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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

May 27, 2021
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
NEIL J. FOLEY
JONATHAN KORNREICH
KEVIN LaVALLE
MICHAEL A. LOGUERCIO JR.
DANIEL PANICO
SUPERVISOR EDWARD P. ROMAINE

ALSO PRESENT :

DONNA LENT, TOWN CLERK
ANNETTE EADERESTO,
TOWN ATTORNEY

* * *

1

2

SUPERVISOR ROMAINE: Good morning

3

and -- actually, good afternoon. Good

4

afternoon and welcome to the Town board

5

meeting of May 27th. I'll call it to order

6

and with that, we'll stand and pledge the

7

flag.

8

(Pledge of Allegiance.)

9

SUPERVISOR ROMAINE: Thank you.

10

If the clerk would call the roll;

11

Donna, if you would call the roll, please.

12

MS. LENT: Yes.

13

Council Member Kornreich?

14

COUNCILMAN KORNREICH: I'm here.

15

Was that the roll call?

16

MS. LENT: I'm doing it now, sir.

17

COUNCILMAN KORNREICH: Sorry.

18

Yes, I'm here.

19

MS. LENT: Council Member Bonner?

20

COUNCILWOMAN BONNER: I'm here.

21

MS. LENT: Council Member LaValle?

22

COUNCILMAN LaVALLE: Present.

23

MS. LENT: Council Member Loguercio?

24

COUNCILMAN LOGUERCIO: Present.

25

MS. LENT: Council Member Foley?

1

2

COUNCILMAN FOLEY: Here.

3

MS. LENT: Council Member Panico?

4

COUNCILMAN PANICO: Here.

5

MS. LENT: And Supervisor Romaine?

6

SUPERVISOR ROMAINE: Present.

7

MS. LENT: You have a quorum, sir.

8

SUPERVISOR ROMAINE: Okay.

9

10

11

12

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19

20

We're asking for a moment of silence and I think it's very appropriate that we keep in mind all of our firefighters that protect our homes, et cetera and I particularly want to refer to the Selden Fire Department that put out a huge fire at one of the institutions well-known in this Town, Giove Funeral Home, which is on Middle Country Road, so in our moment of silence, let's think of the service that our firefighters, men and women, provide our community and kind of as a safety blanket, so let's reflect on that for a moment.

21

22

23

24

COUNCILWOMAN BONNER: And Supervisor, this Monday is Memorial Day. I think we should acknowledge, you know, those that gave the ultimate sacrifice.

25

SUPERVISOR ROMAINE: Jane, you are

1

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absolutely right.

3

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We celebrate Memorial Day on the day it actually takes place, May 31st and that is a day that originally started in 1868 as Decoration Day and it was a day where we would put flags on the graves of those who died in the Civil War and then we moved into the 20th Century, it moved from Decoration Day into Memorial Day where we remember all those who fought and died in the wars to defend our country, so it is highly appropriate that on that day, we remember and I will be at several ceremonies on Monday; with Mike I'll be at the Brookhaven Fire Department's Memorial Day parade, in Center Moriches hopefully with Dan at the cemetery and I'm going to try to make the Middle Island cemetery; unfortunately there's a lot of others that I cannot make, but I'm sure the council people in their various districts will show up and pay homage to those who paid the ultimate sacrifice.

COUNCILMAN FOLEY: Supervisor, can I add one more thing?

I'll be walking with Walter Maresco.

1

2

Walter is a Town of Brookhaven employee and this is our second year doing it. It's just we start at 9:00 by Tremont Elementary and he and I just walk up 112 as a salute and dedication to all the great men and women who have served this country.

8

9

10

11

SUPERVISOR ROMAINE: Used to be the Medford Memorial parade, but they canceled it because of COVID and as a result Walter walks --

12

13

COUNCILWOMAN BONNER: Did the parade route himself, did it himself, in the rain.

14

15

16

17

18

SUPERVISOR ROMAINE: And he'll welcome your company on Monday, Neil, because it demonstrates that even in COVID, we don't forget those who sacrificed for in this country, so let's have that moment of silence.

19

20

COUNCILWOMAN BONNER: Amen.

(Moment of silence.)

21

22

23

SUPERVISOR ROMAINE: Okay. Thank you and we will go onto reports to the board, first from Donna.

24

25

MS. LENT: Yes.

The report of revenue for the Town

1

2

Clerk's office for the month of April in the

3

amount of \$99,479.61.

4

May I have a motion to accept this

5

item?

6

COUNCILMAN LaVALLE: So moved.

7

COUNCILWOMAN BONNER: I'll second.

8

MS. LENT: All those in favor?

9

COUNCILWOMAN BONNER: Aye.

10

COUNCILMAN FOLEY: Aye.

11

COUNCILMAN KORNREICH: 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

SUPERVISOR ROMAINE: Okay.

20

We also under reports to the board, I

21

think my chief of staff, Kevin Johnston, has

22

something to add.

23

Kevin?

24

(No response.)

25

COUNCILMAN PANICO: I think we're

1

2

holding off till the next meeting.

3

SUPERVISOR ROMAINE: Okay.

4

COUNCILMAN PANICO: Next meeting.

5

6

SUPERVISOR ROMAINE: Right. We were going to talk about a memorandum of agreement

7

with our part-time workers. I guess that will

8

be discussed at the next meeting, so we'll

9

move right on then to communication consensus

10

agenda.

11

MS. LENT: Yes. We have one item on

12

the communication consensus agenda.

13

May I have a motion?

14

COUNCILMAN LaVALLE: So moved.

15

COUNCILWOMAN BONNER: Second.

16

MS. LENT: All those in favor?

17

COUNCILWOMAN BONNER: Aye.

18

COUNCILMAN FOLEY: Aye.

19

COUNCILMAN KORNREICH: 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: We have four --

4

MS. LENT: One second, please.

5

(Pause.)

6

MS. LENT: Yes, you can go ahead, sir.

7

SUPERVISOR ROMAINE: We have four items

8

on the highway consensus agenda.

9

MS. LENT: Yes.

10

May I have a motion to accept the

11

highway agenda items?

12

COUNCILMAN LaVALLE: So moved.

13

COUNCILWOMAN BONNER: Second.

14

MS. LENT: All those in favor?

15

COUNCILWOMAN BONNER: Aye.

16

COUNCILMAN FOLEY: Aye.

17

COUNCILMAN KORNREICH: 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: Which councilman

1

2 is doing --

3 COUNCILMAN FOLEY: Dan is.

4 COUNCILMAN PANICO: I have C-82 through

5 C-85.

6 So moved.

7 COUNCILMAN FOLEY: Second.

8 MS. LENT: All those in favor?

9 COUNCILWOMAN BONNER: Aye.

10 COUNCILMAN FOLEY: Aye.

11 COUNCILMAN KORNREICH: 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 And before we begin the resolution

20 agenda, just let me reset.

21 (Pause.)

22 MS. LENT: Okay.

23 SUPERVISOR ROMAINE: Okay. And we're

24 up to the resolution agenda and we'll start

25 with Councilman Panico.

1

2

COUNCILMAN PANICO: Sure.

3

350 of 2021 is to authorize

4

administrative leave for Annette Eaderesto,

5

Town Attorney, Law Department, to attend the

6

annual economic development conference in

7

Cooperstown, New York, from

8

September 28th-30th of this year.

9

So moved.

10

COUNCILMAN FOLEY: Second.

11

MS. LENT: All those in favor?

12

COUNCILWOMAN BONNER: Aye.

13

COUNCILMAN FOLEY: Aye.

14

COUNCILMAN KORNREICH: 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

Next.

23

COUNCILMAN KORNREICH: Resolution 351

24

of 2021 authorizes the Supervisor/Deputy

25

Supervisor to execute a grant application to

1

2

the Suffolk County water quality protection

3

and restoration program and land stewardship

4

initiatives for funding for planting shellfish

5

to improve water quality in degraded waterways

6

located in the Town of Brookhaven.

7

So moved.

8

COUNCILWOMAN BONNER: Second.

9

MS. LENT: All those in favor?

10

COUNCILWOMAN BONNER: Aye.

11

COUNCILMAN FOLEY: Aye.

12

COUNCILMAN KORNREICH: 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

Next.

21

COUNCILWOMAN BONNER: Thank you.

22

Resolution 352 is authorizing the

23

Supervisor/Deputy Supervisor to execute a

24

grant application to the Suffolk County water

25

quality protection and restoration program and

1

2

land stewardship initiatives for the Pipe

3

Stave Hollow Road, Mount Sinai bioretention

4

system.

5

So moved.

6

COUNCILMAN LaVALLE: Second.

7

MS. LENT: All those in favor?

8

COUNCILWOMAN BONNER: Aye.

9

COUNCILMAN FOLEY: Aye.

10

COUNCILMAN KORNREICH: 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

One moment.

19

(Pause.)

20

MS. LENT: Now we can go ahead.

