So moved.

17 COUNCILMAN LaVALLE: Second.

18 MS. LENT: All those in favor?

19 COUNCILWOMAN BONNER: Aye.

20 COUNCILWOMAN CARTRIGHT: Aye.

21 COUNCILMAN FOLEY: Aye.

22 COUNCILMAN LaVALLE: Aye.

23 COUNCILMAN LOGUERCIO: Aye.

24 COUNCILMAN PANICO: Aye.

25 SUPERVISOR ROMAINE: Aye.

1

2

MS. LENT: Opposed?

3

(No response.)

4

MS. LENT: Motion carries.

5

COUNCILMAN LOGUERCIO: Resolution 542

6

of 2020 is authorizing the waiver of site plan

7

requirements, building fees and HDAC review

8

for improvements to the Yaphank Fire District

9

property in Yaphank, New York.

10

So moved.

11

COUNCILMAN FOLEY: Second.

12

MS. LENT: All those in favor?

13

COUNCILWOMAN BONNER: Aye.

14

COUNCILWOMAN CARTRIGHT: Aye.

15

COUNCILMAN FOLEY: Aye.

16

COUNCILMAN LaVALLE: Aye.

17

COUNCILMAN LOGUERCIO: Aye.

18

COUNCILMAN PANICO: Aye.

19

SUPERVISOR ROMAINE: Aye.

20

MS. LENT: Opposed?

21

(No response.)

22

MS. LENT: Motion carries.

23

COUNCILMAN LaVALLE: Resolution 543,

24

amending resolution 2019-0949 adopted

25

December 19, 2019 authorizing the

1

2

Superintendent of Highways to rent or hire

3

machinery or equipment.

4

So moved.

5

COUNCILWOMAN BONNER: Second.

6

MS. LENT: All those in favor?

7

COUNCILWOMAN BONNER: Aye.

8

COUNCILWOMAN CARTRIGHT: Aye.

9

COUNCILMAN FOLEY: Aye.

10

COUNCILMAN LaVALLE: Aye.

11

COUNCILMAN LOGUERCIO: Aye.

12

COUNCILMAN PANICO: Aye.

13

SUPERVISOR ROMAINE: Aye.

14

MS. LENT: Opposed?

15

(No response.)

16

MS. LENT: Motion carries.

17

SUPERVISOR ROMAINE: Resolution 544 of

18

2020, resolution authorizing the issuance

19

pursuant to Section 90.10 or Section 90.00 of

20

the local finance law of refunding bonds of

21

the Town of Brookhaven, Suffolk County, to be

22

designated "public improvement refunding

23

(serial) bonds" and providing for other

24

matters in relation thereto and the payment of

25

the bonds to be refunded thereby.

1

2

I so move.

3

COUNCILWOMAN BONNER: Second.

4

5

SUPERVISOR ROMAINE: I just wanted to say that this is refunding, for those general

6

public, means refinancing. By refinancing

7

these bonds, these two bonds, we will be

8

saving \$6.9 million, so whenever we have an

9

opportunity to refinance at a lower interest

10

rate, we are always taking advantage of that

11

to save the taxpayers money, so . . .

12

MS. LENT: And this is related to a

13

bond, so we will do a roll call vote.

14

Valerie Cartright, how do you vote?

15

SUPERVISOR ROMAINE: Yes.

16

COUNCILWOMAN BONNER: Valerie, you're

17

muted.

18

COUNCILWOMAN CARTRIGHT: Oh, sorry. I

19

said aye and you weren't looking, I didn't

20

realize that. Aye.

21

MS. LENT: Jane Bonner?

22

COUNCILWOMAN BONNER: Aye.

23

MS. LENT: Kevin LaValle, how do you

24

vote?

25

COUNCILMAN LaVALLE: Yes.

1

2

MS. LENT: Mike Loguercio?

3

COUNCILMAN LOGUERCIO: Certainly yes.

4

MS. LENT: Neil Foley, how do you vote?

5

COUNCILMAN FOLEY: Yes.

6

MS. LENT: Mr. Panico?

7

COUNCILMAN PANICO: Yes.

8

MS. LENT: Supervisor?

9

SUPERVISOR ROMAINE: Yes.

10

MS. LENT: Motion carries.

11

Thank you.

12

COUNCILMAN PANICO: We're skipping 545.

13

MS. LENT: Yes, we are, until after the

14

public hearing.

15

SUPERVISOR ROMAINE: Just make a note

16

of that. We'll go back to it after the public

17

hearing.

18

Okay, I'm sorry, Jane.

19

COUNCILWOMAN BONNER: No worries.

20

Resolution 546 is 2020 various

21

operating and capital budget transfers.

22

So moved.

23

MS. LENT: Can I have a second?

24

You're muted, Kevin.

25

SUPERVISOR ROMAINE: Second.

1

2

COUNCILMAN LaVALLE: Second.

3

MS. LENT: I have to take the

4

Supervisor, he was first.

5

All those in favor?

6

COUNCILWOMAN BONNER: Aye.

7

COUNCILWOMAN CARTRIGHT: Aye.

8

COUNCILMAN FOLEY: Aye.

9

COUNCILMAN LaVALLE: Aye.

10

COUNCILMAN LOGUERCIO: Aye.

11

COUNCILMAN PANICO: Aye.

12

SUPERVISOR ROMAINE: Aye.

13

MS. LENT: Opposed?

14

(No response.)

15

MS. LENT: Motion carries.

16

COUNCILWOMAN BONNER: Resolution 547 is

17

adopting the 2021 tentative operating budget

18

and the 2021-2025 tentative capital budget as

19

the 2021 preliminary operating budget and the

20

2021-2025 preliminary capital budget.

21

So moved.

22

COUNCILMAN LaVALLE: Second.

23

MS. LENT: Let me just say that a copy

24

of these budgets have been delivered to my

25

office and I understand that also delivered to

1

2

each one of the council members.

3

All those in favor?

4

COUNCILWOMAN BONNER: Aye.

5

COUNCILWOMAN CARTRIGHT: Aye.

6

COUNCILMAN FOLEY: Aye.

7

COUNCILMAN LaVALLE: Aye.

8

COUNCILMAN LOGUERCIO: Aye.

9

COUNCILMAN PANICO: Aye.

10

SUPERVISOR ROMAINE: Aye.

11

MS. LENT: Opposed?

12

(No response.)

13

MS. LENT: Motion carries.

14

COUNCILWOMAN BONNER: Resolution 0548

15

is setting a public hearing on the 2021-2025

16

preliminary capital budget, exclusive of all

17

special districts.

18

So moved.

19

COUNCILMAN LaVALLE: Second.

20

MS. LENT: That public hearing will be

21

held November 5, 2020 at five p.m.

22

All those in favor?

23

COUNCILWOMAN BONNER: Aye.

24

COUNCILWOMAN CARTRIGHT: Aye.

25

COUNCILMAN FOLEY: Aye.

1

2 COUNCILMAN LaVALLE: Aye.

3 COUNCILMAN LOGUERCIO: Aye.

4 COUNCILMAN PANICO: Aye.

5 SUPERVISOR ROMAINE: Aye.

6 MS. LENT: Opposed?

7 (No response.)

8 MS. LENT: Motion carries.

9 COUNCILWOMAN BONNER: Resolution 549 is
10 setting a public hearing on the 2021
11 preliminary operating budget inclusive of
12 special districts pursuant to New York State
13 Town Law Section 108.

14 So moved.

15 COUNCILMAN LaVALLE: Second.

16 MS. LENT: That public hearing will be
17 held November 5, 2020 at five p.m.

18 All those in favor?

19 COUNCILWOMAN BONNER: Aye.

20 COUNCILWOMAN CARTRIGHT: Aye.

21 COUNCILMAN FOLEY: Aye.

22 COUNCILMAN LaVALLE: Aye.

23 COUNCILMAN LOGUERCIO: Aye.

24 COUNCILMAN PANICO: Aye.

25 SUPERVISOR ROMAINE: Aye.

1

2

MS. LENT: Opposed?

3

(No response.)

4

MS. LENT: Motion carries.

5

COUNCILWOMAN BONNER: Resolution 0550
is setting a public hearing on the matter of
the increase or improvement of facilities of
various special districts for the 2021-2025
capital budget pursuant to Section 202-B of
the Town law, in the Town of Brookhaven, in
the County of Suffolk, State of New York.

12

So moved.

13

COUNCILMAN LaVALLE: Second.

14

MS. LENT: That public hearing will
also be held on November 5, 2020 at five p.m.

16

All those in favor?

17

COUNCILWOMAN BONNER: Aye.

18

COUNCILWOMAN CARTRIGHT: Aye.

19

COUNCILMAN FOLEY: Aye.

20

COUNCILMAN LaVALLE: Aye.

21

COUNCILMAN LOGUERCIO: Aye.

22

COUNCILMAN PANICO: Aye.

23

SUPERVISOR ROMAINE: Aye.

24

MS. LENT: Opposed?

25

(No response.)

1

2

MS. LENT: Motion carries.

3

SUPERVISOR ROMAINE: Okay.

4

Dan, do you want to take the next one?

5

COUNCILMAN PANICO: Sure.

6

I'll do 551 of 2020 sponsored by myself

7

and all of my colleagues is declaring the

8

month of October 2020 Breast Cancer Awareness

9

Month.

10

So moved.

11

COUNCILWOMAN CARTRIGHT: Second and if

12

I can just comment on that briefly.

13

As you all know, I'm a breast cancer

14

survivor, so I'm always thankful when my

15

colleagues come together and we recognize this

16

month every year. During this month, we

17

generally have a whole bunch of walks to

18

support breast cancer research and to provide

19

information on breast cancer, but because of

20

COVID, a lot of those, of course, are being

21

canceled, so I just ask that everyone

22

watching, you know, however you can support

23

breast cancer research and send out

24

information on early detection, to do that

25

even if it is virtually this month.

1

2

Thank you.

3

4

MS. LENT: Having been moved and
seconded, all those in favor?

5

COUNCILWOMAN BONNER: Aye.

6

COUNCILWOMAN CARTRIGHT: Aye.

7

COUNCILMAN FOLEY: Aye.

8

COUNCILMAN LaVALLE: Aye.

9

COUNCILMAN LOGUERCIO: Aye.

10

COUNCILMAN PANICO: Aye.

11

SUPERVISOR ROMAINE: Aye.

12

MS. LENT: Opposed?

13

(No response.)

14

MS. LENT: Motion carries.

15

Thank you.

16

17

SUPERVISOR ROMAINE: Okay. That ends
our resolution agenda.

18

19

Does anyone have any additional
resolutions?

20

21

22

23

24

25

COUNCILMAN PANICO: I just have one
comment and that is the budget that is now
presented, the Supervisor's budget, this Town,
it should be noted, is staying within the
state property tax cap, which is by no means
an easy feat, especially given these trying

1
2 times and while COVID has put the . . . put
3 every municipality into a tough situation. It
4 should be noted that the Town of Brookhaven
5 and every member of this board on an almost
6 daily basis keep in contact with each other,
7 have moved our budget, those people who follow
8 our meetings and our resolutions see that we
9 did not sit around simply letting grass grow
10 under our feet and then look to raise taxes as
11 some other municipalities are doing so. We've
12 adjusted accordingly and what the tax cap does
13 is prioritize -- forces your elected officials
14 to prioritize what they spend money on and it
15 should be noted that and I'm not singling out
16 any other municipalities, but COVID and the
17 COVID situation is a real situation for
18 everybody's finances, but the State came into
19 this year over \$6 billion in the red in
20 January, the County has their own fiscal
21 problems that everyone knows about and it's a
22 credit to every member who serves on this
23 board and especially the Supervisor, finance
24 team, Matt Miner, our chief of operations,
25 that we were able to keep and maintain the

1

2

level of services that residents of Brookhaven

3

have come to expect, but also stay within 1.56

4

percent, which is the state tax cap, so credit

5

to the Supervisor and to all of my colleagues,

6

you all work very hard and I'm honored to

7

serve with each and every one of you.

