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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

January 14, 2021
5:00 p.m.

TRANSCRIPT OF PROCEEDINGS

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

BOARD MEMBERS :

JANE BONNER
NEIL J. FOLEY
KEVIN LaVALLE
MICHAEL A. LOGUERCIO JR.
DANIEL PANICO
SUPERVISOR EDWARD P. ROMAINE

ALSO PRESENT :

DONNA LENT, TOWN CLERK
ANNETTE EADERESTO,
TOWN ATTORNEY

* * *

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SUPERVISOR ROMAINE: Good evening and welcome to the Brookhaven Town board meeting of January 14th. I'll gavel this to order and with that, we'll start our meeting as we always do with the Pledge of Allegiance to our flag.

(Pledge of Allegiance.)

SUPERVISOR ROMAINE: We usually have a moment of silence and I think it's appropriate for us to either offer prayers or hopes that the vaccine rollout being done by the governor and the State is successful as possible and as many people that want to get vaccinated as soon as possible, so let's pray that that vaccine rollout goes a lot smoother than it has to date and I'm sure that there are people working with good will to make sure that we all get vaccinated and we can end this pandemic, so with that, let's offer up a moment of silence.

(Moment of silence.)

SUPERVISOR ROMAINE: Thank you.

We'll move on with the roll call, Donna Lent.

1

2

MS. LENT: Yes.

3

Council District One, we have nobody

4

sitting in that spot.

5

Councilwoman Bonner.

6

COUNCILWOMAN BONNER: I'm here.

7

MS. LENT: Councilman LaValle.

8

COUNCILMAN LaVALLE: Present.

9

MS. LENT: Councilman Loguercio.

10

COUNCILMAN LOGUERCIO: I'm here.

11

MS. LENT: Councilman Foley.

12

COUNCILMAN FOLEY: Here.

13

MS. LENT: Councilman Panico.

14

COUNCILMAN PANICO: Here.

15

MS. LENT: Supervisor Romaine.

16

SUPERVISOR ROMAINE: Present.

17

MS. LENT: You have a quorum, sir.

18

SUPERVISOR ROMAINE: Thank you.

19

Reports to the board.

20

Do we have any reports, Donna?

21

MS. LENT: Yes.

22

(Pause.)

23

MS. LENT: Oh, no, I'm sorry, no

24

reports; I have something under communication.

25

SUPERVISOR ROMAINE: Okay. Then we'll

1

2

move right to communication consensus agenda.

3

4

We have one item, which is accepting
the Town board minutes from our last meeting.

5

MS. LENT: Yes.

6

May I have a motion to accept?

7

COUNCILMAN LaVALLE: So moved.

8

COUNCILWOMAN BONNER: Second.

9

MS. LENT: All those in favor?

10

COUNCILWOMAN BONNER: Aye.

11

COUNCILMAN FOLEY: Aye.

12

COUNCILMAN LaVALLE: Aye.

13

COUNCILMAN LOGUERCIO: Aye.

14

COUNCILMAN PANICO: Aye.

15

SUPERVISOR ROMAINE: Aye.

16

MS. LENT: Opposed?

17

(No response.)

18

MS. LENT: Motion carries.

19

20

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

21

MS. LENT: Yes.

22

23

Can I please have a motion to accept
the highway consensus agenda items?

24

COUNCILMAN LaVALLE: So moved.

25

COUNCILWOMAN BONNER: Second.

1

2

MS. LENT: All those in favor?

3

COUNCILWOMAN BONNER: Aye.

4

COUNCILMAN FOLEY: Aye.

5

COUNCILMAN LaVALLE: Aye.

6

COUNCILMAN LOGUERCIO: Aye.

7

COUNCILMAN PANICO: Aye.

8

SUPERVISOR ROMAINE: Aye.

9

MS. LENT: Opposed?

10

(No response.)

11

MS. LENT: Motion carries.

12

SUPERVISOR ROMAINE: Okay.

13

And then we move to the consensus

14

resolution agenda, which Councilman LaValle is

15

handling this meeting.

16

COUNCILMAN LaVALLE: Madam Clerk, I'll

17

make a motion to accept the consensus agenda,

18

items 2021 C-0001 to 2021 C-0027.

19

So moved.

20

COUNCILWOMAN BONNER: I'll second that.

21

MS. LENT: All those in favor?

22

COUNCILWOMAN BONNER: 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. And now we

8

move to the resolution agenda.

9

COUNCILMAN FOLEY: So, Supervisor, I'll

10

start.