21

COUNCILMAN FOLEY: Thank you.

22

Resolution 353 of 2021, authorizing the

23

Supervisor/Deputy Supervisor to execute a

24

grant application to the Suffolk County water

25

quality protection and restoration program and

1

2

land stewardship initiative for funding for

3

habitat restoration of the former car yard

4

adjacent to Swan River in East Patchogue, New

5

York.

6

So moved.

7

COUNCILMAN LOGUERCIO: Second.

8

MS. LENT: All those in favor?

9

COUNCILWOMAN BONNER: Aye.

10

COUNCILMAN FOLEY: Aye.

11

COUNCILMAN KORNREICH: 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

Next.

20

COUNCILMAN FOLEY: Resolution 354 of

21

2021, authorizing the Supervisor/Deputy

22

Supervisor to execute permits for ten-year

23

maintenance dredging at Pines Marina, Fire

24

Island, New York.

25

So moved.

1

2

COUNCILMAN LOGUERCIO: Second.

3

MS. LENT: All those in favor?

4

COUNCILWOMAN BONNER: Aye.

5

COUNCILMAN FOLEY: Aye.

6

COUNCILMAN KORNREICH: 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

Next.

15

SUPERVISOR ROMAINE: Resolution 355 of

16

2021, award bid number 21010, Town of

17

Brookhaven Animal Shelter roof replacement to

18

the lowest responsible bidder, More Consulting

19

Corporation and I so move.

20

COUNCILMAN PANICO: Second.

21

MS. LENT: All those in favor?

22

COUNCILWOMAN BONNER: Aye.

23

COUNCILMAN FOLEY: Aye.

24

COUNCILMAN KORNREICH: 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

Next.

9

COUNCILMAN PANICO: 356 of '21

10

authorizing the assignment and assumption of

11

the license agreement between the Town of

12

Brookhaven and Michael O'Donnell to Joseph

13

Cooney, as sole member of Wings Cafe, LLC and

14

a retroactive renewal and extension of the

15

license agreement until May 23, 2022, to

16

operate, supervise and manage a luncheonette

17

at Brookhaven Calabro Airport.

18

So moved.

19

COUNCILMAN FOLEY: Second.

20

MS. LENT: Mr. Foley second?

21

COUNCILMAN FOLEY: Yes.

22

MS. LENT: All those in favor?

23

COUNCILWOMAN BONNER: Aye.

24

COUNCILMAN FOLEY: Aye.

25

COUNCILMAN KORNREICH: 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

SUPERVISOR ROMAINE: I hear the food's

9

good there, too.

10

MS. LENT: Motion carries.

11

Next.

12

COUNCILMAN LOGUERCIO: 357 of 2021 is

13

to declare June 19, 2021 as Juneteenth Day in

14

the Town of Brookhaven, authorizing waiver of

15

application fee and authorizing Juneteenth Day

16

to be classified as a program for public good.

17

So moved.

18

COUNCILMAN FOLEY: Second.

19

MS. LENT: All those in favor?

20

COUNCILWOMAN BONNER: Aye.

21

COUNCILMAN FOLEY: Aye.

22

COUNCILMAN KORNREICH: 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

6 SUPERVISOR ROMAINE: If I can comment
7 with Michael, the Town provides -- this is a
8 picnic to celebrate Juneteenth. The Town
9 provides food and refreshment and drink free
10 of charge regardless of weather; we've
11 purchased a tent, so even if it rains, we
12 encourage everyone to come down and celebrate
13 with the Black History Commission, with the
14 Town, members of the Town board, et cetera,
15 Juneteenth Day in Brookhaven. It will be at
16 the Longwood Estate on Saturday, June 19th,
17 start about 12 noon and the food is free,
18 drinks are free, so come on down and enjoy
19 yourself and hopefully we'll see all the Town
20 board members there.

20

21

COUNCILMAN LOGUERCIO: Supervisor, as
22 you know, it's some wonderful entertainment,
23 great folks, it's always a good time to be
there that day.

24

25

SUPERVISOR ROMAINE: Absolutely. So
it's something that we do, we acknowledge the

1

2

history of that, of the commemorative date.

3

4

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

5

COUNCILWOMAN BONNER: Aye.

6

COUNCILMAN FOLEY: Aye.

7

COUNCILMAN KORNREICH: 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

Next.

16

17

COUNCILMAN PANICO: 358 of '21 is to
authorize the renewal and extension of the

18

agreement between the Town of Brookhaven and

19

Radish Health Incorporated.

20

So moved.

21

COUNCILMAN FOLEY: Second.

22

MS. LENT: All those in favor?

23

COUNCILWOMAN BONNER: Aye.

24

COUNCILMAN FOLEY: Aye.

25

COUNCILMAN KORNREICH: 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

Next.

10

COUNCILMAN FOLEY: Resolution 359 of

11

2021, award bid number 21019, roof repairs at

12

550 North Ocean Avenue, Patchogue, New York

13

11772, re-bid to the lowest responsible

14

bidder, Statewide Roofing, Incorporated.

15

So moved.

16

COUNCILMAN LOGUERCIO: Second.

17

MS. LENT: All those in favor?

18

COUNCILWOMAN BONNER: Aye.

19

COUNCILMAN FOLEY: Aye.

20

COUNCILMAN KORNREICH: 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

Next.

5

COUNCILMAN PANICO: 360 of '21 is

6

approval of capital professional service

7

requisition in excess of \$25,000 for payment

8

of services to be performed by Accella

9

Incorporated in connection with the land

10

management upgrade for the Building

11

Department.

12

So moved.

13

COUNCILMAN FOLEY: Second.

14

MS. LENT: All those in favor?

15

COUNCILWOMAN BONNER: Aye.

16

COUNCILMAN FOLEY: Aye.

17

COUNCILMAN KORNREICH: 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

Next.

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COUNCILMAN PANICO: 361 of '21 is setting a public hearing to consider enacting -- consider amending Chapter 85 entitled "Zoning," amending Section 85-433, 85-467, 85-544 entitled "Special Permit Criteria," Section 85-479 entitled "Accessory Uses" and Section 85-518 entitled "Planning Board Special permits for Accessory Uses" of the code of the Town of Brookhaven.

So moved.

COUNCILMAN FOLEY: Second.

MS. LENT: That public hearing will be held July 15, 2021 at 5:30 p.m.

All those in favor?

COUNCILWOMAN BONNER: Aye.

COUNCILMAN FOLEY: Aye.

COUNCILMAN KORNREICH: Aye.

COUNCILMAN LaVALLE: Aye.

COUNCILMAN LOGUERCIO: Aye.

COUNCILMAN PANICO: Aye.

SUPERVISOR ROMAINE: Aye.

MS. LENT: Opposed?

(No response.)

MS. LENT: Motion carries.

1

2

Yes, go ahead.

3

4

COUNCILMAN PANICO: 362 of '21 is authorization for acceptance of donation of land from Alexis Pappas, this is Cottonwood Place in Mastic Beach for open space purposes.

7

So moved.

8

COUNCILMAN FOLEY: Second.

9

MS. LENT: All those in favor?

10

COUNCILWOMAN BONNER: Aye.

11

COUNCILMAN FOLEY: Aye.

12

COUNCILMAN KORNREICH: 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

Next.

21

22

COUNCILMAN PANICO: 363 of '21 is authorizing the acquisition of land in the Town of Brookhaven for property located on Shore Drive in Mastic Beach, New York, the owner is Anthony Coraci.

23

24

25

1

2

So moved.

3

COUNCILMAN FOLEY: Second.

4

MS. LENT: All those in favor?

5

COUNCILWOMAN BONNER: Aye.

6

COUNCILMAN FOLEY: Aye.

7

COUNCILMAN KORNREICH: 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

Next.

16

COUNCILMAN LOGUERCIO: That was fast.

17

364 of 2021 is authorizing the

18

Supervisor/Deputy Supervisor to enter into a

19

temporary access agreement with the New York

20

State Department of Environmental Conservation

21

to allow temporary access to the Town property

22

on Mott Lane, Brookhaven Hamlet, for the

23

fireplace neck restoration project.

24

So moved.

25

COUNCILMAN FOLEY: Second.

1

2

MS. LENT: All those in favor?

3

COUNCILWOMAN BONNER: Aye.

4

COUNCILMAN FOLEY: Aye.

5

COUNCILMAN KORNREICH: 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

Next.

14

COUNCILMAN LOGUERCIO: 365 is to

15

authorize the Supervisor/Deputy Supervisor to

16

execute an agreement with Suburban Housing

17

Development and Research, Incorporated as a

18

community housing development organization for

19

rental rehabilitation.

20

So moved.

21

COUNCILMAN FOLEY: Second.

22

MS. LENT: All those in favor?

23

COUNCILWOMAN BONNER: Aye.

24

COUNCILMAN FOLEY: Aye.

25

COUNCILMAN KORNREICH: 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

Next.