8

SUPERVISOR ROMAINE: Thank you.

9

COUNCILWOMAN BONNER: It was not an

10

easy budget, it was very -- COVID -- budgets

11

are always challenging, but COVID just made it

12

the most challenging budget in my years in

13

office that I've ever been, you know, it's a

14

hat tipped to everybody, especially the

15

finance team, the Supervisor's office and

16

especially Matt Miner. Great job by all.

17

SUPERVISOR ROMAINE: Absolutely. And

18

I'm going to just echo them at the end because

19

they don't get enough credit. Our finance

20

team, our Finance Commissioner, Tamara, our

21

director of operations, Matt Miner, they all

22

work together.

23

Let's look at some of the challenges.

24

Revenues were way down for our landfill

25

because there wasn't the construction debris

1
2 coming in. Revenues were way down for our
3 Building Department because of the building
4 permits and CO's that were down. Revenues
5 were down for our fire marshal's office. So
6 we had a reduction of revenues because of
7 COVID because we shut down society and despite
8 that, then we had the State that cut
9 20 percent of all of our State aid, all of our
10 State aid was cut by 20 percent and then we
11 had other setbacks that we had to face; for
12 example, the storm, Isaias, what is it,
13 Isaias, the storm that we had on August 4th,
14 we have got no federal aid for that. We have
15 got no federal aid for general government
16 operations, unlike the County and other
17 municipalities, as a Town government we have
18 got no aid and yet we were able to construct a
19 budget that is within the tax cap and provides
20 basic services for the residents of this Town
21 and the one thing that we debated and there
22 are other towns that have gone and passed the
23 cap and we talked about that and we said this
24 is as tough of a time as it is for us, so it
25 is for our taxpayers and the last thing we

1

2

need to do is pile on. We need to come in with a budget that is responsible, that is fiscally conservative, that is structurally balanced and provides the services that the residents need.

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

So thank you to Matt Miner, thank you to Tamara Branson, thank you to our Finance Commissioner, thank you to our finance team and thank you to all my colleagues because you all participated and helped. We're usually in contact not on a daily basis, certainly on every other day because we're on the phone, we're talking about how we can guide the Town forward and with that, I'm going to say thank you to everyone here for your support in helping this budget put together, it was not an easy one and we will look forward to going into the future united together for the residents and taxpayers of Brookhaven and with that, we have one minute for our public hearing to start and we will start exactly at 2:30, which is what, about 30 seconds away, Donna?

25

COUNCILWOMAN CARTRIGHT: Donna, you're

1

2

muted.

3

SUPERVISOR ROMAINE: You're muted,

4

Donna.

5

COUNCILWOMAN CARTRIGHT: Supervisor,

6

before we start --

7

MS. LENT: Yes.

8

COUNCILWOMAN CARTRIGHT: -- since we

9

have 30 seconds left, can I just give the

10

information for the census?

11

SUPERVISOR ROMAINE: Absolutely.

12

COUNCILWOMAN CARTRIGHT: Okay,

13

excellent.

14

So if you have not yet filled out the

15

census, you have until October 5th to fill out

16

the census and you can do that by going online

17

to my2020census.gov. You can also fill it out

18

via telephone and if you fill it out via

19

telephone, the phone number is (844)330-2020.

20

They have language support and they can get

21

everything online.

22

SUPERVISOR ROMAINE: Say the number

23

again.

24

COUNCILWOMAN CARTRIGHT: Absolutely.

25

(844)330-2020. Website is my2020census.gov.

1

2

Thank you.

3

SUPERVISOR ROMAINE: Thank you.

4

5

Okay. And with that, I'll turn it over to Donna Lent, our Town Clerk, so we can start our public hearings.

6

7

8

MS. EADERESTO: Donna, before you start, can I just make an announcement?

9

10

11

12

13

14

15

We have a number of people, they may just be watching the hearing, but our monitors are requesting if you're here to speak on a public hearing, please answer in the chat room and please let the monitors know which hearing you want to speak on so we can give you access. Thank you.

16

17

18

19

20

MS. LENT: Public hearing number one, Uniform Traffic Code amendments. Town Attorney Annette Eaderesto will be providing a brief summary of today's public hearing to amend the Uniform Traffic Code.

21

22

23

24

25

Legal notices for public hearings are published no less than ten days, no more than 20 days in one of the legal Town newspapers and my office has received a signed affidavit of publication from the newspaper.

1

2

MS. EADERESTO: Thank you.

3

Here's the brief summary:

4

5

Article 3, Section 3, Traffic Control
Signals; there's one addition in the Hamlet of
Ridge.

6

7

8

Article 6, Section 19, Prohibition of
U-turns; there's one addition in the Hamlet of
Yaphank.

9

10

11

12

Article 7, Section 25, Through
Highways; there is one deletion in the Hamlet
of Ridge.

13

14

15

16

Article 8, Section 30, Parking,
Standing and Stopping; there are two deletions
for segments of roadway in the Hamlet of Blue
Point.

17

18

19

20

21

Article 8, Section 33, Parking
Prohibited in Designated Areas; there are two
deletions and one addition for segments of
roadway in the hamlets of Blue Point and
Manorville.

22

23

24

25

Article 8, Section 36, Parking Time
Limited in Designated Locations; there are
five additions for segments of roadways in the
hamlets of Center Moriches and East Setauket.

1

2

Article 8, Section 39, Stopping in

3

Designated Locations; there are four deletions

4

and one addition of segments of roadway in the

5

Hamlet of Blue Point.

6

Thank you.

7

SUPERVISOR ROMAINE: Thank you.

8

Okay. I make a motion to close this

9

public hearing.

10

COUNCILWOMAN BONNER: Second.

11

MS. LENT: All those in favor?

12

COUNCILWOMAN BONNER: Aye.

13

COUNCILWOMAN CARTRIGHT: Aye.

14

COUNCILMAN FOLEY: Aye.

15

COUNCILMAN LaVALLE: Aye.

16

COUNCILMAN LOGUERCIO: Aye.

17

COUNCILMAN PANICO: Aye.

18

SUPERVISOR ROMAINE: Aye.

19

MS. LENT: Opposed?

20

(No response.)

21

MS. LENT: Motion to close carries.

22

COUNCILWOMAN BONNER: Motion to adopt.

23

COUNCILMAN PANICO: Second.

24

COUNCILMAN FOLEY: Second.

25

MS. LENT: I'm sorry, who was that

1

2

first second; was that you, Dan?

3

COUNCILMAN PANICO: It was.

4

MS. LENT: Okay.

5

All those in favor?

6

COUNCILWOMAN BONNER: Aye.

7

COUNCILWOMAN CARTRIGHT: Aye.

8

COUNCILMAN FOLEY: Aye.

9

COUNCILMAN LaVALLE: Aye.

10

COUNCILMAN LOGUERCIO: Aye.

11

COUNCILMAN PANICO: Aye.

12

SUPERVISOR ROMAINE: Aye.

13

MS. LENT: Opposed?

14

(No response.)

15

MS. LENT: Motion carries.

16

SUPERVISOR ROMAINE: Okay. We're onto

17

public hearing number two.

18

MS. LENT: Public hearing number two,

19

introductory Local Law #9 of 2020 to consider

20

enacting an introductory local law adding

21

Chapter 21 of the Code of the Town of

22

Brookhaven entitled "Sewer Use."

23

Legal notices for public hearings are

24

published no less than ten days, no more than

25

20 days prior to a public hearing in one of

1

2

the legal Town newspapers. My office has

3

received a signed affidavit of publication

4

from the newspaper.

5

My office is also in receipt of a

6

letter from Suffolk County Planning advising

7

this matter -- this is a matter for local

8

determination and should the board render a

9

decision today, this has been deemed a SEQRA

10

Type II action.

11

A letter from Suffolk County Planning

12

is dated September 17th.

13

Dear Ms. Lent:

14

Pursuant to the requirements of

15

Sections A 14-14 to A 14-25 of the Suffolk

16

County Administrative Code, the above

17

referenced application which has been

18

submitted to the Suffolk County Planning

19

Commission is considered to be a matter for

20

local determination as there is no apparent

21

significant county-wide or inter-community

22

impact(s). A decision of local determination

23

should not be construed as either an approval

24

or disapproval.

25

Signed Very truly yours,

1

2

Andrew P. Freleng

3

Chief Planner

4

5

SUPERVISOR ROMAINE: Okay. We have Leigh Rate from our Law Department to briefly explain this introductory law.

6

7

MS. RATE: Thank you.

8

9

This proposal is to add a new chapter to the Town code, Chapter 21 entitled "Sewer Use."

10

11

12

13

14

15

16

17

18

19

20

21

22

In 2014, the board adopted by resolution the sewer use ordinance for Brookhaven sewer district number two and this ordinance provided standards and regulations for the sewer district, but because it was not made part of the Town code, the Town lacked enforcement authority. So with this amendment, we would add the sewer use regulation standards and penalties to the Town code and allow the Town to issue violations, seek fines and to secure injunctive relief when necessary.

23

SUPERVISOR ROMAINE: Thank you.

24

Questions from the board?

25

(No response.)

1

2

SUPERVISOR ROMAINE: No questions.

3

Speakers on this?

4

MS. EADERESTO: No speakers,

5

Mr. Supervisor.

6

SUPERVISOR ROMAINE: No speakers.

7

I'll make a motion to close this public

8

hearing.

9

COUNCILMAN PANICO: Second.

10

MS. LENT: All those in favor?

11

COUNCILWOMAN BONNER: Aye.

12

COUNCILWOMAN CARTRIGHT: Aye.

13

COUNCILMAN FOLEY: Aye.

14

COUNCILMAN LaVALLE: Aye.

15

COUNCILMAN LOGUERCIO: Aye.

16

COUNCILMAN PANICO: Aye.

17

SUPERVISOR ROMAINE: Aye.

18

MS. LENT: Opposed?

19

(No response.)

20

MS. LENT: Motion to close carries.

21

SUPERVISOR ROMAINE: Make a motion to

22

adopt.

23

COUNCILMAN PANICO: Second.

24

MS. LENT: All those in favor?

25

COUNCILWOMAN BONNER: Aye.

1

2

COUNCILWOMAN CARTRIGHT: Aye.

3

COUNCILMAN FOLEY: Aye.

4

COUNCILMAN LaVALLE: Aye.

5

COUNCILMAN LOGUERCIO: Aye.

6

COUNCILMAN PANICO: Aye.

7

SUPERVISOR ROMAINE: Aye.

8

MS. LENT: Opposed?

9

(No response.)

10

MS. LENT: Motion carries.

11

Now we will go back to resolution 545,

12

please.

13

MS. EADERESTO: Correct.

14

MS. LENT: Back to the resolution, so

15

Dan, do you have that?

16

COUNCILMAN PANICO: I have it

17

somewhere. Here we go.

18

545 of '20 is to rescind resolution

19

number 2014-0555 adopting the Town of

20

Brookhaven sewer use ordinance.

21

So moved.

22

COUNCILMAN FOLEY: Second.

23

MS. LENT: All those in favor?

24

COUNCILWOMAN BONNER: Aye.

25

COUNCILWOMAN CARTRIGHT: Aye.

1

2

COUNCILMAN FOLEY: Aye.

3

COUNCILMAN LaVALLE: Aye.

4

COUNCILMAN LOGUERCIO: Aye.

5

COUNCILMAN PANICO: Aye.

6

SUPERVISOR ROMAINE: Aye.

7

MS. LENT: Opposed?

8

(No response.)

9

MS. LENT: Motion carries.

10

Thank you.

11

SUPERVISOR ROMAINE: Okay. We are now

12

onto public hearing number three.

13

MS. LENT: Public hearing number three

14

introductory Local Law #10 of 2020 to consider

15

enacting an introductory local law to amend

16

Chapter 85 entitled "Zoning," Article VII

17

entitled "Town Board Amendments," Section

18

85-81 entitled "Application Requirements" of

19

the code of the Town of Brookhaven.