11

I have resolution 60 of 2021, Cherry

12

Grove dock district/consent to use public

13

dock.

14

So moved.

15

COUNCILMAN LOGUERCIO: I'll second

16

that.

17

MS. LENT: All those in favor?

18

COUNCILWOMAN BONNER: 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

5

6

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15

The next is resolution 61 of 2021,
authorization for the Supervisor/Deputy
Supervisor to accept a grant award from the
National Fish and Wildlife Foundation of Long
Island and the Long Island Sound Futures Fund
for 2020 program for funding for environmental
education programs about conservation and the
restoration of coastal environments and to
authorize the Commissioner of Finance to amend
the 2021 capital budget to include the
fundings that we're going to be receiving and
I so move.

16

COUNCILMAN FOLEY: Second.

17

MS. LENT: All those in favor?

18

COUNCILWOMAN BONNER: 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, Michael.

4

5

COUNCILMAN LOGUERCIO: Resolution 62 of 2021 is the authorization to accept -- can you hear me?

6

7

SUPERVISOR ROMAINE: Yes.

8

COUNCILMAN LOGUERCIO: Sorry, sorry.

9

10

Resolution 62 of 2021 is an authorization to accept a grant award and to execute the program grant agreement from the United States Department of Housing and Urban Development to fund the full-time family self-sufficiency program coordinator position for the administration of an FSS program.

11

12

13

14

15

16

So moved.

17

COUNCILMAN FOLEY: Second.

18

MS. LENT: All those in favor?

19

COUNCILWOMAN BONNER: 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 carries.

4

5

6

7

8

SUPERVISOR ROMAINE: Resolution 63 of 2021 is reaffirming appointments to the Town of Brookhaven Local Development Corporation. This is the ally of the IDA, they handle the not-for-profits and I so move.

9

COUNCILMAN PANICO: Second.

10

MS. LENT: All those in favor?

11

COUNCILWOMAN BONNER: 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

21

22

23

SUPERVISOR ROMAINE: Resolution 64 of 2020 is reappointing of current members of the Town of Brookhaven's Industrial Development Agency.

24

COUNCILMAN PANICO: Second.

25

MS. LENT: All those in favor?

1

2

COUNCILWOMAN BONNER: 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

SUPERVISOR ROMAINE: And to both

12

organizations, I'd like to say thank you to

13

the service, people don't get reimbursed or

14

remunerated for their service on this. Thank

15

you because they put their time and effort in

16

and I want to say thank you.

17

COUNCILMAN FOLEY: Resolution 65 of

18

2021, Town of Brookhaven consent to Davis Park

19

Ferry Company, Inc.'s month to month holdover.

20

So moved.

21

COUNCILMAN LOGUERCIO: Second.

22

MS. LENT: All those in favor?

23

COUNCILWOMAN BONNER: 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 FOLEY: Madam Clerk, one

9

second.

10

What that means to the folks at Davis

11

Park, there will be no gap in service for the

12

2021 season.

13

SUPERVISOR ROMAINE: That's very

14

important, but it's also important to the

15

taxpayers that we periodically put this out to

16

bid.

17

COUNCILWOMAN BONNER: Resolution 66 is

18

approval of capital professional service

19

requisition in excess of \$25,000 for payment

20

of services to be performed by Cameron

21

Engineering & Associates LLP in connection

22

with engineering services for Brookhaven Sewer

23

District Number Two for 2021.

24

So moved.

25

COUNCILMAN LaVALLE: Second.

1

2

MS. LENT: All those in favor?

3

COUNCILWOMAN BONNER: Aye.

4

COUNCILMAN FOLEY: Aye.

5

COUNCILMAN LaVALLE: Aye.

6

COUNCILMAN LOGUERCIO: Aye.

7

COUNCILMAN PANICO: Aye.

8

SUPERVISOR ROMAINE: Aye.

9

MS. LENT: Opposed?

10

(No response.)

11

MS. LENT: Motion carries.

12

COUNCILMAN PANICO: Sixty-seven of 2021

13

is authorization for acceptance of donation of

14

land from Anna Krafinski, Maple Road, Mastic

15

Beach, for open space purposes.

16

So moved.

17

COUNCILMAN FOLEY: Second.

18

MS. LENT: All those in favor?

19

COUNCILWOMAN BONNER: 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 carries.

4

5

COUNCILMAN PANICO: Resolution 68 is to amend contract number 20170085, this is fire and intrusion alarm testing, maintenance and repair.

6

7

8

So moved.

9

COUNCILMAN FOLEY: Second.

10

MS. LENT: All those in favor?