10

COUNCILMAN FOLEY: 366 of 2021,

11

authorize the Commissioner of Finance to amend

12

the 2021 adopted capital budget to establish

13

the Blue Point dock bulkhead improvement

14

project for construction in connection with

15

Town board resolution number 280 of 2021.

16

So moved.

17

COUNCILMAN LOGUERCIO: Second.

18

MS. LENT: All those in favor?

19

COUNCILWOMAN BONNER: Aye.

20

COUNCILMAN FOLEY: Aye.

21

COUNCILMAN KORNREICH: 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

Next.

6

COUNCILMAN LOGUERCIO: 367 of 2021 is

7

to authorize the Supervisor/Deputy Supervisor

8

to execute an annual license subscription and

9

support renewal contract with MRI Software LLC

10

for the Section 8 Housing Choice Voucher

11

Program being administered by the Town of

12

Brookhaven on behalf of the United States

13

Department of Housing and Urban Development.

14

So moved.

15

COUNCILMAN FOLEY: Second.

16

MS. LENT: All those in favor?

17

COUNCILWOMAN BONNER: Aye.

18

COUNCILMAN FOLEY: Aye.

19

COUNCILMAN KORNREICH: 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

Next.

4

5

SUPERVISOR ROMAINE: Resolution 368 of 2021, designating the Town of Brookhaven's

6

Industrial Development Agency to effectuate

7

implementation of the Town of Brookhaven

8

projects and plans 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 KORNREICH: 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 carries.

21

Next.

22

COUNCILMAN LOGUERCIO: Resolution 369

23

is authorization for budget modification from

24

accounts with unexpended balances to community

25

development block grant accounts that require

1

2

additional funding to complete and continue

3

eligible activities.

4

So moved.

5

COUNCILMAN FOLEY: Second.

6

MS. LENT: All those in favor?

7

COUNCILWOMAN BONNER: Aye.

8

COUNCILMAN FOLEY: Aye.

9

COUNCILMAN KORNREICH: 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

Next.

18

COUNCILMAN FOLEY: Resolution 370 of

19

2021, bond resolution authorizing the issuance

20

of \$600,000 bond to pay the cost of the

21

construction or reconstruction of bulkheads at

22

Blue Point Dock, in and for said Town.

23

So moved.

24

COUNCILMAN LOGUERCIO: Second.

25

MS. LENT: This is a bond resolution,

1

2

so we'll do a roll call vote, please.

3

4

Council Member Kornreich, how do you
vote?

5

COUNCILMAN KORNREICH: Aye.

6

MS. LENT: Councilwoman Bonner?

7

COUNCILWOMAN BONNER: Yes.

8

9

MS. LENT: Council Member LaValle, how
do you vote?

10

COUNCILMAN LaVALLE: Yes.

11

MS. LENT: Council Member Loguercio?

12

COUNCILMAN LOGUERCIO: Aye.

13

MS. LENT: Council Member Foley?

14

COUNCILMAN FOLEY: Yes.

15

MS. LENT: Council Member Panico?

16

COUNCILMAN PANICO: Yes.

17

MS. LENT: And Supervisor Romaine?

18

SUPERVISOR ROMAINE: Yes.

19

MS. LENT: Motion carries.

20

Next.

21

22

23

24

25

COUNCILMAN PANICO: 371 of '21 is to
authorize the Commissioner of Finance to amend
the 2021 capital budget to establish a new
project for Cumberland Road drainage
improvements.

1

2

So moved.

3

COUNCILMAN FOLEY: Second.

4

MS. LENT: All those in favor?

5

COUNCILWOMAN BONNER: Aye.

6

COUNCILMAN FOLEY: Aye.

7

COUNCILMAN KORNREICH: 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

Next.

16

COUNCILMAN KORNREICH: 372 of '21

17

authorizes the Supervisor/Deputy Supervisor to

18

execute an extension to the agreement with

19

Stony Brook Yacht Club for a shellfish

20

mariculture program.

21

So moved.

22

COUNCILWOMAN BONNER: I'll second.

23

MS. LENT: All those in favor?

24

COUNCILWOMAN BONNER: Aye.

25

COUNCILMAN FOLEY: Aye.

1

2 COUNCILMAN KORNREICH: 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 Next.

11 COUNCILMAN FOLEY: Resolution 373 of

12 2021, award bid number 21022, Blue Point Dock

13 improvements.

14 So moved.

15 COUNCILMAN LOGUERCIO: Second.

16 MS. LENT: All those in favor?

17 COUNCILWOMAN BONNER: Aye.

18 COUNCILMAN FOLEY: Aye.

19 COUNCILMAN KORNREICH: 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

Next.

4

5

COUNCILMAN LOGUERCIO: 374 is amending
the resolution number 2020-0179 adopted on

6

February 27, 2020 and resolution number

7

2020-0689 adopted on December 17, 2020

8

authorizing the sub-recipient agreements with

9

Family Service League and Brighter Tomorrows,

10

Inc., using emergency solutions grant funds on

11

behalf of the Town of Brookhaven.

12

So moved.

13

COUNCILMAN FOLEY: Second.

14

MS. LENT: All those in favor?

15

COUNCILWOMAN BONNER: Aye.

16

COUNCILMAN FOLEY: Aye.

17

COUNCILMAN KORNREICH: 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

Next.

1

2

3

4

5

6

7

8

9

10

11

12

COUNCILMAN LOGUERCIO: 375 is to authorize the amendment of the Town board resolution number 2021-347 dated May 13, 2021 amending the 2021 annual action plan and citizen participation plan for community development programs under the 2018-2022 consolidated plan submission to reflect an increase of funding from the United States Department of Housing and Urban Development for the 2021 community development block grant allocation.

13

So moved.

14

COUNCILMAN FOLEY: Second.

15

MS. LENT: All those in favor?

16

COUNCILWOMAN BONNER: Aye.

17

COUNCILMAN FOLEY: Aye.

18

COUNCILMAN KORNREICH: 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 carries.

1

2

Next, yes.

3

COUNCILMAN LOGUERCIO: Resolution 376

4

is authorizing the Supervisor/Deputy

5

Supervisor to execute an agreement with

6

NextGen Advertising, Incorporated to provide

7

media related services in connection with the

8

emergency rental assistance program,

9

communication and outreach plan.

10

So moved.

11

COUNCILMAN FOLEY: Second.

12

MS. LENT: All those in favor?

13

COUNCILWOMAN BONNER: Aye.

14

COUNCILMAN FOLEY: Aye.

15

COUNCILMAN KORNREICH: 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

Next.

24

COUNCILMAN FOLEY: Resolution 377 of

25

2021, amending the resolution of adoption

1

2

granting the application of Peconic

3

Environmental Services Corp. for a Town board

4

special permit for transfer station and Town

5

board waivers of special permit criteria on

6

property located on Peconic Avenue in Medford,

7

New York.

8

So moved.

9

COUNCILMAN PANICO: Second.

10

MS. LENT: That was you, Mr. Panico?

11

COUNCILMAN PANICO: Yes.

12

MS. LENT: All those in favor?

13

COUNCILWOMAN BONNER: Aye.

14

COUNCILMAN FOLEY: Aye.

15

COUNCILMAN KORNREICH: 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

Next.

24

SUPERVISOR ROMAINE: Resolution 378 of

25

2021 authorizes the Supervisor/Deputy

1

2

Supervisor to execute an agreement with the

3

United States Department of Treasury to accept

4

the American Rescue Plan Act of 2021,

5

Treasury's coronavirus state and local fiscal

6

recovery fund allocation.

7

This is an allocation where the Town

8

was notified that we can get up to \$55 million

9

over the next two years for very, very

10

specific things, it's not general, so it can

11

only be applied to certain criteria, we're

12

going through the criteria now, but I

13

definitely make a resolution to do this.

14

COUNCILMAN PANICO: Second.

15

MS. LENT: All those in favor?

16

COUNCILWOMAN BONNER: Aye.

17

COUNCILMAN FOLEY: Aye.

18

COUNCILMAN KORNREICH: 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 carries.

1

2

Next.

3

COUNCILMAN LOGUERCIO: Resolution 379

4

is authorizing the Supervisor/Deputy

5

Supervisor to execute sub-recipient agreements

6

with various community based and non-profit

7

organizations to assist with communication,

8

program outreach and application completion on

9

behalf of the Town of Brookhaven for the

10

emergency rental assistance program using

11

funds authorized by the United States

12

Department of Treasury, Consolidation

13

Appropriations Act of 2021 and Section 3201 of

14

the American Rescue Plan Act of 2021 allocated

15

for this purpose.

16

So moved.

17

COUNCILMAN FOLEY: Second.

18

MS. LENT: All those in favor?

19

COUNCILWOMAN BONNER: Aye.

20

COUNCILMAN FOLEY: Aye.

21

COUNCILMAN KORNREICH: 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: I just want to say that those people that qualify for rental assistance, both landlord and tenant, will be able to file applications with the State of New York as of June 1st. The Town is letting the State run the program, we're doing the advertising, but we are also providing help with people, to people who want, need help filling out these applications.