20

Legal notices for public hearings are

21

published no less than ten days, no more than

22

20 days prior to a public hearing in one of

23

the legal Town newspapers. My office has

24

received a signed affidavit of publication

25

from the newspaper.

1

2

3

4

5

6

7

8

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23

24

25

We are also in receipt a letter from Suffolk County Planning advising that this is a matter of local determination and should the board render a decision today, this has been deemed a SEQRA Type II action.

Suffolk County Planning letter is dated September 17th:

Dear Ms. Lent:

Pursuant to the requirements of Sections A 14-14 to A 14-25 of the Suffolk County Administrative Code, the above referenced application which has been submitted to the Suffolk County Planning Commission is considered to be a matter for local determination as there is no apparent significant county-wide or inter-community impact(s). A decision of local determination should not be construed as either an approval or disapproval.

Signed Very truly yours,

Andrew P. Freleng

Chief Planner

MS. RATE: Thank you.

The purpose of this amendment is to

1

2

streamline and clarify the land use

3

application requirements that are set forth in

4

the Town code and these amendments were done

5

in conjunction with input from the Law

6

Department and the Planning Department and the

7

clerk's office. In particular, we reduced the

8

number of hard copies that are required from

9

18 to two. There are also documents that were

10

on the Planning Department's list and the Town

11

Clerk's list that were not set forth in the

12

code, so in this amendment the requirements

13

are set forth in more detail and are now

14

consistent throughout with each department.

15

SUPERVISOR ROMAINE: Okay.

16

Questions from the board?

17

COUNCILMAN PANICO: I just have one

18

comment, Leigh.

19

I think this is very good work. You'd

20

walk into the lobby and you'd see people

21

filing with dollies and hand trucks; 17 copies

22

of this, 18 copies of that, you know, it's

23

2020 and I think this is very good work.

24

MS. RATE: Yeah. I'd like to commend

25

John Doyle also for wrangling all the

1

2

different departments and putting it all into

3

context for us.

4

SUPERVISOR ROMAINE: Okay. Say thank

5

you to John.

6

COUNCILMAN PANICO: John Doyle.

7

COUNCILMAN FOLEY: The legend.

8

COUNCILMAN PANICO: He is.

9

So with that, I will make a motion to

10

close public hearing number three of

11

October 1, 2020.

12

SUPERVISOR ROMAINE: Second.

13

COUNCILMAN FOLEY: Second.

14

MS. LENT: Mr. Romaine.

15

All those in favor?

16

COUNCILWOMAN BONNER: Aye.

17

COUNCILWOMAN CARTRIGHT: Aye.

18

COUNCILMAN FOLEY: Aye.

19

COUNCILMAN LaVALLE: Aye.

20

COUNCILMAN LOGUERCIO: Aye.

21

COUNCILMAN PANICO: Aye.

22

SUPERVISOR ROMAINE: Aye.

23

MS. LENT: Opposed?

24

(No response.)

25

MS. LENT: Motion to close carries.

1

2

COUNCILMAN PANICO: I'll make a motion
to adopt public hearing number three of
October 1, 2020.

4

5

COUNCILMAN FOLEY: Second.

6

MS. LENT: All those in favor?

7

COUNCILWOMAN BONNER: Aye.

8

COUNCILWOMAN CARTRIGHT: Aye.

9

COUNCILMAN FOLEY: Aye.

10

COUNCILMAN LaVALLE: Aye.

11

COUNCILMAN LOGUERCIO: Aye.

12

COUNCILMAN PANICO: Aye.

13

SUPERVISOR ROMAINE: Aye.

14

MS. LENT: Opposed?

15

(No response.)

16

MS. LENT: Motion carries.

17

SUPERVISOR ROMAINE: Okay.

18

We're onto public hearing number four.

19

MS. LENT: Public hearing number four,

20

introductory Local Law 11 of 2020 to consider

21

an introductory local law amending Chapter 85

22

of the code of Town of Brookhaven entitled

23

"Zoning" by amending Section 85-734 entitled

24

"Application Procedure."

25

Legal notices for public hearings are

1

2

published no less than ten days and no more than 20 days prior to a public hearing in one of the legal Town newspapers. My office has received a signed affidavit of publication from the newspaper.

7

8

9

10

11

My office is also in receipt of a letter from Suffolk County Planning advising that this is a matter of local determination and should the board render a decision today, this has been deemed a SEQRA Type II action.

12

13

Suffolk County Planning letter again dated September 17th:

14

Dear Ms. Lent:

15

16

17

18

19

20

21

22

23

24

25

Pursuant to the requirements of Sections A 14-14 to A 14-25 of the Suffolk County Administrative Code, the above referenced application which has been submitted to the Suffolk County Planning Commission is considered to be a matter for local determination as there is no apparent significant county-wide or inter-community impact(s). A decision of local determination should not be construed as either an approval or disapproval.

1

2

Signed Very truly yours,

3

Andrew P. Freleng

4

Chief Planner

5

SUPERVISOR ROMAINE: Thank you.

6

And we have Leigh Rate to explain this

7

as well.

8

MS. RATE: Thank you.

9

The Munsell Road overlay district was

10

adopted and made effective in August of 2018.

11

Per that new code, all the property owners

12

were required to submit a change of use

13

application to the Planning Department within

14

two years and this amendment would extend that

15

time by six months and allow applications to

16

be submitted until March 21, 2021.

17

SUPERVISOR ROMAINE: Okay.

18

Questions from the board?

19

(No response.)

20

SUPERVISOR ROMAINE: Is there any

21

public speakers on this?

22

(No response.)

23

SUPERVISOR ROMAINE: None?

24

I'll make a motion to close the public

25

hearing.

1

2

COUNCILMAN FOLEY: Second.

3

MS. LENT: All those in favor?

4

COUNCILWOMAN BONNER: Aye.

5

COUNCILWOMAN CARTRIGHT: Aye.

6

COUNCILMAN FOLEY: Aye.

7

COUNCILMAN LaVALLE: Aye.

8

COUNCILMAN LOGUERCIO: Aye.

9

COUNCILMAN PANICO: Aye.

10

SUPERVISOR ROMAINE: Aye.

11

MS. LENT: Opposed?

12

(No response.)

13

MS. LENT: Motion to close carries.

14

COUNCILMAN PANICO: I'll move a

15

resolution of adoption of Local Law number 11

16

amending Chapter 85 of the code of the Town of

17

Brookhaven entitled "Zoning" by amending

18

Section 85-734 entitled "Application

19

Procedure."

20

So moved.

21

COUNCILMAN FOLEY: Second.

22

MS. LENT: All those in favor?

23

COUNCILWOMAN BONNER: Aye.

24

COUNCILWOMAN CARTRIGHT: Aye.

25

COUNCILMAN FOLEY: Aye.

1

2

COUNCILMAN LaVALLE: Aye.

3

COUNCILMAN LOGUERCIO: Aye.

4

COUNCILMAN PANICO: Aye.

5

SUPERVISOR ROMAINE: Aye.

6

MS. LENT: Opposed?

7

(No response.)

8

MS. LENT: Motion carries.

9

SUPERVISOR ROMAINE: Okay.

10

We're onto public hearing number five,

11

although I understand it's going to be

12

adjourned till November 19th.

13

Do you want to open it first, Donna?

14

MS. LENT: It has been opened

15

previously, so I'll just say that it relates

16

to the premises located at 38 Parkside Avenue,

17

Miller Place, New York and I will take a

18

motion to adjourn I understand to November 19,

19

2020 at 2:30 p.m.; who would like to move

20

that?

21

SUPERVISOR ROMAINE: I'll move it.

22

COUNCILWOMAN BONNER: I'll make that

23

motion.

24

SUPERVISOR ROMAINE: Have Jane and I'll

25

second it, how's that?

1

2

MS. LENT: Okay.

3

All those in favor?

4

COUNCILWOMAN BONNER: Aye.

5

COUNCILWOMAN CARTRIGHT: Aye.

6

COUNCILMAN FOLEY: Aye.

7

COUNCILMAN LaVALLE: Aye.

8

COUNCILMAN LOGUERCIO: Aye.

9

COUNCILMAN PANICO: Aye.

10

SUPERVISOR ROMAINE: Aye.

11

MS. LENT: Opposed?

12

(No response.)

13

MS. LENT: Motion to adjourn carries.

14

Thank you.

15

SUPERVISOR ROMAINE: Okay.

16

We move onto public hearing number six,

17

which is likewise going to be adjourned till

18

November 19th.

19

I'll turn it over to Donna.

20

MS. LENT: This also has been

21

previously opened, so and this is a public

22

hearing for the premises located at 551 Post

23

Avenue, Bellport, New York and I understand it

24

will be adjourned, a motion to adjourn to

25

November 19, 2020 at 2:30 p.m.

1

2

May I have that motion to adjourn?

3

SUPERVISOR ROMAINE: So moved.

4

COUNCILWOMAN CARTRIGHT: So moved.

5

MS. LENT: Mr. Romaine.

6

And a second, please?

7

COUNCILMAN LOGUERCIO: Second.

8

SUPERVISOR ROMAINE: Mr. Loguercio --

9

MS. LENT: I'm sorry, Mr. Loguercio

10

second.

11

All those in favor?

12

COUNCILWOMAN BONNER: Aye.

13

COUNCILWOMAN CARTRIGHT: Aye.

14

COUNCILMAN FOLEY: Aye.

15

COUNCILMAN LaVALLE: Aye.

16

COUNCILMAN LOGUERCIO: Aye.

17

COUNCILMAN PANICO: Aye.

18

SUPERVISOR ROMAINE: Aye.

19

MS. LENT: Opposed?

20

(No response.)

21

MS. LENT: Motion to adjourn carries.

22

SUPERVISOR ROMAINE: Okay.

23

We are onto public hearing number

24

seven.

25

MS. LENT: Public hearing number seven,

1

2

determination of the premises located at 1645

3

Montauk Highway, Bellport, New York, to be

4

unsafe as defined by Chapter 73 pursuant to

5

the engineer's report of Cashin, Spinelli &

6

Ferretti, LLC.

7

The owner or other persons having an

8

interest in the premises may be heard with

9

respect to the condition of the premises and

10

the actions necessary to secure or remove

11

same.

12

Legal notices for public hearings are

13

published no less than ten days, no more than

14

20 days prior to a public hearing in one of

15

the legal Town newspapers. My office has

16

received a signed affidavit of publication

17

from the newspaper. Should the board render a

18

decision, this has been deemed a SEQRA Type II

19

action.

20

Thank you.

21

SUPERVISOR ROMAINE: Thank you.

22

I understand that this was a former

23

animal hospital in North Bellport. We have

24

the irrepensible Brendan Sweeney to give us a

25

little bit of information on this.

1

2

MR. SWEENEY: Yes, Mr. Supervisor and members of the Town board.

3

4

The owner of this property is Yogi Enterprises of New York, Incorporated.

5

6

They've owned it since September 2nd of 2010.

7

There's no mortgage on the property, taxes

8

were not paid with the Town by the cutoff

9

period, I was unable to get a hold of the

10

County because they're behind right now on if

11

they could tell me if they paid with the

12

County late.

13

It's verified vacant, but not

14

registered vacant. Asbestos is present.

15

We had two inspections done. We had

16

one done by Cashin, Spinelli & Ferretti on

17

July 27th of this year and Inspector

18

Incagliato followed up, looked at the state of

19

it just a couple days ago of the 29th.

20

In terms of violations, we had three

21

waste management violations for the grass; one

22

in 2016, one in 2018 and one in 2019. In all

23

three cases, the Town performed the cleanup

24

and a lien was placed on the property.

25

In terms of board and secures, we

1

2

initially boarded this property in 2015 and we reboarded in 2017.

3

4

5

6

7

8

9

In terms of contact, we contacted Yogi Enterprises at an address at 54 Bobwhite in Hicksville. In terms of correspondence, we did not receive any correspondence with the owner or representatives of the owner since we opened this demolition hearing process.