11

COUNCILWOMAN BONNER: 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

21

COUNCILMAN FOLEY: Resolution 69 of 2021, authorization of the execution of an

22

intermunicipal agreement between the Town of

23

Brookhaven and the County of Suffolk, acting

24

through its Department of Public Works,

25

regarding the maintenance of Donnella Walk.

1

2

So moved.

3

COUNCILMAN LOGUERCIO: Second.

4

MS. LENT: All those in favor?

5

COUNCILWOMAN BONNER: 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

COUNCILMAN PANICO: Resolution 70 of

15

2021 is a bond resolution authorizing the

16

issuance of \$140,000 in bonds to pay the cost

17

of a strategic planning and feasibility study

18

for the Mastic Beach Neighborhood Road

19

corridor in and for said Town.

20

So moved.

21

COUNCILMAN FOLEY: Second.

22

MS. LENT: That will be a roll call

23

vote.

24

Ms. Bonner, how do you vote?

25

COUNCILWOMAN BONNER: Yes.

1

2

MS. LENT: Mr. LaValle?

3

COUNCILMAN LaVALLE: Yes.

4

MS. LENT: Mr. Loguercio?

5

COUNCILMAN LOGUERCIO: Yes.

6

MS. LENT: Mr. Panico?

7

COUNCILMAN PANICO: Yes.

8

MS. LENT: And Supervisor?

9

SUPERVISOR ROMAINE: Yes. And I'd like

10

to thank Councilman Panico for his darged

11

efforts on the revitalization of Mastic Beach.

12

COUNCILMAN FOLEY: And Madam Clerk, I'm

13

a yes --

14

MS. LENT: I was just going to say

15

that, Neil, because I'm looking at my file,

16

you are a yes, thank you so much.

17

We move onto 71.

18

SUPERVISOR ROMAINE: Okay.

19

Resolution 71 of 2021 is a bond

20

resolution for Suffolk County water quality

21

protection and restoration program for

22

comprehensive stormwater and flood mitigation

23

with living shorelines and I so move.

24

COUNCILMAN PANICO: Second.

25

MS. LENT: Again, we'll have a roll

1

2

call vote, let me just record this.

3

Ms. Bonner, how do you vote?

4

COUNCILWOMAN BONNER: I vote yes.

5

MS. LENT: Mr. LaValle?

6

COUNCILMAN LaVALLE: Yes.

7

MS. LENT: Mr. Loguercio?

8

(No response.)

9

SUPERVISOR ROMAINE: Mike?

10

COUNCILMAN LOGUERCIO: Yes. Yes.

11

MS. LENT: Mr. Foley?

12

COUNCILMAN FOLEY: Yes.

13

MS. LENT: Supervisor?

14

SUPERVISOR ROMAINE: Yes.

15

MS. LENT: Mr. Panico?

16

COUNCILMAN PANICO: Yes.

17

MS. LENT: Okay. Motion carries.

18

Thank you.

19

COUNCILMAN PANICO: Seventy-two of 2021

20

is amending resolution number 2019-0855,

21

adopted at the November 19, 2019 Town board

22

meeting to authorize the Supervisor/Deputy

23

Supervisor to execute permit applications for

24

all regulatory agencies for W&D Oysters to

25

undertake mariculture operations on property

1

2

located in Moriches Bay in East Moriches, New

3

York.

4

So moved.

5

COUNCILMAN FOLEY: Second.

6

MS. LENT: All those in favor?

7

COUNCILWOMAN BONNER: 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.

17

Resolution 73 of 2021, amending

18

resolution 59 of 2021 adopted on January 4,

19

2021 adopting the salary schedule for Town

20

employees and I so move.

21

COUNCILMAN FOLEY: Second.

22

COUNCILMAN LOGUERCIO: Second.

23

MS. LENT: Mr. Foley, thank you.

24

All those in favor?

25

COUNCILWOMAN BONNER: 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 LOGUERCIO: Resolution 74 of

11

2021 is appointment to the Board of Assessment

12

Review.

13

So moved.

14

COUNCILMAN FOLEY: Second.

15

MS. LENT: All those in favor?

16

COUNCILWOMAN BONNER: 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 75 of

1

2

2021 is resolution authorizing the Town of

3

Brookhaven Department of Housing and Community

4

Development to apply for the U.S. Department

5

of the Treasury funding for the new COVID-19

6

emergency rental assistance program and

7

authorizing the Supervisor to execute an

8

acceptance award agreement and the

9

certification form.

10

So moved.

11

COUNCILMAN FOLEY: Second.