14

15

16

So if you have any questions, call (631)451-TOWN or our Housing Community Development department. Okay.

17

18

19

MS. LENT: So our next resolution is actually a walk-on, I'm not sure who's carrying it, but I need a motion to add.

20

21

22

COUNCILWOMAN BONNER: Madam Clerk, I make a motion to add resolution number . . . which one is this?

23

SUPERVISOR ROMAINE: It would be 380.

24

25

COUNCILWOMAN BONNER: Resolution 380 to the agenda.

1

2

COUNCILMAN LaVALLE: Second.

3

MS. LENT: All those in favor?

4

COUNCILWOMAN BONNER: Aye.

5

COUNCILMAN FOLEY: Aye.

6

COUNCILMAN KORNREICH: 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: This is a home

15

rule message of support of the New York State

16

legislature on behalf of Senate bill 04608A

17

and Assembly bill A.06237A authorizing

18

alienation of parkland for the installation of

19

a cell tower in Mount Sinai.

20

So moved.

21

COUNCILMAN LaVALLE: Second.

22

MS. LENT: All those in favor?

23

COUNCILWOMAN BONNER: Aye.

24

COUNCILMAN FOLEY: Aye.

25

COUNCILMAN KORNREICH: 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 Next.

10 SUPERVISOR ROMAINE: Okay. The next
11 walk-on is going to be 381, I think Neil is
12 carrying that.

13 COUNCILMAN FOLEY: Yes, Supervisor.

14 Madam Clerk, I'd like to walk on
15 resolution 381 of 2021.

16 COUNCILMAN LOGUERCIO: I'll second
17 that, Neil.

18 MS. LENT: That's a motion to add, one
19 second, I need to change my . . .

20 (Pause.)

21 MS. LENT: All those in favor?

22 COUNCILWOMAN BONNER: Aye.

23 COUNCILMAN FOLEY: Aye.

24 COUNCILMAN KORNREICH: 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 to add carries and

8

now we'll take a motion to adopt.

9

You can go ahead.

10

COUNCILMAN FOLEY: Okay.

11

Resolution 381 of 2021, walk-on

12

authorizing the Supervisor/Deputy Supervisor

13

to execute an agreement to consent to the

14

assignment of the carting contract from

15

European American Waste Services Inc. to

16

Garbage Guru, LLC.

17

So moved.

18

COUNCILMAN LOGUERCIO: Second.

19

MS. LENT: All those in favor?

20

COUNCILWOMAN BONNER: Aye.

21

COUNCILMAN FOLEY: Aye.

22

COUNCILMAN KORNREICH: 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

Next.

7

COUNCILWOMAN BONNER: I make a motion

8

to add resolution 382 to the agenda.

9

COUNCILMAN LaVALLE: Second.

10

MS. LENT: All those in favor?

11

COUNCILWOMAN BONNER: Aye.

12

COUNCILMAN FOLEY: Aye.

13

COUNCILMAN KORNREICH: 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 carries.

21

COUNCILWOMAN BONNER: This is to amend

22

the part-time seasonal salary schedule.

23

So moved.

24

COUNCILMAN LaVALLE: Second.

25

MS. LENT: All those in favor?

1

2

COUNCILWOMAN BONNER: Aye.

3

COUNCILMAN FOLEY: Aye.

4

COUNCILMAN KORNREICH: 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. That

13

should -- I don't believe we have any further

14

resolutions.

15

Does anyone have any other resolutions

16

they want to add on or walk on?

17

MS. LENT: Well, we have a few minutes,

18

so we could do set dates right now, sir.

19

SUPERVISOR ROMAINE: Okay. Yes, we

20

can. So let's, let me just turn to that page.

21

I make a motion --

22

MS. LENT: Yes. Go ahead.

23

SUPERVISOR ROMAINE: -- to set dates

24

for public hearing to amend the Uniform

25

Traffic Code to June 24th at 2:30 p.m. and I

1

2

so move.

3

COUNCILMAN PANICO: Second.

4

MS. LENT: All those in favor?

5

COUNCILWOMAN BONNER: Aye.

6

COUNCILMAN FOLEY: Aye.

7

COUNCILMAN KORNREICH: 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

SUPERVISOR ROMAINE: Okay, we set dates

16

and the only other thing we have left before

17

we adjourn are public hearings, but we can't

18

start them by law until 2:30, it's 2:28, so

19

for two minutes breathe deep and we'll come

20

back exactly at 2:30 and we'll start the

21

public hearing.

22

COUNCILMAN FOLEY: Thank you,

23

Supervisor.

24

(Short recess taken.)

25

SUPERVISOR ROMAINE: It is now 2:30, so

1

2

we will proceed with public hearings at this time.

3

4

Let our Town Clerk, Donna Lent, call our first public hearing.

5

6

MS. LENT: Yes, let me just set.

7

8

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

9

10

11

12

13

14

15

16

17

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.

18

SUPERVISOR ROMAINE: Okay.

19

20

21

And Annette, you're going to tell us a little bit about the Uniform Traffic Code changes?

22

MS. EADERESTO: Yes, Mr. Supervisor.

23

24

25

The following is a summary of the amendments to the Town of Brookhaven Uniform Traffic Code:

1

2

Article VII, Section 26, stop and yield intersections. There are four additions in the Hamlet of East Setauket.

3

4

5

Article VIII, Section 33, parking prohibited in designated areas. There are three additions for segments of roadways in the hamlets of Blue Point, Centereach and Mastic.

6

7

8

9

Article VIII, Section 35, seasonal parking restrictions. There are ten additions for segments of roadway in the Hamlet of Center Moriches.

10

11

12

13

Thank you.

14

SUPERVISOR ROMAINE: Okay.

15

And does the board have any questions?

16

(No response.)

17

SUPERVISOR ROMAINE: No questions.

18

Do we have any speakers, Annette?

19

MS. EADERESTO: No, Mr. Supervisor.

20

SUPERVISOR ROMAINE: Okay. I'll make a

21

motion to close this public hearing.

22

COUNCILMAN PANICO: Second.

23

MS. LENT: All those in favor?

24

COUNCILWOMAN BONNER: Aye.

25

1

2 COUNCILMAN FOLEY: Aye.

3 COUNCILMAN KORNREICH: 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: Okay.

12 Who's carrying the resolution on this?

13 (No response.)

14 SUPERVISOR ROMAINE: If not, I'll make
15 a motion that the Uniform Traffic Code
16 amendments as read by our Town Attorney be
17 adopted as such.

18 COUNCILWOMAN BONNER: So moved.

19 MS. LENT: Ed is moving it, Jane.

20 COUNCILWOMAN BONNER: Oh. Second,
21 sorry.

22 MS. LENT: Okay, thank you.

23 All those in favor?

24 COUNCILWOMAN BONNER: Aye.

25 COUNCILMAN FOLEY: Aye.

1

2

COUNCILMAN KORNREICH: 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 ROMAINE: Okay.

11

We're onto public hearing number two.

12

MS. LENT: Public hearing number two,

13

introductory local law number eight of 2021,

14

to consider enacting an introductory local law

15

to amend Chapter 4 of the Town's code of the

16

Town of Brookhaven entitled "Amusements",

17

Article II entitled "Amusements Permit",

18

Section 4-4 entitled "Permit Required",

19

Article III entitled "Parades and

20

Processions", Section 4-12 entitled

21

"Application".

22

Legal notices for public hearings are

23

published no less than ten days, no more than

24

20 days prior to a public hearing in one of

25

the legal Town newspapers. My office has

1

2

received a signed affidavit of publication
from the newspaper.

3

4

5

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

6

7

8

SUPERVISOR ROMAINE: Thank you and who
is presenting; Jennifer, are you presenting
this?

9

10

MS. LUTZER: I am, yes.

11

MS. EADERESTO: Yes.

12

SUPERVISOR ROMAINE: Okay.

13

14

MS. LUTZER: Good afternoon,
Mr. Supervisor, members of the board.

15

16

17

18

19

20

21

This local law seeks to amend Chapter 4
of the code of the Town of Brookhaven to allow
applicants time to submit an application for
amusement permits, increasing the time from 15
days to 30 days and for events that are over
1,000 people, increasing the time from 60 days
to 90 days.

22

23

24

25

It allows the Town Clerk's office time
to provide the proper notices to Public
Safety, Fire Marshal, Suffolk County Police
Department and in order to get those responses

1

2

to make sure that these events are safe.

3

SUPERVISOR ROMAINE: Okay.

4

5

MS. LENT: I will, if you don't mind,
well, we'll take a . . .

6

SUPERVISOR ROMAINE: Donna.

7

MS. LENT: Yeah.