10

11

12

13

14

Subject property is 44 by 67 wood frame single story commercial structure on a concrete block foundation over a crawlspace. There is also an accessory building at the rear of the property that measures 30 by 50.

15

16

17

18

19

20

21

22

The main structure is clad with vinyl and wood siding and an asphalt shingle roof and is in poor condition. The roof is old, worn and as you can see by pictures, has multiple large holes through the interior. The siding and fascia on this building are dilapidated, gutters are broken or missing entirely.

23

24

25

In terms of the accessory structure, there's deteriorating roof, siding, fascia and gutters. The chimney has concrete blocks that

1

2

are loose and crumbling and the building is

3

divided into two units, one of which was

4

occupied at the time by a squatter.

5

The interior is in extremely poor

6

condition as well. There are fallen ceilings

7

throughout due to prolonged exposure to

8

moisture to water from holes in the roof.

9

Trash debris and suspect mold are found

10

throughout the interior. The crawl space,

11

which is accessible from the exterior, has

12

main support beams that are broken and

13

partially burned.

14

In terms of the accessory building, the

15

inside is poor condition with damaged walls,

16

suspect mold and unsanitary conditions

17

throughout. The building is boarded up, but

18

the site is not secure, constituting a public

19

safety hazard.

20

In terms of the inspection that Senior

21

Building Inspector Incagliato noted, he said

22

that conditions have remained the same from

23

when we inspected it in July compared to now

24

in September.

25

In terms of violations, from the 2020

1

2

Property Maintenance Code of New York State,

3

we have violations of chapters one and

4

chapters three. In terms of the 2020 code --

5

Fire Code of New York State, we have

6

violations of Chapter 3, sections 301 and 311

7

and from the code of the Town of Brookhaven,

8

we have violations of chapters 49 and 73.

9

Pursuant to the above definitions, the

10

building is considered unsafe, lacks

11

maintenance, is in an advanced state of

12

disrepair, unsanitary and unfit for human

13

occupancy. Due to its extreme poor condition

14

and rapid deterioration, the engineers believe

15

this site poses a threat to the health, safety

16

and general welfare of the public.

17

Based on prior mentioned inspections,

18

the owner has not corrected the existing

19

defects nor made required repairs to the

20

structure.

21

Due to the dilapidated and unsafe

22

condition of the building, the rate of

23

deterioration from lack of maintenance and

24

numerous violations of State and Town codes,

25

it's recommended that this structure be

1

2

demolished.

3

SUPERVISOR ROMAINE: Thank you.

4

I believe Ghulam Sarwar wishes to speak

5

on this.

6

MS. EADERESTO: Correct,

7

Mr. Supervisor.

8

Monitors, can you let Mr. Sarwar in?

9

COUNCILMAN FOLEY: Does Mr. Sarwar own

10

this property?

11

COUNCILMAN PANICO: We're about to find

12

out.

13

MR. SWEENEY: It's my understanding

14

that he does, he owns it through the Yogi

15

Enterprises; I was down in the Building

16

Department earlier today and I remember seeing

17

a document that had that company name and the

18

"from" was from him, so it's my understanding

19

he is the owner.

20

SUPERVISOR ROMAINE: Okay.

21

Is he on now; I saw him in the chat

22

room saying he wanted to speak on this?

23

MS. EADERESTO: Yes, he's in.

24

Mr. Sarwar?

25

MR. SARWAR: Yes, good afternoon,

1

2

Mr. Supervisor --

3

MS. EADERESTO: Wait for the Town

4

Clerk.

5

Donna, you want to swear him in?

6

MS. LENT: Oh, God.

7

MS. EADERESTO: Donna?

8

MS. LENT: I'm here.

9

Mr. Sarwar, raise your right hand,

10

please.

11

Do you swear to tell the truth, the

12

whole truth and nothing but the truth so held

13

you God?

14

MR. SARWAR: Yes.

15

MS. LENT: I'm going to start a clock,

16

you won't see it, but I have a clock here and

17

when it gets to five minutes, I will stop you,

18

but you'll have five minutes to speak.

19

You can start.

20

MR. SARWAR: Good afternoon,

21

Mr. Supervisor and the councilmen and Town

22

board member.

23

I have no any problem, I can demolish

24

this building and I have to apply for

25

according to that when I get the building

1

2

permit, the demolition, I need first to

3

electric and also National Grid and water,

4

Suffolk Water, I can apply for it now and when

5

I get that permit, right away I can do

6

demolish the building.

7

SUPERVISOR ROMAINE: Wonderful.

8

Mr. Sarwar, we would like you to stay

9

in touch with Brendan Sweeney; he will contact

10

you and give you his contact information.

11

The way this works, sir, is I believe

12

the board will vote to demolish this now,

13

which means that we will not do anything for

14

30 days. Within that 30 days, should you

15

apply for a demo permit, a demolition permit,

16

then we're not going to do anything and then

17

we're going to wait to see and if you actually

18

do demolish it, then we're not going to take

19

any action. But if you don't, then we'll move

20

ahead based on today's resolution, so . . .

21

not that that's . . . that's just to let you

22

know how this will work.

23

MS. EADERESTO: Mr. Supervisor, Brendan

24

may and the Law Department may already have

25

some shutoffs, so I just tell Mr. Sarwar to

1

2

please check with the Law Department and we

3

can help you with some of those items.

4

5

MR. SWEENEY: I can already note I do

6

have an email confirming that water was shut

7

off and I'm looking for National Grid and the

electric right now as we speak.

8

9

SUPERVISOR ROMAINE: Mr. Sweeney, would

10

you give Mr. Sarwar your contact number,

telephone number, where he can reach you?

11

12

MR. SWEENEY: Yes, I'm going to message

him in the chat right now so that way he has

13

it.

14

SUPERVISOR ROMAINE: Wonderful.

15

COUNCILMAN LOGUERCIO: Brendan, is

16

there gas in here, also --

17

18

MR. SARWAR: I request, Mr. Supervisor,

I request only as soon as possible they can

19

give me demolition permit. I can do right

20

away, but in case if they don't give me 30-day

21

demolition permit, I can apply for it

22

tomorrow, it's not my fault anything.

23

SUPERVISOR ROMAINE: No, no, no, no,

24

we'll take care of you getting the demolition

25

permit.

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MR. SARWAR: Thank you.

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MR. SARWAR: Can I speak one minute?

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SUPERVISOR ROMAINE: Sure.

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MR. SARWAR: There's a lot of veteran that in Bellport, they're looking for if you allow me, tomorrow I can apply for building permit, I can fix the whole completed building and I give to veteran, at least to one here so

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they can live there now and living.

MS. EADERESTO: No.

Mr. Supervisor, this would need an engineered set of plans, it's not something that can happen tomorrow as Mr. Sarwar suggests. This is not an easy road.

The recommendation -- and it's a hazardous condition, we've already had squatters in it -- is to demolish this. This is one of the little bit beyond repair and veterans can't live in it, it's a commercial structure, it's probably on commercial property since it's on Montauk Highway, so I wouldn't want to get off the track here of getting a demolition permit within the next 30 days.

SUPERVISOR ROMAINE: No, but Mr. Sarwar has the ability to either come in and give us plans to fix it up or come in and give us plans to demolish it.

MS. EADERESTO: And it would be as a commercial structure and --

MR. SWEENEY: It is zoned J 6 business.

MS. EADERESTO: Zone J 6, so --

1

2

SUPERVISOR ROMAINE: Which is downtown
business.

3

4

Please stay in touch with Mr. Sweeney
and he can guide you so you don't make any
investments that are not going to pay off.

5

6

7

COUNCILMAN FOLEY: Mr. Sarwar, I think
it's better off you definitely demolish this
building, you've had five years and we're at
point where it's time for action and we want
to move forward and demolish this building.

10

11

12

MS. LENT: Do I have a motion to close
if there are no other speakers --

13

14

COUNCILMAN LOGUERCIO: A motion to
close public hearing number seven.

15

16

COUNCILMAN FOLEY: I will second that.

17

MS. LENT: All those in favor?

18

COUNCILWOMAN BONNER: Aye.

19

COUNCILWOMAN CARTRIGHT: Aye.

20

COUNCILMAN FOLEY: Aye.

21

COUNCILMAN LaVALLE: Aye.

22

COUNCILMAN LOGUERCIO: Aye.

23

COUNCILMAN PANICO: Aye.

24

SUPERVISOR ROMAINE: Aye.

25

MS. LENT: Opposed?

1

2

(No response.)

3

MS. LENT: Motion to close carries.

4

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COUNCILMAN LOGUERCIO: I have a resolution of adoption determining the premises at 1645 Montauk Highway in Bellport, New York, to be unsafe as defined by Chapter 73 pursuant to the engineer's report of Cashin, Spinelli & Ferretti, LLC.

10

So moved.

11

COUNCILMAN FOLEY: I will second that.

12

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COUNCILMAN LOGUERCIO: To that motion a second, Mr. Supervisor, I just want to say thank you to yourself, it's been your effort and my effort along with the total support of our colleagues on the board in cleaning up that entire corridor in Bellport and Brookhaven and East Patchogue, so thank you to you, Mr. Supervisor and to all our colleagues on the board for their support.

21

Thank you.

22

SUPERVISOR ROMAINE: Thank you.

23

24

MS. LENT: Having been moved and seconded, all those in favor?

25

COUNCILWOMAN BONNER: Aye.

1

2

COUNCILWOMAN CARTRIGHT: Aye.

3

COUNCILMAN FOLEY: Aye.

4

COUNCILMAN LaVALLE: Aye.

5

COUNCILMAN LOGUERCIO: Aye.

6

COUNCILMAN PANICO: Aye.

7

SUPERVISOR ROMAINE: Aye.

8

MS. LENT: Opposed?

9

(No response.)

10

MS. LENT: Motion to adopt carries.

11

Thank you.

12

SUPERVISOR ROMAINE: Mr. Sarwar, please

13

stay in touch with Brendan Sweeney.

14

MR. SARWAR: Yes, I can do tomorrow,

15

sir.

16

SUPERVISOR ROMAINE: He'll send you his

17

contact information.

18

MR. SWEENEY: It's already been sent

19

over, I messaged him privately.

20

SUPERVISOR ROMAINE: Okay.

21

MR. SARWAR: Have a nice day.

22

MS. LENT: And you can remove

23

Mr. Sarwar from the room, please.

24

SUPERVISOR ROMAINE: Right. Okay.

25

We are onto the next public hearing,

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public hearing number eight.

MS. LENT: Public hearing number eight, determination of the premises located at 19 Overlook Drive, Mastic, New York, to be unsafe as defined by Chapter 73 pursuant to the engineer's report of Cashin, Spinelli & Ferretti, LLC.

The owner or other persons having an interest in the premises may be heard with respect to the condition of the premises and the actions necessary to secure or remove same.

Legal notices for public hearings are published no less than ten days, no more than 20 days in one of the legal Town newspapers prior to the public hearing. My office has received a signed affidavit of publication from the newspaper and should the board render a decision, this has been deemed a SEQRA Type II action.

SUPERVISOR ROMAINE: Thank you and we have Brendan Sweeney to tell us a little bit about 19 Overlook Drive, Mastic, which obviously uses a lot of stone in that

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construction.

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COUNCILMAN PANICO: Before we start, I want to say this is the second time we're having this hearing and this is testament to the fact that the Town of Brookhaven, our Law Department, our Waste Management Department, this Town board tries to work with people in an effort to get these properties either rehabbed or torn down on their own.

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When you look at that front structure of the building, anyone watching this may say oh, it doesn't look that bad. If you recall -- and we're going to get into it, Mr. Sweeney's going to get into it -- this was the property almost a year ago I had told the Town board it looks like it was hit by an asteroid and I'll let Mr. Sweeney take it away from there and I'll have everyone know that the condition of the property certainly has not improved with time.

22

Mr. Sweeney, it's yours.