12

MS. LENT: All those in favor?

13

COUNCILWOMAN BONNER: 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

SUPERVISOR ROMAINE: Resolution 76 of

23

2021 deals with the ability for selected Town

24

employees to attend the annual meeting of New

25

York State Association of Towns training

1

2

school, but this will be by virtual meeting,

3

so there will be no travel expense, anything

4

of that nature, but people can attend

5

virtually and this resolution allows them to

6

do so and I so move.

7

COUNCILMAN PANICO: Second.

8

MS. LENT: All those in favor?

9

COUNCILWOMAN BONNER: 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

COUNCILMAN PANICO: Resolution 77 is

19

setting a public hearing to consider enacting

20

an introductory local law amending Chapter 66

21

entitled "Towing Businesses" and Chapter 85

22

entitled "Zoning" of the Town code of the Town

23

of Brookhaven.

24

So moved.

25

COUNCILMAN FOLEY: Second.

1

2

MS. LENT: That public hearing will be held February 25, 2021 at 2:30 p.m.

3

4

All those in favor?

5

COUNCILWOMAN BONNER: 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

15

COUNCILMAN FOLEY: Resolution 78 of 2021, authorizing the Town board of the Town

16

of Brookhaven, acting on behalf of the Tri

17

Harbor Ambulance District and the Blue

18

Point/East Patchogue Ambulance District, to

19

update the district user fee schedule, permit

20

the billing and collection of user fees for

21

all ambulance services provided, extend the

22

existing PILOT program effective January 1,

23

2021.

24

So moved.

25

COUNCILMAN LOGUERCIO: Second.

1

2

MS. LENT: All those in favor?

3

COUNCILWOMAN BONNER: Aye.

4

COUNCILMAN FOLEY: Aye.

5

COUNCILMAN LaVALLE: Aye.

6

COUNCILMAN LOGUERCIO: Aye.

7

COUNCILMAN PANICO: Aye.

8

SUPERVISOR ROMAINE: Aye.

9

MS. LENT: Opposed?

10

(No response.)

11

MS. LENT: Motion carries.

12

COUNCILMAN LOGUERCIO: Resolution 79 is

13

the authorization for acquisition of property

14

for open space purposes - Country Road,

15

Medford.

16

So moved.

17

COUNCILMAN FOLEY: Second.

18

MS. LENT: All those in favor?

19

COUNCILWOMAN BONNER: 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 carries.

4

5

COUNCILWOMAN BONNER: Resolution 80 is

6

the SEQRA negative declaration - authorizing
the acquisition of farmland development rights

7

of property located at 291 Route 25A, Wading

8

River, Suffolk County tax map numbers are

9

provided. Owner is Bakewicz Farms. Open

10

space log numbers OS-11-021.

11

I'll do the second.

12

So moved.

13

COUNCILMAN LaVALLE: Second.

14

MS. LENT: All those in favor?

15

COUNCILWOMAN BONNER: Aye.

16

COUNCILMAN FOLEY: Aye.

17

COUNCILMAN LaVALLE: Aye.

18

COUNCILMAN LOGUERCIO: Aye.

19

COUNCILMAN PANICO: Aye.

20

SUPERVISOR ROMAINE: Aye.

21

MS. LENT: Opposed?

22

(No response.)

23

MS. LENT: Motion carries.

24

COUNCILWOMAN BONNER: Resolution 81 is

25

authorizing the acquisition of farmland

1

2 development rights of property located at 291
3 Route 25A, Wading River, Suffolk County tax
4 map numbers are provided. Owner is the
5 Bakewicz Farms. Open space log number
6 OS-11-021.

7

So moved.

8

COUNCILMAN LaVALLE: Second.

9

10 COUNCILMAN PANICO: On the motion, I
11 just want to compliment Councilwoman Bonner on
12 this, I know she worked very hard for a long
13 time.

14

15

16

17

18

19

20

21

22

23

24

25

We saw one bad proposal on this
property after another and collectively this
Town board values its open space, values
farming and values active agriculture, so I
know, Jane, you did a lot of work on this and
I just want to thank you for your leadership.

COUNCILWOMAN BONNER: I just wanted to
say that this is -- this will always be
farmland with a small section carved out for a
home for the owners of the property now,
they're building a home.