8

9

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11

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23

24

25

I'd like to just say really thank the
board for working with us and the Law
Department. We've been looking for this for
quite a while now. It's really important that
when these organizations come in, that we have
the necessary time that it takes. Very often
we have to work on really developing and
approve a route for them when it comes to road
races and things like that, walks. The police
need time to develop their tactical plans and
all the various emergency personnel. Those
departments, the fire department, the
ambulance company, all need time to give us
their input on really matters of safety for
our residents, so I really do appreciate the
Town board working with us on this, we
received (inaudible). Thank you.

COUNCILMAN LaVALLE: I just want to

1

2 jump in, too and thank the clerk for bringing
3 this up to us, you know.

4

5 In all of our districts, we have many
6 great groups that are doing events and really
7 to have that coordination and that timing
8 between law enforcement and the Clerk's office
9 to make sure the events go off safely is very
important.

10

11 I do want to thank the Clerk because
12 she did bring to our attention one of the
13 issues that we had brought up as a board was
14 that we were concerned about this year because
15 nobody knows with the governor's rules, when
16 things are going to be lifted, how it was
17 going to be lifted, that this, she would go
18 along with the rules for this year about the
19 15-day notice, but this would start in
20 January, so that if the governor does
21 eventually, which we believe he will, lift the
22 notices, our groups, who have been very --
23 hurting because they weren't able to raise
24 money last year, would be able to get
25 everything done and be able to do what they
need to do this year and then start the rule

1

2

next year and I know the clerk, she absolutely

3

does a great job. She's going to be reaching

4

out to, she had told us, all the groups that

5

have applied for permits for years past, send

6

them a notice early end of this year telling

7

them about next year to really make sure

8

everybody knows what this rule is, get the

9

word out there so people can set up their

10

events as they normally do just a little bit

11

earlier, so thank you, Donna, for your

12

leadership on this.

13

SUPERVISOR ROMAINE: Okay.

14

Do any other board members have

15

comments or questions?

16

(No response.)

17

SUPERVISOR ROMAINE: Okay.

18

Do we have any speakers on this?

19

MS. LUTZER: We do not have any

20

speakers.

21

SUPERVISOR ROMAINE: No speakers.

22

I'll make a motion to close this public

23

hearing.

24

COUNCILMAN LaVALLE: I'll second that.

25

MS. LENT: All those in favor?

1

2

COUNCILWOMAN BONNER: Aye.

3

COUNCILMAN FOLEY: Aye.

4

COUNCILMAN KORNREICH: 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 to close carries.

12

SUPERVISOR ROMAINE: Okay.

13

Kevin?

14

COUNCILMAN LaVALLE: I'll make a motion

15

to approve amending Chapter 4 of the Town code

16

of the Town of Brookhaven entitled

17

"Amusements", Article II entitled "Amusements

18

Permit", Section 4-4 entitled "Permit

19

Required", Article III entitled "Parades and

20

Processions", Section 4-12 entitled

21

"Application".

22

So moved.

23

COUNCILWOMAN BONNER: I'll second.

24

MS. LENT: All those in favor?

25

COUNCILWOMAN BONNER: Aye.

1

2

COUNCILMAN FOLEY: Aye.

3

COUNCILMAN KORNREICH: 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: Great, thank you

12

for your work on this.

13

We're onto public hearing number three.

14

MS. LENT: Public hearing number three,

15

determination of the premises located at 00

16

(also known as number 32) Whiskey Road, Ridge,

17

New York, to be unsafe as defined by Chapter

18

73 pursuant to the engineer's report of

19

Cashin, Spinelli & Ferretti, LLC.

20

The owner or other persons having an

21

interest in the premises may be heard with

22

respect to the condition of the premises and

23

the actions necessary to secure or remove

24

same.

25

This public hearing had been previously

1

2

opened and was adjourned from the March 25,

3

2021 Town board meeting, so I don't need to

4

read the rest of it, but we've already opened

5

this in the past, so we can --

6

SUPERVISOR ROMAINE: So we can just

7

proceed with the public hearing and we do have

8

Brendan Sweeney, who will comment on this.

9

Obviously he's already started screen sharing

10

with some of his photos, so, Brendan, I'll

11

turn this over to you.

12

MR. SWEENEY: Thank you,

13

Mr. Supervisor.

14

So for 0, also known as 32 Whiskey Road

15

in Ridge, it is owned by T&S Builders, they've

16

owned it since September 13, 2002. No

17

mortgage, taxes are paid to date. It's

18

verified vacant, has asbestos. There was one

19

inspection conducted by Cashin, Spinelli &

20

Ferretti on January 14th of 2021. We

21

contacted T&S at three locations: an address

22

in Centereach, two addresses in Centereach and

23

then a P.O. box in Selden.

24

We were at one point trying to not have

25

this hearing, there was a potential that they

1

2

may sell this property to us and we would

3

preserve it. For context -- I talked to

4

Councilman Loguercio about this -- it is

5

surrounded by Leisure Knoll, so it's on the

6

south side of Whiskey Road and a portion right

7

is smack dab in between a western section of

8

Leisure Knoll and an eastern section.

9

Subject building is a 30 by 42 wood

10

frame single story residential structure with

11

the basement on a concrete block foundation.

12

It's clad with aluminum siding and an asphalt

13

shingle roof, which is extremely poor

14

condition. It's severely compromised and has

15

mold through large holes through to the

16

interior.

17

The siding, fascia and soffits are

18

dilapidated. Areas of the siding, fascia and

19

soffits are broken, missing and rotted away as

20

well. Gutters are broken and hanging.

21

The decking at the front entrance is

22

rotting. The house is overgrown with

23

vegetation and there's a fallen tree resting

24

on the west side of the roof. There is

25

miscellaneous trash in areas around the

1

2

property.

3

4

5

6

There is also a large garage structure that you can see right now, 36 by 36, at the rear of the property that Cashin was unable to get access to.

7

8

9

10

On the east side of the property there is a wood shed that had collapsed, presenting a dangerous condition for the trespassers, as you can see.

11

12

13

14

15

16

17

18

The interior is also in extremely poor condition. There's trash, debris and suspect mold throughout. Ceiling has fallen due to prolonged exposure to moisture, unsanitary conditions exist throughout the interior of the structure. The basement is damp and dry rot is observed on all the beams. The flooring above is rotted.

19

20

The basement piping, as you can see, is wrapped with insulation containing asbestos.

21

22

23

The roof as seen in the attic has large holes, allowing the elements to enter the building.

24

25

Large amounts of animal feces that they suspected were raccoon were found on the steps

1

2

leading up to the attic.

3

4

5

6

The building is boarded up, but the site is not secure, constituting a public safety hazard, especially due to the advanced state of decay of the building.

7

8

Numerous violations were included -- observed including the following:

9

10

11

12

13

14

From the 2020 Property Maintenance Code of New York State, we have chapters one and three. From the 2020 Fire Code of New York State, we have Chapter 3 and from the code of the Town of Brookhaven, I have chapters 49 and 73.

15

16

17

18

19

Pursuant to the above definitions, the building is considered unsafe, lacks maintenance, is in an advanced state of disrepair, unsanitary and unfit for human occupancy.

20

21

22

23

Due to its extremely poor condition and rapid deterioration, engineers believe this site poses a threat to the health, safety and general welfare of the public.

24

25

Based on prior mentioned inspections, the owner has not corrected the existing

1

2

defects nor made required repairs to the

3

structure.

4

5

Due to dilapidated and unsafe condition
of the building, rate of deterioration for

6

lack of maintenance and numerous violations of

7

State and Town codes, it is recommended it be

8

demolished.

9

SUPERVISOR ROMAINE: Okay. Thank you,

10

Brendan.

11

Any questions from board members?

12

(No response.)

13

SUPERVISOR ROMAINE: No questions from

14

board members.

15

Are there any members of the public

16

that would like to speak on this?

17

MS. EADERESTO: No and I'll just add, I

18

did reach out to the attorney representing the

19

property owner and I advised him this would be

20

on. We were trying to buy this for open space

21

because it is a carve-out of the open space

22

for Leisure Knoll and that offer was rejected,

23

but I did remind him this was on for today,

24

so -- but there's nobody here --

25

SUPERVISOR ROMAINE: Who is the

1

2

attorney for the property owner?

3

(No response.)

4

5

SUPERVISOR ROMAINE: Annette, who is
the attorney for the property?

6

7

MS. EADERESTO: Larry Davis is the
attorney for T&S.

8

9

SUPERVISOR ROMAINE: Mr. Davis. I know
Mr. Davis. Thank you.

10

MS. EADERESTO: Yes.

11

SUPERVISOR ROMAINE: Okay.

12

13

COUNCILMAN LOGUERCIO: Supervisor, once
we make a motion and second it, I just want to
make a comment. Once we just a motion and
second, I want to comment on this, please.

14

15

16

SUPERVISOR ROMAINE: Okay.

17

18

COUNCILMAN LOGUERCIO: I'll move to
close public hearing number three.

19

COUNCILWOMAN BONNER: I'll second.

20

MS. LENT: All those in favor?