23

24

MR. SWEENEY: Thank you, Supervisor and Councilman Panico.

25

So the owner of this property had

1

2

changed since the last hearing of this. It is

3

now owned by a Francois Wilfrid Jean since

4

April 10th of 2019. No mortgage is on this

5

property. The taxes like the previous

6

property are unpaid for this year with the

7

Town.

8

MS. LENT: Excuse me one moment, excuse

9

me, Brendan.

10

Someone, we have somebody in the

11

meeting, Mr. Sarwar is still here and there

12

are voices coming over, so please, remove him

13

from the meeting. Thank you.

14

Go ahead, Brendan.

15

MR. SWEENEY: Okay.

16

This one was on our vacant registry

17

back in 2018; however, neither the previous

18

owner nor the current owner renewed it to be

19

on the vacant registry as of now.

20

No asbestos is found on this property

21

and three inspections have been conducted: one

22

by Cashin, Spinelli & Ferretti, January 15,

23

2019, which was when we initially -- was

24

around the time we initially heard it the

25

first time; Inspector Incagliato did a

1

2

follow-up March 13, 2019 and then he did

3

another follow-up a couple of days ago at this

4

property and I will -- he noted that

5

conditions have worsened since we last heard

6

this property a year ago.

7

We initially boarded it at one point in

8

May of 2018 and we reboarded it again

9

September of 2020.

10

As Councilman Panico noted, you did

11

vote to approve demolition of this home back

12

on March 14th of 2019. At the time, three

13

permits were in the works with the Building

14

Department for this property by the homeowner.

15

As of 4/10/2020, all three of them either

16

expired or they were denied in various stages,

17

plans or permit review and the owner never

18

followed up to try and make any further

19

attempts to get the permits into compliance

20

and make any work.

21

It was decided that we should hold this

22

hearing due to the time that had passed and no

23

correspondence has been received from the

24

owner since we reopened this process again in

25

July of 2020.

1

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We contacted Mr. Jean at an address in Jamaica in New York, in Queens and now for the property.

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Subject building is 40 by 84, two-story wood frame residence construction with a basement constructed on concrete block foundation. It's clad with stone veneer and wood siding and a combination of asphalt shingle and flat roll roofing. It's in extremely poor condition.

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As mentioned in previous reports, a large portion of the east side of the building has collapsed and some of the remaining structure is unstable. The property has been cleaned up in the front and a chain link fence was previously there to keep trespassers out. This fence was compromised, though and the site is now open to trespassers.

20

21

22

23

24

Debris from the collapse has not been removed and remains in a dangerous condition. The west side of the building continues to deteriorate and the structure on this side is severely compromised.

25

The flat roof scuppers on the west side

1

2

direct water down the side of the building,

3

resulting in a rotting of structural members

4

that you'll be able to see in the basement and

5

the first floor.

6

At the rear of the building, steel

7

columns support the overhang are rusted

8

through and broken away, leaving the overhang

9

without support and also at the rear, the

10

center steel columns supporting the deck above

11

has fallen away. The overhang and the deck

12

are not properly supported and over time they

13

will both sag and collapse. At the deck

14

level, the building is protected only by

15

deteriorating OSB board sheathing. The soffit

16

above the front entrance is detached and

17

hanging. There's several holes seen through

18

the roof as seen from the interior. There's

19

no gutters, it's not maintained and navigation

20

around this property is difficult.

21

The interior has been cleaned out of

22

all personal belongings and furniture,

23

allowing the closer inspection of the exterior

24

walls. At the west side of the first floor in

25

the basement, some serious deterioration of

1

2

the exterior walls is observed. Sill plates,
3 floor joists and sheathing are severely rotted
4 due to prolonged exposure to moisture and
5 there are holes through the exterior.

6

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Eventually if left unattended, this
west side of the structure could potentially
collapse like the east side. There's swollen
ceilings and various locations throughout. On
the second floor, there's ceilings open to the
exterior in a bathroom and in one of the
bedrooms. There is also suspect mold located
throughout the building, especially in the
basement.

15

16

17

18

19

It's only -- at the time of Cashin,
Spinelli, it was only partially boarded up and
we boarded it further since then, but the site
is not secure, constituting a public safety
hazard.

20

21

22

As I noted before, Inspector Incagliato
noted that conditions had only worsened on
this property since our last inspection.

23

24

In terms of violations, we have from
the following:

25

From the 2015 International Property

1

2

Maintenance Code, we have violation of Chapter

3

One, Section 101 and 108; from Chapter Three

4

we have violations of sections 301, 302 and

5

304. From the 2015 International Fire Code,

6

we have violations of Chapter Three, sections

7

301 and 311 and from the code of the Town of

8

Brookhaven, we have violations of chapters 49

9

and 73.

10

Pursuant to the above definition, the

11

building is considered unsafe, lacks

12

maintenance, is in a state of extreme

13

disrepair, unsanitary and unfit for human

14

occupancy.

15

Due to its poor condition and rapid

16

deterioration, they believe the site poses a

17

threat to the health, safety and general

18

welfare of the public.

19

Based on the prior mentioned

20

inspections and the expiration of the building

21

permits, the owner has not corrected the

22

existing defects nor made required repairs to

23

the structure.

24

Due to dilapidated and unsafe condition

25

of the building, rate of deterioration and

1

2 numerous violations of State and Town codes,
3 it's recommended it be demolished.

4

SUPERVISOR ROMAINE: Okay.

5

6

Is there any questions from any board
members?

7

8

COUNCILMAN PANICO: I just -- I have
just one more comment.

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Although Mr. Sweeney did say the
property has been boarded now on a number of
occasions, the property's impossible to
secure. As everyone saw to the east side of
the property, it is just a wide huge gaping
hole where the house partially collapsed. It
is my fear that as the colder weather
approaches, you're going to have people
invariably try to move into here, potentially
light a fire and I would hate to see the
occupants in there or firefighters going in to
save those people be harmed and I would like
to ask Annette if there is a requirement or if
there is not a requirement to give the 30 days
on this property because this is the second
hearing, we've had this hearing before, I'll
leave it up to the Law Department, but I'd

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2

like to get this down as soon as we can within
the confines of the law.

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MS. EADERESTO: There is no
requirement, that's a courtesy the board
gives; however, I don't know that we have all
the shutoffs, but if you want to just do less
than 30 days, that's certainly within your
wherewithal, I can change the resolution of
adoption.

11

12

MR. SWEENEY: I'll check on the
shutoffs right now to see if we've --

13

14

15

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17

SUPERVISOR ROMAINE: Can we change it
to instead of 30 days, why don't we change it
on this particular one to when all the
shutoffs are given and it's suitable for
demolition?

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MR. SWEENEY: So in the previous
hearing when we did it back in 2019, we had
confirmation from National Grid and from PSE&G
that they were both shut off, so the only one,
if those are still standing, the only thing
that would be outstanding would be water and I
can look in to find out if that's been done as
well.

1

2

SUPERVISOR ROMAINE: Check on all
shutoffs, Brendan, please.

3

4

COUNCILMAN FOLEY: This should be
pushed, this should be pushed, this should be
expedited, this is a little bit of an
emergency situation.

5

6

7

8

SUPERVISOR ROMAINE: Okay.

9

10

MS. EADERESTO: And Waste Management
can take this down; as Mr. Sweeney stated,
there is no asbestos in this.

11

12

SUPERVISOR ROMAINE: Right.

13

14

Now there's no speakers on this public
hearing?

15

16

MS. EADERESTO: No, there are not,
Mr. Supervisor.

17

18

SUPERVISOR ROMAINE: So with that, I'm
going to allow Councilman Panico to close this
public hearing.

19

20

COUNCILMAN PANICO: I'm going to move
to close public hearing number eight of
October 1, 2020.

21

22

23

COUNCILMAN FOLEY: Second.

24

MS. LENT: All those in favor?

25

COUNCILWOMAN BONNER: Aye.

1

2 COUNCILWOMAN CARTRIGHT: Aye.

3 COUNCILMAN FOLEY: Aye.

4 COUNCILMAN LaVALLE: Aye.

5 COUNCILMAN LOGUERCIO: Aye.

6 COUNCILMAN PANICO: Aye.

7 SUPERVISOR ROMAINE: Aye.

8 MS. LENT: Opposed?

9 (No response.)

10 MS. LENT: Motion to close carries.

11 SUPERVISOR ROMAINE: The resolution of
12 adoption determining the premises at 19
13 Overlook Drive, Mastic, New York, to be unsafe
14 as defined by Chapter 73 pursuant to the
15 engineer's report of Cashin, Spinelli &
16 Ferretti, I will note that the resolution of
17 adoption is amended to be as soon as possible
18 under all relevant laws.

19 COUNCILMAN FOLEY: Second.

20 MS. LENT: All those in favor?

21 COUNCILWOMAN BONNER: Aye.

22 COUNCILWOMAN CARTRIGHT: Aye.

23 COUNCILMAN FOLEY: Aye.

24 COUNCILMAN LaVALLE: Aye.

25 COUNCILMAN LOGUERCIO: Aye.

1

2

COUNCILMAN PANICO: Aye.

3

SUPERVISOR ROMAINE: Aye.

4

MS. LENT: Opposed?

5

(No response.)

6

MS. LENT: Motion carries.

7

SUPERVISOR ROMAINE: Okay.

8

We are onto public hearing number nine.

9

MS. LENT: Public hearing number nine,

10

determination of the premises located at 53

11

Glenmere Lane, Coram, New York, to be unsafe

12

as defined by Chapter 73 pursuant to the

13

engineer's report of Cashin, Spinelli &

14

Ferretti, LLC.

15

The owner or other persons having an

16

interest in the premises may be heard with

17

respect to the condition of the premises and

18

the actions necessary to secure or remove

19

same.

20

Legal notices for public hearings are

21

published no less than ten days, no more than

22

20 days prior to a public hearing in one of

23

the legal Town newspapers. My office has

24

received a signed affidavit of publication

25

from the newspaper. Should the board render a

1

2

decision, this has been deemed a SEQRA Type II

3

action.

4

SUPERVISOR ROMAINE: Okay, thank you.

5

We have Brendan Sweeney to explain 53

6

Glenmere Lane in Coram.

7

MR. SWEENEY: Yes.

8

So 53 Glenmere Lane is owned under the

9

name of a Dona Hamilton, she's owned it since

10

July 26th of 2005. There are two mortgages on

11

this property, one with Deutsche Bank that

12

they've had since October 11th of 2011 and a

13

Somerset Investors Corp., who has had an

14

interest since July 26th of 2005. Taxes are

15

paid to date. It is registered with us for

16

this current present year of 2020. Asbestos

17

is present and we had two inspections

18

conducted, one by Cashin, Spinelli & Ferretti

19

on July 27th of 2020 and one by Inspector

20

Incagliato on September 29th of 2020.

21

We had one litter violation in 2018

22

that the Town cleaned up the same year and we

23

had it initially boarded in 2017 for this

24

home.

25

We contacted numerous property. We

1

2

contacted Ms. Hamilton, we contacted Deutsche

3

Bank, we contacted Somerset Investors Corp.,

4

we contacted another mortgage company in

5

Rochester, we contacted what I believe was the

6

mortgage entity's attorneys because there is a

7

foreclosure on this property. We also

8

contacted Altisource, who was retained as the

9

property management company for this property.

10

Altisource has been in touch with the

11

Law Department regarding it. At one point

12

they were doing work without a permit and a

13

stop work order was issued. Since that stop

14

work order was issued, they have not

15

progressed any further with working on the

16

home or coming to us to get a permit and at a

17

previous date after that stop work order was

18

issued, they now state that they are unable to

19

do anything further until the foreclosure

20

process is complete.

21

Subject building is a 40 by 42 wood

22

frame two-story residential structure with a

23

basement resting on concrete foundation. It's

24

clad with vinyl and asbestos shingle siding

25

and an asphalt shingle roof and is in poor

1

2

condition. The roof is old, worn and based on

3

conditions observed at the interior, it's not

4

watertight. The siding is broken and missing

5

in areas, the fascia is deteriorating

6

throughout. The exposed ends of the ridge and

7

eave beams are rotting.