What I'd also like to recognize is this
is a local family, the Bakewicz family, a

1

2 long-time family in Rocky Point. Justin
3 Bakewicz is a local kid made good who had a
4 love of farming and a love of animals and has
5 managed to coalesce it altogether and save a
6 really beautiful farm that was slated for
7 houses, maybe batteries, maybe storage --
8 solar, anything other than what it had always
9 been, so this is a really, really beautiful
10 acquisition in the Second Council District in
11 the north shore and I can assure my colleagues
12 and I know the residents are very happy that
13 it will stay a farm and there will be no
14 additional traffic from a sea of houses being
15 constructed there, so this is a really good
16 acquisition and thank you all to my colleagues
17 for supporting this. Thank you.

18 SUPERVISOR ROMAINE: Good job, Jane.

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

21 COUNCILWOMAN BONNER: 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: Resolution 82 of

7

2021, amending resolution 834 of 2019 entitled

8

"Determination of de minimus taking pursuant

9

to EDPL 206(D) and authorization of

10

condemnation for highway improvement project

11

at Hospital Road Bridge in Patchogue, New

12

York."

13

So moved.

14

COUNCILMAN LOGUERCIO: Second.

15

MS. LENT: All those in favor?

16

COUNCILWOMAN BONNER: 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

COUNCILWOMAN BONNER: Resolution 83 is

1

2

a 2020 recycling and sustainable materials

3

management department operating budget

4

transfers.

5

COUNCILMAN LaVALLE: Second.

6

MS. LENT: All those in favor?

7

COUNCILWOMAN BONNER: 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 84 is

17

2020 various operating and capital budget

18

transfers.

19

So moved.

20

COUNCILMAN LaVALLE: Second.

21

MS. LENT: All those in favor?

22

COUNCILWOMAN BONNER: 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 FOLEY: Resolution 85 of

8

2021, amending resolution number 0459 of 2019

9

and resolution 0606 of 2019 authorizing

10

easement agreement with The Pines Foundation,

11

Inc., successor-in-interest to Fire Island

12

Pines Property Owners Association.

13

So moved.

14

SUPERVISOR ROMAINE: Second.

15

MS. LENT: All those in favor?

16

COUNCILWOMAN BONNER: 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

SUPERVISOR ROMAINE: Okay.

1

2

3

4

5

Well, that ends our resolution agenda and we can't start public hearings till 5:30, in 13 minutes, so do we have any decisions that are pending?

6

MS. LENT: No, sir.

7

8

SUPERVISOR ROMAINE: No decisions that are pending.

9

Do we have any dates to set?

10

MS. LENT: No, we do not.

11

12

13

SUPERVISOR ROMAINE: So with that, we will take an adjournment till 5:30 and we'll come back and hear the public hearings.

14

(Short recess taken.)

15

16

17

18

19

SUPERVISOR ROMAINE: Okay, we're back, it's 5:30 and we have to wait till 5:30 because when we publish our public hearings, we publish them starting at 5:30, so we really can't start beforehand.

20

21

22

So it is 5:30, we'll open up public hearings and the clerk will read public hearing number one.

23

24

25

MS. LENT: Public hearing -- I'm going to open public hearing number one and two at the same time, we'll close them separately,

1

2

but --

3

MS. EADERESTO: Thank you.

4

5

6

7

8

9

10

11

12

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15

16

17

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19

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25

MS. LENT: So public hearings number one and two, number one is to consider the granting of a license agreement between the Town of Brookhaven and The Pines Foundation for the leasing of property (Greenbelt) along Fire Island Boulevard, Fire Island Pines and public hearing number two is to consider the granting of a license agreement between the Town of Brookhaven and The Pines Foundation for the leasing of property along Fire Island Boulevard and the west corner of Atlantic walk.

Legal notices for public hearings are 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 and should the board render a decision this evening, these have been deemed SEQRA Type II actions.

SUPERVISOR ROMAINE: Okay.

So I'm going to ask our Town Attorney

1

2

to explain what both of these public hearings

3

are about.

4

MS. EADERESTO: Thank you,

5

Mr. Supervisor and thank you, Madam Clerk, for

6

opening them together because this is really

7

one beautification project, so that's why we

8

should talk about them together.

9

Approximately seven years ago, six or

10

seven years ago, we started out on a path and

11

many, many years ago we started out on paths

12

with the Fire Island Pines Property

13

Association, which is now known as, I believe

14

. . .

15

COUNCILMAN FOLEY: FIPPOA?

16

SUPERVISOR ROMAINE: FIPPOA, right.

17

MS. EADERESTO: FIPPOA originally and

18

now it's known as The Pines Foundation, Inc.