21

COUNCILWOMAN BONNER: Aye.

22

COUNCILMAN FOLEY: Aye.

23

COUNCILMAN KORNREICH: 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 to close carries.

7

COUNCILMAN LOGUERCIO: I have a

8

resolution of adoption determining the

9

premises at 00 Whiskey Road in Ridge, New

10

York, it gives the Suffolk County tax map

11

numbers, to be unsafe as defined by Chapter 73

12

pursuant to the engineer's report of Cashin,

13

Spinelli & Ferretti.

14

So moved.

15

COUNCILWOMAN BONNER: Second.

16

COUNCILMAN FOLEY: Second.

17

COUNCILMAN LOGUERCIO: Supervisor --

18

MS. LENT: Sorry, but who is the second

19

on that because you were both at the same

20

time?

21

COUNCILMAN FOLEY: I usually, but let

22

Councilwoman Bonner second it, that's fine.

23

MS. LENT: Thank you, thank you.

24

COUNCILWOMAN BONNER: Only because it

25

abuts my district.

1

2

COUNCILMAN LOGUERCIO: That's right
across the street.

3

4

COUNCILWOMAN BONNER: Literally across
the street.

5

6

7

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11

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15

COUNCILMAN LOGUERCIO: And Jane, you
know this, this piece of property, it sits
right smack in the middle on Whiskey Road of
Leisure Knoll. The people surrounding it, I
mean they've had to look at this eyesore for
many, many, many years. It's overgrown, as
Brendan showed. It really needs to be done
and it needs to be done today, so I ask that
the board please support me on this one, thank
you.

16

17

COUNCILWOMAN BONNER: It's time,
Michael.

18

19

COUNCILMAN LOGUERCIO: Yes, absolutely,
Jane, you're right.

20

21

SUPERVISOR ROMAINE: Thank you.

So you've made the motion.

22

23

MS. LENT: It's been moved and
seconded.

24

All those in favor?

25

COUNCILWOMAN BONNER: Aye.

1

2 COUNCILMAN FOLEY: Aye.

3 COUNCILMAN KORNREICH: Aye.

4 COUNCILMAN LaVALLE: Aye.

5 COUNCILMAN LOGUERCIO: Aye.

6 COUNCILMAN PANICO: Aye.

7 SUPERVISOR ROMAINE: Aye.

8 MS. LENT: Do we have any speakers, I'm
9 sorry, was that asked?10 SUPERVISOR ROMAINE: Yes, it was asked.
11 There were no speakers. Thank you.

12 We're onto public hearing number --

13 MS. LENT: Hold on, I didn't finish my
14 vote, sir. I asked all those in favor, I got
15 a yes.

16 COUNCILWOMAN BONNER: Aye.

17 COUNCILMAN FOLEY: Aye.

18 COUNCILMAN KORNREICH: 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 carries.

1

2

Thank you.

3

4

COUNCILMAN LOGUERCIO: Thank you
everyone.

5

SUPERVISOR ROMAINE: Thank you.

6

Okay, public hearing number four.

7

8

9

10

11

12

MS. LENT: Public hearing number four
is determination of the premises located at 40
Giant Oak Road, Ridge, New York, to be unsafe
as defined by Chapter 73 pursuant to the
engineer's report of Cashin, Spinelli &
Ferretti, LLC.

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17

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.

18

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25

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 and should the board render
a decision, this has been deemed a SEQRA Type
II action.

1

2

SUPERVISOR ROMAINE: Okay.

3

4

Brendan Sweeney is again going to make the presentation regarding Giant Oak Road.

5

6

7

I know there's speakers on this, but, Brendan, tell us a little bit about this house.

8

9

MR. SWEENEY: Absolutely, Mr. Supervisor.

10

11

12

So, yes, as you stated correctly, there are three speakers now for this property, 40 Giant Oak Road in Ridge.

13

14

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21

22

The owner is as of right now listed as a Michael Tschopp. He has owned it since November 19th of 1997. There was a mortgage done, Specialized Loan Servicing, since March 1, 2018. Taxes are paid to date by the mortgage holder. It was on our vacant registry in 2019. There is asbestos present on this property and Cashin, Spinelli & Ferretti conducted their inspection on March 22nd.

23

24

25

We initially boarded this property back in 2020. We have not needed to re-board it at this time; however, it is still unsecure.

1

2

We contacted numerous agencies, one in Rochester, someone in Colorado and also in New York City, New York.

4

5

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13

There is a foreclosure bankruptcy, I forget the exact specifics of it; one of the speakers is actually representing the attorneys for the case, I will defer to them on the exact specifics of it, but I know that I was advised that there is a pending short sale for this property and that that person who is looking to purchase it was actually going to hopefully fix it up.

14

15

16

17

18

19

I said that; obviously the discretion for extra time is given at the discretion of the board, but we would be happy to work with them to get any necessary permits to repair and fix up this property into a respectable condition.

20

21

22

23

24

25

It's a 46 by 58 wood frame single story structure with basement on a concrete foundation. It's clad with vinyl siding and an asphalt shingle roof. It's in extremely poor condition. The roof is severely compromised and has made multiple large holes

1

2

through the interior. Tarp covering the roof is disintegrating, as you saw.

3

4

Siding has some damage on the south side and is deteriorating. The front door sill is rotting. Foundation wall at the rear is cracked. There was also a wood gazebo and shed that are deteriorating. Fencing is broken in various locations.

5

6

7

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10

The interior is also in poor condition with trash, debris and suspect mold throughout. Ceilings have fallen due to prolonged exposure to moisture. The roof has large holes allowing elements to enter the building. Roof sheathing and rafters are water damaged. Unsanitary conditions exist throughout. Basement is damp and filled with trash. In one area of the basement, there was actually standing water from a leak in the corner. Severely rotting floor joists and subfloor are also observed from the basement.

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The building's boarded up, but it's not secure, constituting a public safety hazard especially due to advanced state of decay of the building.

23

24

25

1

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Numerous violations were observed

3

including the following:

4

From the 2020 Property Maintenance Code

5

of New York State, Chapter 1, sections 101 and

6

107. We have Chapter 3, sections 301, 302 and

7

304. From the 2020 Fire Code of New York

8

State we have Chapter 3, sections 301 and 311.

9

From the code of the Town of Brookhaven, I

10

have chapters 49 and 73.

11

Pursuant to the above definitions, the

12

building is considered unsafe, lacks

13

maintenance, is in an advanced state of

14

disrepair, unsanitary and unfit for human

15

occupancy.

16

Due to the extremely poor condition and

17

rapid deterioration, the engineers believe the

18

site poses a threat to the health, safety and

19

general welfare of the public.

20

Based on the prior mentioned

21

inspections, the owner has not corrected the

22

existing defects nor made required repairs to

23

the structure. It is thus recommended due to

24

the lack of maintenance and the numerous

25

violations that it be demolished.

1

2

Thank you.

3

SUPERVISOR ROMAINE: Okay.

4

5

First of all, do any of the board members have any comments?

6

7

8

COUNCILWOMAN BONNER: I'm just shocked at looking at all that mold. That's something.

9

10

11

12

13

14

15

16

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SUPERVISOR ROMAINE: Thank you, Jane. Any other comments from board members or questions?

(No response.)

SUPERVISOR ROMAINE: If not, let's let the public in because there's a number, I think there's three speakers on this public hearing.

MS. EADERESTO: Yes.

The first speaker is available.

SUPERVISOR ROMAINE: Okay.

Alex?

(No response.)

SUPERVISOR ROMAINE: You have to unmute, please.

MR. MARTOSCIA: Hello, Councilmen, how you guys doing today?

1

2

SUPERVISOR ROMAINE: Good.

3

4

MS. LENT: Alex, before you begin, please, will you raise your right hand so I can take your oath?

5

6

7

Do you swear to tell the truth, the whole truth and nothing but the truth so help you God?

8

9

MR. MARTOSCIA: Yes, I do.

10

11

MS. LENT: Please state your name and the hamlet you're from before beginning.

12

13

14

MR. MARTOSCIA: My name is Alexander Martoscia and I'm from Middle Island or Brookhaven, I don't know, I'm not sure.

15

MS. LENT: Middle Island was fine.

16

MR. MARTOSCIA: Yeah.

17

18

19

20

21

22

All right. I am a -- right now just a little bit about myself, I'm a licensed real estate agent soon to be a licensed home inspector. I am going to be the one trying to purchase this house via the short sale process.

23

24

25

I've done multiple renovations on multiple homes, I own multiple homes in Brookhaven that were in also poor condition

1

2

and this house could be fixed as soon as it

3

goes through with the bank. The bank is

4

taking a little time to get this house

5

approved for the short sale, but as soon as

6

it's approved, I don't see any reason why this

7

house can't be fixed up and brought back to

8

great shape.

9

The first thing would be the roof, have

10

licensed contractors rip and repair the roof

11

and that's one of the main problems with this

12

house was it looks like a tree fell on the

13

roof and moisture came in and started

14

destroying the house.