8

The second story deck at the front of

9

the building is dilapidated and the railing is

10

in dangerous of collapse. A hole through the

11

deck roofing has caused serious water damage

12

to the exterior wall below as well as the

13

support beam under the deck, itself. This

14

beam is rotted away from the exterior wall and

15

no longer provides support for this end of the

16

deck.

17

The roof in this area is still open to

18

the interior of the building. A new wood

19

railing was installed at the exterior basement

20

steps as well as new asphalt on the driveway.

21

The interior is also in poor condition with

22

deteriorating household items, trash and

23

debris throughout and suspect mold present.

24

It's partially gutted. At the front of the

25

house, there's a hole through the roof and

1

2

water infiltration is causing rotting in the walls and the floor.

3

4

On the second floor, water is noted on the floor, indicating a roof leak. The basement is damp and full of trash.

5

6

7

Everything is boarded up, but the site is not secure, constituting a public safety hazard.

8

9

Senior Building Inspector Incagliato noted that the conditions have remained the same and no work has been performed.

10

11

12

Numerous violations were observed including the following:

13

14

From the 2020 Property Maintenance Code of New York State, we have violations of Chapter One, sections 101 and 107, Chapter Three, sections 301 and 304. From the 2015 Fire Code of New York State, we have violations of Chapter Three --

15

16

17

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19

20

MS. LENT: I'm frozen.

21

MR. SWEENEY: -- sections 301 and 311 and from the code of the Town of Brookhaven, I have chapters 49 and 73.

22

23

24

Pursuant to the above definition, the building is considered unsafe, lacks

25

1

2

maintenance, is in an advanced state of

3

disrepair, unsanitary and unfit for human

4

occupancy.

5

Due to its very poor condition and

6

rapid deterioration, the engineers believe

7

this site poses a threat to the health, safety

8

and general welfare of the public.

9

Based on prior mentioned inspections,

10

the owner has not corrected those existing

11

defects nor made required repairs to the

12

structure.

13

It is noted that some repair work has

14

been performed over the past year and a half,

15

but it's mostly cosmetic. It is thus the

16

engineer's recommendation that the structure

17

is unsafe and if it cannot be reasonably

18

repaired to meet Town codes in a -- and State

19

codes in a timely manner, it should be

20

demolished.

21

SUPERVISOR ROMAINE: Okay.

22

Questions from the board?

23

(No response.)

24

SUPERVISOR ROMAINE: No questions.

25

Do we have any speakers on this?

1

2

(No response.)

3

SUPERVISOR ROMAINE: No speakers.

4

I move to close this public hearing.

5

COUNCILWOMAN BONNER: I'll make a

6

motion to close.

7

SUPERVISOR ROMAINE: Second.

8

Okay?

9

COUNCILMAN PANICO: I think Donna may

10

have froze.

11

SUPERVISOR ROMAINE: Okay.

12

COUNCILMAN PANICO: All right, I'll

13

take it --

14

MS. EADERESTO: Supervisor, you can

15

call it, all those in favor --

16

COUNCILWOMAN BONNER: I made the

17

motion, Ed seconded it.

18

SUPERVISOR ROMAINE: Yes, that's

19

correct.

20

MS. EADERESTO: So all those in favor?

21

COUNCILWOMAN BONNER: Aye.

22

COUNCILWOMAN CARTRIGHT: Aye.

23

COUNCILMAN FOLEY: Aye.

24

COUNCILMAN LaVALLE: Aye.

25

COUNCILMAN LOGUERCIO: Aye.

1

2 COUNCILMAN PANICO: Aye.

3 SUPERVISOR ROMAINE: Aye.

4 MS. EADERESTO: All right. Hearing is

5 closed.

6 COUNCILWOMAN BONNER: Resolution of

7 adoption determining the premises at 53

8 Glenmere Lane, Coram, New York, Suffolk County

9 tax numbers are provided to be unsafe as

10 defined by Chapter 73 pursuant to the

11 engineer's report of Cashin, Spinelli &

12 Ferretti, LLC.

13 So moved.

14 COUNCILMAN LaVALLE: Second.

15 SUPERVISOR ROMAINE: Second.

16 MS. EADERESTO: All those in favor?

17 COUNCILWOMAN BONNER: Aye.

18 COUNCILWOMAN CARTRIGHT: Aye.

19 COUNCILMAN FOLEY: Aye.

20 COUNCILMAN LaVALLE: Aye.

21 COUNCILMAN LOGUERCIO: Aye.

22 COUNCILMAN PANICO: Aye.

23 SUPERVISOR ROMAINE: Aye.

24 MS. EADERESTO: Opposed?

25 (No response.)

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MS. EADERESTO: Motion carries.

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SUPERVISOR ROMAINE: Okay.

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COUNCILWOMAN BONNER: Thank you.

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6

SUPERVISOR ROMAINE: We're onto public hearing number ten and fortunately, this

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public hearing will be withdrawn.

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I make a motion to withdraw it.

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COUNCILMAN PANICO: Second.

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MS. EADERESTO: All those in favor?

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COUNCILWOMAN BONNER: Aye.

12

COUNCILWOMAN CARTRIGHT: Aye.

13

COUNCILMAN FOLEY: Aye.

14

COUNCILMAN LaVALLE: Aye.

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COUNCILMAN LOGUERCIO: Aye.

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COUNCILMAN PANICO: Aye.

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SUPERVISOR ROMAINE: Aye.

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MS. EADERESTO: The matter is withdrawn.

20

SUPERVISOR ROMAINE: Okay.

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22

That ends the business of this board for today. I'll take a motion to adjourn this

23

meeting.

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COUNCILWOMAN BONNER: So moved.

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COUNCILMAN PANICO: Second.

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MS. EADERESTO: All those in favor?

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COUNCILWOMAN BONNER: Aye.

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COUNCILWOMAN CARTRIGHT: Aye.

5

COUNCILMAN FOLEY: Aye.

6

COUNCILMAN LaVALLE: Aye.

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COUNCILMAN LOGUERCIO: Aye.

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COUNCILMAN PANICO: Aye.

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SUPERVISOR ROMAINE: Aye.

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MS. EADERESTO: Okay.

11

SUPERVISOR ROMAINE: We now stand

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adjourned.

13

I thank you all, look forward to

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working with you towards our next board

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meeting, which will be at the end -- what's

16

our next, October --

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COUNCILMAN FOLEY: Twenty-second.

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SUPERVISOR ROMAINE: -- twenty-second.

19

So we will see everyone back at the

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next boarding meeting. Of course, I see most

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of you guys just about every other day, you're

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doing a great job, I got to say and I think

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the budget reflects that. So with that, we'll

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see you all.

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I, JOANN O'LOUGHLIN, a Notary Public
for and within the State of New York, do hereby
certify that the above is a correct transcription
of my stenographic notes.

JOANN O'LOUGHLIN



TOWN COUNCIL
VIRTUAL MEETING
ONE INDEPENDENCE HILL, FARMINGVILLE, NY

Thursday, October 1, 2020 – 2:00 PM

MINUTES

I. Call to Order

The meeting was called to order at 2:00 PM by Town Supervisor Edward P. Romaine

Attendee Name	Title	Status	Arrived
Valerie M. Cartright	Councilwoman	Present	
Jane Bonner	Councilwoman	Present	
Kevin LaValle	Councilman	Present	
Michael A. Loguercio Jr.	Councilman	Present	
Neil J. Foley	Councilman	Present	
Daniel Panico	Councilman	Present	
Edward P. Romaine	Town Supervisor	Present	

Town Clerk Donna Lent and Town Attorney Annette Eaderesto were also present.

II. Roll Call

III. Salute to the Flag

The Salute to the Flag was led by Supervisor Edward P. Romaine.

IV. Moment of Silence

The Moment of Silence was observed to honor census workers who are doing essential work during this pandemic.

V. Reports to the Town Board

VI. Communication Consensus Agenda

MOTION TO: Approve [Unanimous]

MOTION BY: Kevin LaValle

SECOND BY: Jane Bonner

AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

1. Acceptance of Town Board Minutes from September 17, 2020.
2. Acceptance of Declaration of Covenants and Restrictions for Amend Restrictive Covenants Application: Middle Island Apartments, Middle Island, New York (File # 2019-004).
3. Acceptance of Declaration of Covenants and Restrictions for Change of Zone Application: 7-Eleven, Inc., Lake Ronkonkoma, New York (File # 2018-002).

VII. Highway Consensus Agenda

MOTION TO: Approve [Unanimous]

MOTION BY: Kevin LaValle

SECOND BY: Jane Bonner

AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

1. Purchase of Tools & Parts (Four (4) pages: Starting with One (1) Whip Hose & ending with Eight (8) Fuel Filters).
2. Release of Highway Work Permit # 2079661, Issued to Belfor Long Island LLC, Location: Grove East Street, Port Jefferson Station.

VIII. Consensus Resolution Agenda

MOTION TO: Approve [Unanimous]

MOTION BY: Michael A. Loguercio Jr.

SECOND BY: Edward P. Romaine

AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

- 2020 C-0324 Assessment Lien of Costs and Compensation to the Town for Property Cleanup And/Or Maintenance in CD 6 - 67 Pentmoor Dr, Mastic (Grass IC# 20-26665)
- 2020 C-0325 Assessment Lien of Costs and Compensation to the Town for Property Cleanup And/Or Maintenance in CD 2 - 44 Dandelion Rd, Rocky Point (Grass IC# 20-29381)
- 2020 C-0326 Assessment Lien of Costs and Compensation to the Town for Property Cleanup And/Or Maintenance in CD 6 - 341 Avondale Dr, Shirley (Grass IC# 20-30527)
- 2020 C-0327 Assessment Lien of Costs and Compensation to the Town for Property Cleanup And/Or Maintenance in CD 4 - 80 Mercury Ave, Patchogue (Grass IC# 20-26542)
- 2020 C-0328 Assessment Lien of Costs and Compensation to the Town for Property Cleanup And/Or Maintenance in CD 6 - 59 Whittier Dr, Mastic Beach (Grass IC# 20-31586)
- 2020 C-0329 Assessment Lien of Costs and Compensation to the Town for Property Cleanup And/Or Maintenance in CD 6 - 85 Pine Rd, Mastic Beach (Grass IC# 20-30357)
- 2020 C-0330 Assessment Lien of Costs and Compensation to the Town for Property Cleanup And/Or Maintenance in CD 4 - W Greentree Dr, Medford (Grass IC# 20-30960)
- 2020 C-0331 Assessment Lien of Costs and Compensation to the Town for Property Cleanup And/Or Maintenance in CD 6 - 448 Avondale Dr, Shirley (Grass IC# 20-30802)
- 2020 C-0332 Assessment Lien of Costs and Compensation to the Town for Property Cleanup And/Or Maintenance in CD 3 - 3 Chatham Woods Dr, Centereach (Grass IC# 20-28969)
- 2020 C-0333 Assessment Lien of Costs and Compensation to the Town for Property Cleanup And/Or Maintenance in CD 4 - 24 Shirley Ln, Middle Island (Grass IC# 20-30333)