19

and beautifying a very beautiful hamlet to

20

start with, Fire Island Pines and what this

21

hearing is, is an extension of one easement

22

for the excess right of way of Fire Island

23

Pines Boulevard and also, we've appraised a

24

new piece of the boulevard and so these two

25

together will now -- it will be the length of

1

2

Fire Island Boulevard on both sides of Fire

3

Island of the walk, the wooden walk, itself

4

and it's from Sail Walk to Sandy Walk.

5

So the one proposed license fee will be

6

\$10,000 or \$2,000 per year for a five-year

7

term and then there will be a sixth through

8

tenth year and that will be under the Town

9

board's discretion of whether to grant that

10

and the other is \$31,275 for five years or

11

\$6,255 per year. Also, that one's for five

12

years and then there will be a sixth through

13

tenth year. In both of those sixth through

14

tenth year, there will be a three percent

15

annual increase of the sum, one of the sum of

16

2,000, three percent a year and one of the sum

17

of 6,255, three percent a year and this is for

18

the beautification of Fire Island Pines

19

because what used to happen was contractors

20

would park backs of trucks because there's no

21

place to put the supplies and tools to work on

22

the houses out there. Now there's beautiful

23

little enclosures that are built, it keeps our

24

hamlet looking respectable and they're doing,

25

you know, wonderful work.

1

2

3

4

5

6

7

8

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10

11

12

13

14

15

It's very hard for the Law Department to get over there because a lot of the vehicles that they use for storage are not registered and we don't know who they belong to and of course, it's a ferry ride and tough to do, so we have ears and eyes over there with this association and the board also today passed a resolution, I believe it was the last one you passed, for a 30-year easement agreement and that was for a little piece of property that we've given them an easement on for years and that was just an extension of that and that's another fee that they do pay us, it's \$29,000 for that period.

16

17

If the board has any questions, I'd be happy to answer them.

18

SUPERVISOR ROMAINE: No.

19

Do we have public speakers on this?

20

MS. EADERESTO: We do not, but I know

21

that I have spoken today with The Pines

22

Foundation and they're very happy with this

23

and this has all been agreed on. Councilman

24

Foley's been instrumental in helping me to

25

negotiate these and they're very happy and

1

2

they support this.

3

SUPERVISOR ROMAINE: That's great.

4

5

With no public speakers, I'm going to ask Councilman Foley to make a motion to close these public hearings.

6

7

8

COUNCILMAN FOLEY: Supervisor -- excuse me, Madam Clerk, do you want me to close one and two together?

9

10

MS. LENT: No, first we're going to close one.

11

12

COUNCILMAN FOLEY: Okay. I have a motion to close public hearing number one.

13

14

COUNCILMAN LOGUERCIO: Second.

15

MS. LENT: All those in favor?

16

COUNCILWOMAN BONNER: 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

And then you're going to adopt.

1

2

COUNCILMAN FOLEY: Okay.

3

4

MS. LENT: We'll finish with one, then
we'll move to two.

5

COUNCILMAN FOLEY: Okay.

6

7

8

9

10

11

I would like to adopt hearing number
one to authorize the granting of a license
agreement between the Town of Brookhaven and
The Pines Foundation for the leasing of
property (Greenbelt) along Fire Island
Boulevard, Fire Island Pines.

12

So moved.

13

14

COUNCILMAN LOGUERCIO: I'll second
that.

15

MS. LENT: All those in favor?

16

COUNCILWOMAN BONNER: 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 FOLEY: Before we go to

1

2

number two, I definitely want to say a few

3

words.

4

I want to thank Supervisor Romaine, who

5

has always been a big supporter of the Pines

6

and we work really well over there together as

7

a team.

8

I want to recognize Annette Eaderesto.

9

You know, signing contracts, it's not easy and

10

it takes months of legwork, so I'd like to

11

acknowledge her and her team and past

12

president Jay Pagano and current president

13

Henry Robin, thank you all, I really

14

appreciate your hard work in this.

15

I'd like to publicly close public

16

hearing number two.

17

COUNCILWOMAN BONNER: Second.

18

MS. LENT: All those in favor?

19

COUNCILWOMAN BONNER: 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

5

COUNCILMAN FOLEY: And I'd like to authorize public hearing number one, the granting of --

6

7

MS. LENT: You'd like to make a motion to adopt, right, sir?

8

9

10

COUNCILMAN FOLEY: I have a motion to adopt public hearing number one to authorize the granting of a license agreement between the Town of Brookhaven and The Pines Foundation for leasing property along Fire Island Boulevard and the west corner of Atlantic Walk.

11

12

13

14

15

16

So moved.

17

SUPERVISOR ROMAINE: Second.