15

So yeah, as I said, as soon as the bank

16

approves it and if you guys don't want to

17

destroy it, you know, I would love to fix it

18

up and pretty much that's all I got for you

19

guys.

20

SUPERVISOR ROMAINE: Alex, I'm going to

21

give you a little ammunition to help the bank

22

out.

23

If I'm not missing my bets, I suspect

24

that the Town board -- because of the

25

condition of this house -- will vote to

1

2

demolish.

3

4

5

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12

Now what that means is that we don't do anything for 30 days. If within those 30 days the bank either has a short sale or whatever and someone comes forward with a building permit that would show that they were going to start repairing this building, we obviously don't like to tear down buildings, we'd rather hold off, so you can tell the bank you can hold up the short sale, but if you do that, you won't have a house to sell.

13

MR. MARTOSCIA: Exactly.

14

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SUPERVISOR ROMAINE: So, which I'm sure the bank is on, I think that's one of the speakers, I'll be happy to let them know that because these houses and this condition of this house is something that's not acceptable in this Town.

20

MR. MARTOSCIA: I agree.

21

22

23

24

25

I'm sorry to interrupt, but yeah, I agree. I mean I put an offer in on the house, it was a good offer and they countered me with some crazy high offer, you know, they're asking for lots of money for a destroyed house

1

2

and it's crazy.

3

4

SUPERVISOR ROMAINE: Well, they won't have a house to deal with anymore, that will solve that problem for the bank.

5

6

7

COUNCILMAN LaVALLE: Where are you on the process, you just made an offer, there's no contract yet?

8

9

10

11

12

MR. MARTOSCIA: Contract's accepted and we're just in counters, they countered my offer and now we're waiting to hear back because I re-countered their offer.

13

14

15

COUNCILMAN LaVALLE: Okay.

SUPERVISOR ROMAINE: Okay.

Thank you, Alex.

16

17

MR. MARTOSCIA: Thank you guys so much.

SUPERVISOR ROMAINE: Good luck.

18

19

COUNCILMAN KORNREICH: I just have one other question.

20

21

22

23

24

25

So obviously the interest of the Town is just to make sure that we have buildings that are well maintained and safe and just out of curiosity about making sure that this is going to be executed properly, how many projects of this type of scale have you

1

2

completed successfully, this scale of

3

construction?

4

MR. MARTOSCIA: One other, one other of

5

this scale. The other two that I've done

6

weren't as bad as this, but they're also bad.

7

COUNCILMAN KORNREICH: Okay, thank you.

8

SUPERVISOR ROMAINE: Thank you and good

9

luck.

10

MR. MARTOSCIA: Thank you guys.

11

SUPERVISOR ROMAINE: Thank you.

12

Could we have the next speaker?

13

MS. EADERESTO: The next speaker is in,

14

Mr. Supervisor.

15

SUPERVISOR ROMAINE: Okay.

16

UNIDENTIFIED SPEAKER: Hello, okay.

17

MS. LENT: Excuse me one moment.

18

Would you mind raising your right hand

19

so I can take your oath?

20

UNIDENTIFIED SPEAKER: Wrong hand.

21

Both. This is my brother, we're both doing

22

it.

23

MS. LENT: Okay. Well, no, only one of

24

you is speaking. He'll be next to speak, you

25

won't speak at the same time, but if he's the

1

2 next speaker, I'll (inaudible).

3

4

MR. HASSAN: Yeah, I'll speak. I'm
sorry. Yeah. My name is Najji Hassan.

5

6

7

MS. LENT: Okay, one second here.
Who am I taking to speak, the woman or
this gentleman; Annette, who is that?

8

9

MR. HASSAN: The gentleman.

10

11

UNIDENTIFIED SPEAKER: The gentleman.

MS. LENT: Have you both signed up to
speak?

12

13

14

15

MS. EADERESTO: They can both speak,
it's not really signed up, so just why don't
you take both their oaths and then we'll take
them one at a time?

16

17

MS. LENT: I can't see you both right
now, so if you could please --

18

19

20

21

MR. HASSAN: Yes, if I could speak, I'm
going to be speaking the whole time. I'm the
real estate broker of the company, she's not
going to speak, so you can swear me in.

22

23

MS. LENT: Okay. So, sir, then I'll
take your oath.

24

25

Do you swear to tell the truth, the
whole truth and nothing but the truth so help

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you God?

MR. HASSAN: Yes, I do.

MS. LENT: If you will state your name and the hamlet you are from when you begin, that would be great, you will have five minutes, thank you.

MR. HASSAN: Okay, great, yes.

My name is Najj Hassan. I'm the real estate broker with 7 Star Realty. I've been employed by the Chapter 7 bankruptcy trustee for the (inaudible) liquidate and short sale of this property for the bankruptcy estate.

I'm in Jacksonville, Florida and again, I work under the Chapter 7 bankruptcy trustee, which is trustee Gordon B. Jones.

MS. LENT: You can continue.

MR. HASSAN: Okay, great, yeah.

So we just wanted to kind of be present and if there's any questions, we're the ones that facilitated the contract between the buyer, Alex and the bankruptcy trustee, we're the ones that submitted the short sale to the lienholder for review. They've done their own appraisal of the property. They've got their

1

2

value back, we're working through the final

3

steps of the short sale; unfortunately short

4

sales are a very slow, tedious process, so

5

we're hoping to get an approval here within

6

the next three or four weeks and we'd go to

7

closing shortly about another two to four

8

weeks thereafter, so hopefully by the end of

9

June would be probably what we're looking at

10

possibly closing, hopefully sooner.

11

COUNCILMAN FOLEY: Sir, I have a

12

question for you.

13

According to the prior gentleman, you

14

don't have a contract and according to him,

15

you don't have an agreement yet.

16

MR. HASSAN: Yeah, good question; short

17

sales can be very confusing for everybody.

18

So basically we do have a purchase of

19

sale contract and a purchase contract between

20

the buyer, Alex, agreeing to buy for the terms

21

of the contract and the trustee selling as a

22

seller for the bankruptcy estate for the

23

terms; however, they are contingent on the

24

short sale, meaning the lienholder approving

25

the sale or the terms of the sale, so we do

1

2

have an executed contract between the buyer

3

and the seller contingent on the lienholder

4

approval for the short sale.

5

So we're working on now with the agency

6

on the lienholder approving the sales price,

7

the net proceeds going to their pocket to

8

agree to release their lien at closing of the

9

transaction. So if they don't agree to it,

10

the contract becomes null and void and would

11

cancel, return the deposit back to Alex and

12

let the property go to foreclosure or

13

demolition.

14

COUNCILMAN FOLEY: Okay.

15

SUPERVISOR ROMAINE: Thank you.

16

Mr. Gantz is it; is it Mr. Gantz?

17

MR. HASSAN: No, Naji Hassan.

18

SUPERVISOR ROMAINE: Okay. Sorry about

19

that.

20

The way this works is when houses are

21

in that bad of shape and they're coming in

22

front of an entire Town board and we have all

23

types of reports from our building inspectors

24

and from engineering firms that we hire to do

25

this and they're recommending demolition, I

1

2 have a pretty sneaking suspicion that this
3 board is going to vote for demolition.

4 The way that works, for the first 30
5 days we don't do anything. If there is a
6 building permit taken out during that time --
7 we don't want to demo houses if we don't have
8 to, we hope to God they all get fixed up --
9 we're not going to let this house stay in this
10 condition much longer. This didn't happen
11 overnight.

12 So the trustee, someone should tell the
13 trustee or the lienholder you know what, you
14 don't want to move quickly, that's okay, you
15 won't have a house to deal with and in fact,
16 you'll have a tax bill to deal with because
17 whatever it costs us to demo this house, we
18 put right on the tax bill.

19 MR. HASSAN: Agreed. Agreed. Yes.

20 SUPERVISOR ROMAINE: So they're facing
21 tremendous liability as a result of this
22 because this, probably to demo this house is
23 going to be at least 25 to \$30,000 with demo
24 and sometimes the Town will demo a house, but
25 if it has asbestos, we have a private

1

2

contractor that we've gone to bid for, Panzner

3

and they'll demolish this house, so that's

4

added to the tax bill.

5

So there's a tremendous incentive for

6

everyone involved at this point to move this

7

forward, get an actual owner that's going to

8

take out a building permit and fix it up. If

9

that's not the case, this house is going to be

10

demoed.

11

MR. HASSAN: Totally understandable and

12

I agree with you 1,000 percent. You know,

13

unfortunately the lienholder, this property's

14

been vacant for over two years and I'm sure

15

the lienholder's aware of it and they haven't

16

taken action for some reason.

17

Again, when Mr. Tschopp filed

18

bankruptcy October of last year, I was

19

employed to the case and moving forward and

20

the only thing I just want to share with you

21

guys, you know, I'm sure you guys are aware of

22

the automatic stay, so make sure your legal is

23

on notice of the bankruptcy case and any

24

action you take against the asset of the

25

bankruptcy is in compliance, I'm not sure if

1

2

you guys filed for a motion for relief from stay to demolish the house; just want to look into that legal aspect of the process.