- 2020 C-0334 Assessment Lien of Costs and Compensation to the Town for Property Cleanup And/Or Maintenance in CD 3 - 5 S Bicycle Path, Selden (Grass IC# 20-28981)
- 2020 C-0335 Assessment Lien of Costs and Compensation to the Town for Property Cleanup And/Or Maintenance in CD 3 - 1 Johnson Ct, Centereach (Litter, Grass & Brush IC# 20-30025)
- 2020 C-0336 Assessment Lien of Costs and Compensation to the Town for Property Cleanup And/Or Maintenance in CD 6 - 85 Spar Dr, Mastic Beach (Litter IC# 20-31086)
- 2020 C-0337 Assessment Lien of Costs and Compensation to the Town for Property Cleanup And/Or Maintenance in CD 3 - 22 Inwood Ave, Seledn (Litter & Grass IC# 20-28765)
- 2020 C-0338 Assessment Lien of Costs and Compensation to the Town for Property Cleanup And/Or Maintenance in CD 4 - 536 MacDonald Ave, Bellport (Litter & Grass IC# 20-31548)
- 2020 C-0339 Assessment Lien of Costs and Compensation to the Town for Property Cleanup And/Or Maintenance in CD 4 - 38 Gray Ave, Medford (Litter & Grass IC# 20-31947)
- 2020 C-0340 Assessment Lien of Costs and Compensation to the Town for Property Cleanup And/Or Maintenance in CD 3 - 10 Majestic Rd, Selden (Litter IC# 20-31889)
- 2020 C-0341 Assessment Lien of Costs and Compensation to the Town for Property Cleanup And/Or Maintenance in CD 6 - 33 Overlook Dr, Mastic Beach (Litter IC# 20-31753)
- 2020 C-0342 Assessment Lien of Costs and Compensation to the Town for Property Cleanup And/Or Maintenance in CD 6 - 184 Elder Dr, Mastic Beach (Litter & Grass IC# 20-33467)
- 2020 C-0343 Assessment Lien of Costs and Compensation to the Town for Property Cleanup And/Or Maintenance in CD 6 - 63 Montgomery Ave, Mastic (Litter & Grass IC# 20-29747)
- 2020 C-0344 Assessment Lien of Costs and Compensation to the Town for Property Cleanup And/Or Maintenance in CD 4 - 562 Granny Rd, Medford (Litter IC# 20-31949)
- 2020 C-0345 Assessment Lien of Costs and Compensation to the Town for Property Cleanup And/Or Maintenance in CD 6 - 211 Mastic Rd, Mastic Beach (Litter & Grass IC# 20-33596)
- 2020 C-0346 RESCIND RESOLUTION #2019 C-0657 AND AUTHORIZATION TO RELEASE CASH MAINTENANCE BOND FOR MAP OF CORTLAND ESTATES @ SELDEN

IX. Resolution Agenda

RESOLUTION NO. 2020-0513 AUTHORIZING THE ISSUANCE OF A SPECIAL PERMIT TO PORT JEFFERSON-SETAUKET YACHT CLUB FOR THE SALE AND SERVICE OF ALCOHOL AT THE PORT JEFFERSON-SETAUKET YACHT CLUB

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Valerie M. Cartright
SECOND BY: Jane Bonner
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0514 RESOLUTION IN SUPPORT OF RESIDENTS PARTICIPATION IN THE TEAL PUMPKIN PROJECT ON OR AROUND HALLOWEEN

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Valerie M. Cartright
SECOND BY: Jane Bonner
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0515 ADOPTION OF THE RECORD RETENTION AND DISPOSITION SCHEDULE FOR NEW YORK STATE LOCAL GOVERNMENT RECORDS (LGS-1) PURSUANT TO ARTICLE 57-A OF THE ARTS AND CULTURAL AFFAIRS LAW

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Valerie M. Cartright
SECOND BY: Jane Bonner
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0516 DECLARING THE MONTH OF OCTOBER 2020 NATIONAL DISABILITY EMPLOYMENT AWARENESS MONTH

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Michael A. Loguercio Jr.
SECOND BY: Neil J. Foley
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0517 AUTHORIZING THE SUPERVISOR/DEPUTY SUPERVISOR TO SUBMIT A GRANT APPLICATION TO THE NEW YORK STATE DORMITORY AUTHORITY (DASNY) STATE AND MUNICIPAL FACILITIES PROGRAM (SAM) FOR FUNDING FOR DRAINAGE IMPROVEMENTS IN THE TRI-HAMLET AREA (MASTIC, MASTIC BEACH AND SHIRLEY, NEW YORK)

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Daniel Panico
SECOND BY: Neil J. Foley
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0518 DECLARING THE MONTH OF OCTOBER 2020 "DYSAUTONOMIA AWARENESS MONTH"

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Edward P. Romaine
SECOND BY: Jane Bonner
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0519 AUTHORIZING THE ACQUISITION OF PROPERTY FOR OPEN SPACE IN PARTNERSHIP WITH THE COUNTY OF SUFFOLK LOCATED AT SOUTH COUNTRY ROAD AND ROBINSON BOULEVARD, PATCHOGUE - SCTM NO. 0200-977.60-03.00-15.2 & 17.4; OWNER: 39 SOUTH COUNTRY LLC

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Neil J. Foley
SECOND BY: Michael A. Loguercio Jr.
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0520 AUTHORIZATION FOR ACCEPTANCE OF DONATION OF LAND FROM SUFFOLK COUNTY LANDBANK – 216 WASHINGTON DRIVE, MASTIC BEACH (SCTM NO. 0200-977.00-04.00-008.000) FOR OPEN SPACE PURPOSES

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Daniel Panico
SECOND BY: Neil J. Foley
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0521 AMENDING RESOLUTION NO. 2019-0962, ADOPTED DECEMBER 19, 2019, ENTITLED “APPOINTMENT OF 2020 PROFESSIONAL SERVICE PROVIDERS”

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Daniel Panico
SECOND BY: Neil J. Foley
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0522 AMENDMENT TO THE PART-TIME/SEASONAL SALARY SCHEDULE

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Jane Bonner
SECOND BY: Kevin LaValle
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0523 REDUCE LAW DEPARTMENT PETTY CASH FUND

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Daniel Panico
SECOND BY: Neil J. Foley
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0524 DETERMINATION OF THE PREMISES AT 7 NOBLE STREET, BLUE POINT, NY 11715 (SCTM#0200-984.80-05.00-027.000) TO BE UNSAFE AS DEFINED BY CHAPTER 73 PURSUANT TO THE ENGINEER'S REPORT OF CASHIN, SPINELLI, & FERRETTI, LLC, AND SETTING A PUBLIC HEARING BY WHICH THE OWNER OR OTHER PERSONS HAVING AN INTEREST IN THE PREMISES MAY BE HEARD WITH RESPECT TO THE CONDITION OF THE PREMISES AND THE ACTIONS NECESSARY TO SECURE OR REMOVE SAME

November 19, 2020 @ 2:30 PM

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Neil J. Foley
SECOND BY: Michael A. Loguercio Jr.
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0525 AUTHORIZING THE FOURTH AMENDMENT OF THE CONTRACT BETWEEN COUNTY OF SUFFOLK AND TOWN OF BROOKHAVEN FOR OPERATION OF A NUTRITION PROGRAM FOR THE ELDERLY

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Michael A. Loguercio Jr.
SECOND BY: Neil J. Foley
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0526 AUTHORIZING THE SUPERVISOR/DEPUTY SUPERVISOR TO EXECUTE A PERMIT APPLICATION FOR THE DROP-OFF OF TOYS AT A COMMON AREA IN THE SMITH HAVEN MALL, IN CONJUNCTION WITH THE 2020 TOY DRIVE

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Michael A. Loguercio Jr.
SECOND BY: Neil J. Foley
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0527 AMENDING RESOLUTION 2020-0472, ADOPTED AT THE AUGUST 27, 2020 TOWN BOARD HEARING, DESIGNATING BROOKHAVEN TOWN BOARD AS LEAD AGENCY AND ADOPTING A NEGATIVE DECLARATION FOR THE DREDGING OF HEIL'S CREEK IN EAST MORICHES, NEW YORK

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Daniel Panico
SECOND BY: Neil J. Foley
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0528 TOWN BOARD OF THE TOWN OF BROOKHAVEN RESOLUTION APPROVING THE SECTION 8 HOUSING CHOICE VOUCHER PROGRAM PROPOSED ANNUAL PLAN FOR FISCAL YEAR 2021 AND AUTHORIZING THE SUBMISSION OF SAME TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR REVIEW AND APPROVAL

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Michael A. Loguercio Jr.
SECOND BY: Neil J. Foley
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0529 AUTHORIZATION FOR THE TOWN OF BROOKHAVEN TO ACCEPT THIRD ALLOCATION OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) UNDER THE CORONAVIRUS AID RELIEF AND ECONOMIC SECURITY (CARES) ACT

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Michael A. Loguercio Jr.
SECOND BY: Neil J. Foley
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0530 AMENDING RESOLUTION 2019-0913, ADOPTED DECEMBER 5, 2019, ESTABLISHING THE TOWN OF BROOKHAVEN'S 2020 FEE SCHEDULE FOR VARIOUS DEPARTMENTS

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Neil J. Foley
SECOND BY: Michael A. Loguercio Jr.
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0531 DECLARING OCTOBER 15, 2020 "HISPANIC HERITAGE DAY"

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Michael A. Loguercio Jr.
SECOND BY: Neil J. Foley
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0532 ADOPTION OF SEQRA TYPE II ACTION IN CONNECTION WITH THE CONSTRUCTION OF A SINGLE-FAMILY BUILDING PROJECT IN ROCKY POINT

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Jane Bonner
SECOND BY: Kevin LaValle
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0533 AUTHORIZING THE SUPERVISOR/DEPUTY SUPERVISOR TO SUBMIT A LETTER OF INTENT (LOI) TO NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES (NYS DHSES) FY 2020 BUILDING RESILIENT INFRASTRUCTURE AND COMMUNITIES (BRIC) GRANT PROGRAM FOR FUNDING TO AID IN FLOOD MITIGATION AND PROTECTION OF SURFACE WATERS FROM URBAN RUNOFF ON LAURA LEE DRIVE IN CENTER MORICHES, NEW YORK

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Daniel Panico
SECOND BY: Neil J. Foley
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0534 AUTHORIZING THE SUPERVISOR/DEPUTY SUPERVISOR TO SUBMIT A GRANT APPLICATION TO THE NEW YORK STATE DORMITORY AUTHORITY (DASNY) STATE AND MUNICIPAL FACILITIES PROGRAM (SAM) FOR FUNDING FOR THE INTERIOR RESTORATION OF THE JOSIAH WOODHULL HOUSE IN WADING RIVER, NEW YORK

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Jane Bonner
SECOND BY: Kevin LaValle
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0535 AUTHORIZATION FOR THE SUPERVISOR/DEPUTY SUPERVISOR TO ACCEPT AN OPERATING GRANT AWARD FROM THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION (NYSDEC) FOR FUNDING FOR RECYCLING EDUCATION EXPENSES

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Neil J. Foley
SECOND BY: Michael A. Loguercio Jr.
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0536 2020 VARIOUS OPERATING BUDGET REVENUE AMENDMENTS

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Jane Bonner
SECOND BY: Kevin LaValle
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0537 AUTHORIZING THE SUPERVISOR/DEPUTY SUPERVISOR TO SUBMIT A GRANT APPLICATION TO THE NATIONAL FISH AND WILDLIFE FOUNDATION (NFWF) FOR FUNDING TO RESTORE THE TERN NESTING HABITAT ON TOWN OF BROOKHAVEN ISLANDS

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Valerie M. Cartright
SECOND BY: Jane Bonner
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0538 AUTHORIZATION FOR THE SUPERVISOR/DEPUTY SUPERVISOR TO EXECUTE A SUBRECIPIENT AGREEMENT BETWEEN THE TOWN OF BROOKHAVEN AND THE UNITED WAY OF LONG ISLAND TO ADMINISTER ALL ASPECTS OF THE U.S. DEPARTMENT OF URBAN DEVELOPMENT (HUD) FUNDED HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS (HOPWA) PROGRAM, ON BEHALF OF THE TOWN OF BROOKHAVEN, USING 2019 FEDERAL FISCAL YEAR GRANT FUNDING

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Michael A. Loguercio Jr.
SECOND BY: Neil J. Foley
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0539 DESIGNATING NOVEMBER 2, 2020 "COMPLEX REGIONAL PAIN SYNDROME AWARENESS DAY"