18

COUNCILMAN LOGUERCIO: Second.

19

MS. LENT: Mr. Romaine, you were first there.

20

21

All those in favor?

22

COUNCILWOMAN BONNER: 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: I have to

8

apologize, I'm having some Internet trouble,

9

so forgive me.

10

MS. LENT: We're going to move to . . .

11

I think that Supervisor . . . the Supervisor

12

is frozen as well.

13

SUPERVISOR ROMAINE: No, I'm not.

14

MS. LENT: Oh, I'm so sorry.

15

Can I move to public hearing number

16

three, sir?

17

SUPERVISOR ROMAINE: Yes, please.

18

MS. LENT: You were so still, I thought

19

you were frozen.

20

Public hearing number three is to

21

consider the Town board's own motion known as

22

MC-18A for a change of zone from J Business 2

23

to A Residence 1 on a possible property

24

located in East Moriches, New York and I

25

understand that this public hearing is going

1

2

to be adjourned.

3

4

Can I have a motion to adjourn to
March 11, 2021 at 5:30 p.m.?

5

6

7

COUNCILMAN PANICO: I'm going to make
that motion, but, Annette, what's the holdup
here?

8

(No response.)

9

COUNCILMAN PANICO: Annette?

10

11

12

MS. EADERESTO: I don't know. I just
was told, but Leigh is on here and she may
know.

13

Leigh, can you chime in?

14

(No response.)

15

MS. LENT: We can't hear you, Leigh.

16

MS. EADERESTO: There she is.

17

Leigh, unmute yourself.

18

(No response.)

19

MS. EADERESTO: Leigh, you're on mute.

20

COUNCILWOMAN BONNER: She's not muted.

21

COUNCILMAN PANICO: All right.

22

Well --

23

COUNCILWOMAN BONNER: We can't hear

24

her.

25

COUNCILMAN PANICO: We can't hear you,

1

2

but whatever the holdup is, Annette, I assume

3

we didn't close on this property yet?

4

MS. EADERESTO: Oh, okay. Yes.

5

There's some title issues with the estate, but

6

I assume I am going to close by March 1st.

7

COUNCILMAN PANICO: All right, good.

8

I'll make that motion, Madam Clerk.

9

COUNCILMAN FOLEY: I will second it.

10

MS. LENT: All those in favor?

11

COUNCILWOMAN BONNER: 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 to adjourn to

20

March 11th at 5:30 p.m. carries.

21

SUPERVISOR ROMAINE: Okay.

22

And we move onto public hearing number

23

four.

24

MS. LENT: Public hearing number four

25

is to consider the Town board's own motion

1

2

known as 176 Madison ARC for amendment of
covenants and restrictions on property located
in Mastic, New York.

4

5

6

7

8

9

10

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

11

12

13

Should the board render a decision
tonight, this has been deemed a SEQRA Type II
action.

14

15

16

17

18

19

The Town Clerk's office was required to
notify the owner as this is the Town board's
own motion, to notify the owner of the subject
property via certified mail and the certified
mail receipt has been made a part of the Town
Clerk's official file.

20

SUPERVISOR ROMAINE: Okay.

21

22

23

MS. EADERESTO: Leigh Rate's going to
present this, but it's going to say Jen Lutzer
because Leigh's laptop speaker's not working.

24

Leigh, can we --

25

MS. RATE: Can you hear me now?

1

2

MS. EADERESTO: There you go, we can
hear you.

4

MS. RATE: Okay.

5

SUPERVISOR ROMAINE: Okay.

6

MS. RATE: All right.

7

So this project is regarding the

8

Knights of Columbus in Mastic.

9

In 1973, the Town board had issued

10

covenants for this site that limited the use

11

of the site to the Knights of Columbus hall

12

only and in the intervening -- in 48 years,

13

the zoning has changed and the code has been

14

amended and so the proposal is to repeal those

15

covenants to allow other uses in the J and

16

specifically there is a day care facility that

17

would like to move into the building, share

18

the building.

19

SUPERVISOR ROMAINE: Yes.

20

MS. EADERESTO: That's happened on and

21

off over the years when we've done land use

22

plans and Town board's own motion. We try to

23

look for the covenants, sometimes we miss them

24

and that's the case here. This is just a

25

cleanup.

1

2

SUPERVISOR ROMAINE: To allow them to do some child care activities in Knights of Columbus hall, which is totally understandable.

5

6

MS. EADERESTO: And meets the current zoning.

7

8

SUPERVISOR ROMAINE: Right.

9

Do we have any public speakers on this?