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Edward P. Romaine
SECOND BY: Daniel Panico
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0540 AUTHORIZE ATTENDANCE AND ADMINISTRATIVE LEAVE FOR JILL DAVENPORT, WILLIAM DEMOREST, KARL GUYER, CAMERON HANWRIGHT, AND CONNOR REID, BAY CONSTABLES, DIVISION OF HARBORS & WATERWAYS TO ATTEND THE BOAT SAFETY AND BOOM TRAINING IN PORT JEFFERSON, NEW YORK ON OCTOBER 27, 2020

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Valerie M. Cartright
SECOND BY: Jane Bonner
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0541 AUTHORIZING THE WAIVER OF SITE PLAN REQUIREMENTS AND BUILDING FEES FOR IMPROVEMENTS TO THE SOUND BEACH FIRE DISTRICT HEADQUARTERS

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Jane Bonner
SECOND BY: Kevin LaValle
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0542 AUTHORIZING THE WAIVER OF SITE PLAN REQUIREMENTS, BUILDING FEES AND HDAC REVIEW FOR IMPROVEMENTS TO THE YAPHANK FIRE DISTRICT PROPERTY IN YAPHANK, NEW YORK

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Michael A. Loguercio Jr.
SECOND BY: Neil J. Foley
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0543 AMENDING RESOLUTION 2019-0949 ADOPTED DECEMBER 19, 2019 AUTHORIZING THE SUPERINTENDENT OF HIGHWAYS TO RENT OR HIRE MACHINERY OR EQUIPMENT

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Kevin LaValle
SECOND BY: Jane Bonner
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0544 A RESOLUTION AUTHORIZING THE ISSUANCE PURSUANT TO SECTION 90.10 OR SECTION 90.00 OF THE LOCAL FINANCE LAW OF REFUNDING BONDS OF THE TOWN OF BROOKHAVEN, SUFFOLK COUNTY, TO BE DESIGNATED "PUBLIC IMPROVEMENT REFUNDING (SERIAL) BONDS", AND PROVIDING FOR OTHER MATTERS IN RELATION THERETO AND THE PAYMENT OF THE BONDS TO BE REFUNDED THEREBY

ROLL CALL VOTE (UNANIMOUS)

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Edward P. Romaine
SECOND BY: Jane Bonner
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0545 RESCIND RESOLUTION NO. 2014-0555 ADOPTING THE TOWN OF BROOKHAVEN'S SEWER USE ORDINANCE

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Daniel Panico
SECOND BY: Neil J. Foley
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0546 2020 VARIOUS OPERATING AND CAPITAL BUDGET TRANSFERS

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Jane Bonner
SECOND BY: Edward P. Romaine
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0547 ADOPTING THE 2021 TENTATIVE OPERATING BUDGET AND THE 2021-2025 TENTATIVE CAPITAL BUDGET AS THE 2021 PRELIMINARY OPERATING BUDGET AND THE 2021-2025 PRELIMINARY CAPITAL BUDGET

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Jane Bonner
SECOND BY: Kevin LaValle
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0548 SETTING A PUBLIC HEARING ON THE 2021-2025 PRELIMINARY CAPITAL BUDGET, EXCLUSIVE OF ALL SPECIAL DISTRICTS

November 5, 2020 @ 5:00 PM

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Jane Bonner
SECOND BY: Kevin LaValle
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0549 SETTING A PUBLIC HEARING ON THE 2021 PRELIMINARY OPERATING BUDGET INCLUSIVE OF SPECIAL DISTRICTS PURSUANT TO NEW YORK STATE TOWN LAW SECTION 108

November 5, 2020 @ 5:00 PM

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Jane Bonner
SECOND BY: Kevin LaValle
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0550 SETTING A PUBLIC HEARING IN THE MATTER OF THE INCREASE OR IMPROVEMENT OF FACILITIES OF VARIOUS SPECIAL DISTRICTS FOR THE 2021-2025 CAPITAL BUDGET PURSUANT TO SECTION 202-B OF THE TOWN LAW, IN THE TOWN OF BROOKHAVEN, IN THE COUNTY OF SUFFOLK, STATE OF NEW YORK

November 5, 2020 @ 5:00 PM

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Jane Bonner
SECOND BY: Kevin LaValle
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

RESOLUTION NO. 2020-0551 DECLARING THE MONTH OF OCTOBER 2020
BREAST CANCER AWARENESS MONTH

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Daniel Panico
SECOND BY: Valerie M. Cartright
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

X. Public Hearings - 2:30 PM

1. Amendments to the Uniform Traffic Code (see list at end of Agenda)

Town Attorney Annette Eaderesto was available to answer questions pertaining to this matter.

MOTION TO: Close (Pass) [Unanimous]
MOTION BY: Edward P. Romaine
SECOND BY: Jane Bonner
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

Amendments to the Uniform Traffic Code (see list at end of Agenda)

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Jane Bonner
SECOND BY: Daniel Panico
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

2. Introductory Local Law #9 of 2020 To Consider Enacting an Introductory Local Law Adding Chapter 21 of the Code of the Town of Brookhaven Entitled "Sewer Use"

Senior Assistant Town Attorney Leigh Rate was available to answer any questions pertaining to this matter.

MOTION TO: Close (Pass) [Unanimous]
MOTION BY: Edward P. Romaine
SECOND BY: Daniel Panico
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

Introductory Local Law #9 of 2020 To Consider Enacting an Introductory Local Law Adding Chapter 21 of the Code of the Town of Brookhaven Entitled "Sewer Use"

SEQRA Type II

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Edward P. Romaine
SECOND BY: Daniel Panico
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

3. Introductory Local Law # 10 of 2020 To Consider Enacting an Introductory Local Law to Amend Chapter 85 Entitled "Zoning", Article VII Entitled "Town Board Amendments", Section 85-81 Entitled "Application Requirements" of the Code of the Town of Brookhaven

Senior Assistant Town Attorney Leigh Rate was available to answer any questions pertaining to this matter.

MOTION TO: Close (Pass) [Unanimous]
MOTION BY: Daniel Panico
SECOND BY: Edward P. Romaine
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

Introductory Local Law # 10 of 2020 To Consider Enacting an Introductory Local Law to Amend Chapter 85 Entitled "Zoning", Article VII Entitled "Town Board Amendments", Section 85-81 Entitled "Application Requirements" of the Code of the Town of Brookhaven

SEQRA Type II

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Daniel Panico
SECOND BY: Neil J. Foley
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

4. Introductory Local Law # 11 of 2020 To Consider Enacting an Introductory Local Law Amending Chapter 85 of the Code of the Town of Brookhaven Entitled "Zoning" by Amending Section 85-734 Entitled "Application Procedure"

Senior Assistant Town Attorney Leigh Rate was available to answer any questions pertaining to this matter.

MOTION TO: Close (Pass) [Unanimous]
MOTION BY: Edward P. Romaine
SECOND BY: Daniel Panico
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

Introductory Local Law # 11 of 2020 To Consider Enacting an Introductory Local Law Amending Chapter 85 of the Code of the Town of Brookhaven Entitled "Zoning" by Amending Section 85-734 Entitled "Application Procedure"

SEQRA Type II

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Daniel Panico
SECOND BY: Neil J. Foley
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

5. Determination of the Premises at 38 Parkside Avenue, Miller Place, New York 11764 (SCTM #0200-099.00-02.00-015.000) to be Unsafe as Defined by Chapter 73 Pursuant to the Engineer Report of Cashin, Spinelli & Ferretti, LLC

Adjourned to November 19, 2020 @ 2:30 PM

MOTION TO: Adjourn to DC (Pass) [Unanimous]
MOTION BY: Jane Bonner
SECOND BY: Edward P. Romaine
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

6. Determination of the Premises at 551 Post Avenue, Bellport, New York 11713 (SCTM #0200-973.90-01.00-012.002) to be Unsafe as Defined by Chapter 73 Pursuant to the Engineer Report of Cashin, Spinelli & Ferretti, LLC

Adjourned to November 19, 2020 @ 2:30 PM

MOTION TO: Adjourn to DC (Pass) [Unanimous]
MOTION BY: Edward P. Romaine
SECOND BY: Michael A. Loguercio Jr.
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

7. Determination of the Premises at 1645 Montauk Highway, Bellport, New York 11713 (SCTM #0200-975.90-02.00-035.000) to be Unsafe as Defined by Chapter 73 Pursuant to the Engineer Report of Cashin, Spinelli & Ferretti, LLC

Executive Assistant to Planning, Brendan Sweeney, was available to answer any questions pertaining to this matter.

Speaker: Ghulam Sarwar

MOTION TO: Close (Pass) [Unanimous]
MOTION BY: Michael A. Loguercio Jr.
SECOND BY: Neil J. Foley
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

- Determination of the Premises at 1645 Montauk Highway, Bellport, New York 11713 (SCTM #0200-975.90-02.00-035.000) to be Unsafe as Defined by Chapter 73 Pursuant to the Engineer Report of Cashin, Spinelli & Ferretti, LLC

SEQRA Type II

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Michael A. Loguercio Jr.
SECOND BY: Neil J. Foley
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

8. Determination of the Premises at 19 Overlook Drive, Mastic, New York 11950 (SCTM #0200-882.00-08.00-010.003) to be Unsafe as Defined by Chapter 73 Pursuant to the Engineer Report of Cashin, Spinelli & Ferretti, LLC

Executive Assistant to Planning, Brendan Sweeney, was available to answer any questions pertaining to this matter.

MOTION TO: Close (Pass) [Unanimous]
MOTION BY: Daniel Panico
SECOND BY: Neil J. Foley
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

Determination of the Premises at 19 Overlook Drive, Mastic, New York 11950 (SCTM #0200-882.00-08.00-010.003) to be Unsafe as Defined by Chapter 73 Pursuant to the Engineer Report of Cashin, Spinelli & Ferretti, LLC

SEQRA Type II

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Daniel Panico
SECOND BY: Neil J. Foley
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

9. Determination of the Premises at 53 Glenmere Lane, Coram, New York 11727 (SCTM #0200-314.00-02.00-001.000) to be Unsafe as Defined by Chapter 73 Pursuant to the Engineer Report of Cashin, Spinelli & Ferretti, LLC

Executive Assistant to Planning, Brendan Sweeney, was available to answer any questions pertaining to this matter.

MOTION TO: Close (Pass) [Unanimous]
MOTION BY: Jane Bonner
SECOND BY: Edward P. Romaine
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

Determination of the Premises at 53 Glenmere Lane, Coram, New York 11727 (SCTM #0200-314.00-02.00-001.000) to be Unsafe as Defined by Chapter 73 Pursuant to the Engineer Report of Cashin, Spinelli & Ferretti, LLC

SEQRA Type II

MOTION TO: Adopt (Pass) [Unanimous]
MOTION BY: Jane Bonner
SECOND BY: Kevin LaValle
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

10. Determination of the Premises at 120 Avery Avenue (a/k/a Falcon Avenue), East Patchogue, New York 11772 (SCTM #0200-975.40-07.00-004.000) to be Unsafe as Defined by Chapter 73 Pursuant to the Engineer Report of Cashin, Spinelli & Ferretti, LLC

MOTION TO: Withdraw (Pass) [Unanimous]
MOTION BY: Edward P. Romaine
SECOND BY: Daniel Panico
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

XI. Consideration of Unfinished Business

XII. Decisions Pending

1. To Consider the Application of Echo Run @ Miller Place for a Change of Zone from J Business 2 to MF Residential and Amendment of Restrictive Covenants on Property Located in Miller Place, NY
2. To Consider the Application of Crest Bellport, LLC for a Planned Development District (PDD) and NH-H Health Facility District on Property Located on Bellport Station Road in Bellport, NY

XIII. Set Dates

XIV. Adjournment

MOTION TO: Approve [Unanimous]
MOTION BY: Jane Bonner
SECOND BY: Daniel Panico
AYES: Cartright, Bonner, LaValle, Loguercio Jr., Foley, Panico, Romaine

Presiding Officer of the Council

Recorder