10

MS. EADERESTO: We do not.

11

SUPERVISOR ROMAINE: Okay.

12

Councilman Panico?

13

COUNCILMAN PANICO: I'll make a motion to close public hearing number four of January 14, 2021.

14

15

16

So moved.

17

COUNCILMAN FOLEY: Second.

18

MS. LENT: All those in favor?

19

COUNCILWOMAN BONNER: 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 carries.

4

5

COUNCILMAN PANICO: I have a resolution
of adoption granting the Town board's own

6

motion to repeal certain covenants and

7

restrictions on property in Mastic, New York.

8

So moved.

9

COUNCILMAN FOLEY: Second.

10

MS. LENT: All those in favor?

11

COUNCILWOMAN BONNER: 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

SUPERVISOR ROMAINE: Great.

21

We're onto public hearing number five.

22

MS. LENT: Public hearing number five

23

is to consider the Town board's own motion

24

known as Colony Preserve ARC for amendment of

25

covenants and restrictions on property located

1

2

in Shirley, New York.

3

4

5

6

7

8

Legal notices for public hearings are published no less than ten days, 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.

9

10

11

12

13

14

15

Should the board render a decision tonight, this has been deemed a SEQRA Type II action and as required, the Town Clerk's office did notify the owner of the subject property via certified mail and the certified mailing receipt has been made a part of the Town Clerk's official file.

16

17

18

MS. RATE: In 2011 the Town board approved a PDD application for this residential project.

19

20

21

22

23

24

25

At this site, the conditions and covenants of the approval required that the applicant submit or contribute a \$1 million payment into the construction fund for a community center in the area. That project is not going to move forward, so the proposal is to amend the covenant to transfer those funds

1

2 into the Tri Hamlet park project fund instead.

3

SUPERVISOR ROMAINE: Okay.

4

Do we have any public speakers on this?

5

MS. EADERESTO: We do not.

6

SUPERVISOR ROMAINE: We do not.

7

Councilman Panico?

8

COUNCILMAN PANICO: I just want to say,

9

I know a lot of people have tried for many

10

years -- raising money in any climate is tough

11

and to raise the estimated \$30 million to

12

build the community center, which was at one

13

time the vision of those and the impetus for

14

this initial donation is difficult. It

15

certainly wasn't for a lack of effort, but

16

what we're going to do with this money is

17

utilize it in the eventual creation of what I

18

would like to see an Eisenhower Park type

19

community in the center of Shirley, Mastic and

20

Mastic Beach that will serve that community.

21

We were able to get as a donation from

22

the developer approximately 100 acres and this

23

money is going to be used solely for that

24

property for these communities.

25

So I will make a motion to close public

1

2

hearing number five of January 14, 2021.

3

COUNCILMAN FOLEY: Second.

4

MS. LENT: All those in favor?

5

COUNCILWOMAN BONNER: 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

COUNCILMAN PANICO: I have a resolution

15

of adoption granting the Town board's own

16

motion to repeal certain covenants and

17

restrictions on property in Shirley, New York.

18

So moved.

19

COUNCILMAN FOLEY: Second.

20

MS. LENT: All those in favor?

21

COUNCILWOMAN BONNER: 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

SUPERVISOR ROMAINE: Okay.

7

We are onto public hearing number six,

8

which I understand is going to be adjourned.

9

COUNCILWOMAN BONNER: Yes,

10

Mr. Supervisor, I make a motion to adjourn

11

this hearing to February 25, 2021 at three

12

p.m. -- 2:30 p.m.

13

COUNCILMAN LaVALLE: Second.

14

MS. LENT: Just, if I may, this is for

15

the determination of the premises located at

16

38 Parkside Avenue, Miller Place.

17

SUPERVISOR ROMAINE: Yes.

18

COUNCILWOMAN BONNER: Yes. Thank you.

19

MS. LENT: Having been moved and

20

seconded, all those in favor?

21

COUNCILWOMAN BONNER: 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?

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(No response.)

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MS. LENT: Motion to adjourn carries.

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SUPERVISOR ROMAINE: Okay. And now

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that we're on a motion to adjourn, we have no

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further business for this Town board tonight,

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so I will entertain a motion to adjourn this

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public meeting.

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COUNCILWOMAN BONNER: So moved.

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COUNCILMAN PANICO: Second.

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MS. LENT: All those in favor?

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COUNCILWOMAN BONNER: Aye.

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COUNCILMAN FOLEY: Aye.

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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. LENT: Thank you.

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SUPERVISOR ROMAINE: Okay guys.

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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