3

4

5

MS. EADERESTO: We have no notice of a bankruptcy, no one has served that upon us and they need to do that if there truly is a bankruptcy.

6

7

8

9

MR. HASSAN: Oh, there is a bankruptcy, we've emailed that information to one of your associates with the County, we've been constantly communicating with your office and have informed them of this automatic stay in the bankruptcy case, so I'm surprised to hear that you guys are not aware of the case.

10

11

12

13

14

15

16

SUPERVISOR ROMAINE: Not aware and in New York State, the County is one level of government and the Town is a totally separate level of government --

17

18

19

20

MR. HASSAN: Oh, okay.

21

SUPERVISOR ROMAINE: -- okay?

22

So we have County and Town. Our Town happens to be the largest geographically in the state and it has a half a million people, so it's not a small municipality.

23

24

25

1

2

MR. HASSAN: Yeah. So we've been communicating with . . . give me one second here, hold on, I'll pull it up.

3

4

5

MR. SWEENEY: You might have been communicating with me, Mr. Hassan, regarding, you know, that there is a sale for this. I have not received from you guys, though, any formal notice of the bankruptcy.

6

7

8

9

MR. HASSAN: Oh, okay.

10

11

MR. SWEENEY: I never received the documentation for that, I never received anything that would require a stay. If that was sent to anything, you probably sent it to the County because they keep records of deed transfers and other matters pertaining to real estate.

12

13

14

15

16

17

MS. EADERESTO: I would think you would send it to the entity that's having the demolition hearing.

18

19

20

MR. HASSAN: Yeah. And I can send that; which email address you would like us to send it to, sorry?

21

22

23

24

MR. SWEENEY: If you're with Michelle, she has my email address, she can send that to

25

1

2 me and I'll provide it to the Town Attorney.

3

MR. HASSAN: Okay.

4

Yeah, you're Mr. Sweeney?

5

MR. SWEENEY: Yup.

6

7 MR. HASSAN: Okay, yup, yup, that
8 sounds good, yeah, we have your email, we'll
9 send that to you this afternoon so you have
it, thank you so much.

10

MR. SWEENEY: Thank you, I appreciate

11

that.

12

13

14 COUNCILMAN KORNREICH: Annette, would
15 that stay, would any action, even things to
16 preserve public health and safety, be subject
17 to the terms of that stay as well?

18

19

20 MS. EADERESTO: Well, I have to look at
21 the proceeding first and see if it's in the
22 correct entity's name, if that's the owner of
23 the premises, et cetera, but we can certainly
24 apply to the bankruptcy court for relief from
that.

25

MR. HASSAN: Correct. Correct.

26

27 SUPERVISOR ROMAINE: Okay. Thank you,
28 sir.

29

MR. HASSAN: All right, thank you so

1

2

much, appreciate your help, thank you.

3

MS. LENT: We have one more speaker.

4

5

MS. EADERESTO: Yes, we have one more speaker.

6

7

SUPERVISOR ROMAINE: Okay. I believe that's the attorney.

8

9

MS. EADERESTO: I believe the attorney, Jen?

10

11

This is an attorney, Donna, for the mortgage company.

12

MS. LENT: Mr. Gantz that is?

13

14

MR. GANTZ: Yes, David Gantz for McCalla Raymer Leibert Pierce.

15

16

17

MS. LENT: I'm going to set the timer for five minutes, sir, that's the time allotted. You can go ahead.

18

19

20

21

22

23

24

MR. GANTZ: Hi. Good afternoon. My name is David Gantz. I'm an attorney, I'm at McCalla Raymer Leibert Pierce. We represent the servicer in this one, the matter's been recently transferred to Specialized Loan Servicing and we represent them in this matter.

25

I came just to observe the matters that

1

2

were going on regarding the property that is being serviced for my client.

3

4

5

Now that we are aware of the proceedings, I will do my utmost to see what we can do to push along the matter.

6

7

8

9

10

11

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13

14

There was -- in light of the bankruptcy, we were -- there's no foreclosure pending because we are stayed from moving -- there is a current stay in place due to the bankruptcy to proceed. That being said, we can try to effectuate the short sale, but I would need to push forward with my client as to same.

15

SUPERVISOR ROMAINE: Okay, thank you.

16

17

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25

I said it before, but I'll say it again, obviously these types of houses in this type of condition is not acceptable in the Town of Brookhaven. That homeowner, which has certain rights and privileges in terms of maintaining this house, failed to do so. It is absolutely not good that this house, I suspect will be voted to be demolished. We don't do anything for 30 days, we give the lienholder and --

1

2

MS. EADERESTO: Mr. Supervisor, I would
ask that . . .

3

4

SUPERVISOR ROMAINE: Annette?

5

6

MS. EADERESTO: I believe because of
the bankruptcy, we're going to have to just
hold this over until June 10th. We have an
attorney, an officer of the court, telling us
there's a bankruptcy proceeding, so if we
could just not vote today, leave the hearing
open and then we could take it up again on
June 10th and/or depending on what we find
out, but I would ask the bank attorney to
secure this house and --

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22

MR. GANTZ: We have taken steps to try
to get the property secured. I think -- I
know, my clients advised me, that they have
taken unceding (sic) bids to secure the
premises, so they are doing that. I will
follow up with them to ensure that it is done
as quickly as possible given the council's
indications.

23

24

COUNCILMAN PANICO: Mr. Gantz, what is
the total indebtedness on this property?

25

MR. GANTZ: I do not have that on my

1

2

ready because I did not receive this for a

3

foreclosure proceeding, I received this just

4

in regards to this hearing and this violation

5

hearing, so I can reach out to my client as to

6

the amounts due and we'll provide it to the

7

counsel at the June hearing.

8

COUNCILMAN PANICO: Well, okay, that's

9

good and how close are you on this short sale?

10

MR. GANTZ: So that I can't speak of.

11

I know that the matter was transferred from

12

one servicer to another relatively recently,

13

so I will reach out to my client as to that

14

and to see what can be done as to expedite the

15

short sale review in process.

16

COUNCILMAN PANICO: Okay. Thank you.

17

SUPERVISOR ROMAINE: I'll make a motion

18

to close this public hearing --

19

MS. LENT: No, sir, we're going to make

20

a motion to adjourn, aren't we?

21

COUNCILMAN FOLEY: No, close.

22

SUPERVISOR ROMAINE: Close this public

23

hearing.

24

MS. LENT: We're going to make a motion

25

to close. Okay.

1

2

COUNCILMAN LOGUERCIO: Second it.

3

MS. LENT: All those in favor?

4

COUNCILWOMAN BONNER: Aye.

5

COUNCILMAN FOLEY: Aye.

6

COUNCILMAN KORNREICH: 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: And we'll take this

15

up again June 10th?

16

MS. LENT: Yes.

17

SUPERVISOR ROMAINE: This public

18

hearing will not be held again, we had the

19

hearing, it's closed.

20

We're not taking a motion today, but

21

when we can and I expect the Town Attorney's

22

office will advise us, we will take up a vote

23

on this at a later date.

24

MS. LENT: Don't we need the motion to

25

adjourn, to adjourn it?

1

2

SUPERVISOR ROMAINE: No, no, I want to close it so it's never heard again.

3

4

MS. LENT: Well, it is closed. Okay, I got it. I understand.

5

6

COUNCILMAN PANICO: We're simply not going to make a decision today, Donna, but I would ask our Town Attorney --

7

8

9

SUPERVISOR ROMAINE: It goes on the decision calendar.

10

11

COUNCILMAN PANICO: It's on the decision calendar.

12

13

-- to reach out, find out all that we can about this bankruptcy proceeding.

14

15

The testimony given today does not give me great faith that this is going to move in any substantial way within the next two months and what happens -- and we all see it -- is these houses unfortunately get broken into, especially unfortunately by kids. Those floors are rotted, as Councilwoman Bonner pointed out, on both sides, you hate to see somebody fall through here, so that to the best of our ability, Annette, if you could reach out to Florida or wherever the

16

17

18

19

20

21

22

23

24

25

1

2

bankruptcy court proceeding is taking place to

3

get as much information as we can because then

4

perhaps we can move forward on June 10th.

5

COUNCILMAN FOLEY: And also I'd like to

6

add, this is why, you know, sadly enough, why

7

does this always have to come to a public

8

hearing?

9

COUNCILWOMAN BONNER: Unbelievable.

10

COUNCILMAN FOLEY: Why haven't the

11

banks stepped up, the clients, the attorneys;

12

because of the Town's action right now, this

13

is why we're getting movement?

14

COUNCILWOMAN BONNER: Otherwise, Neil,

15

it would have languished for as long as they

16

thought they could have gotten away with it.

17

COUNCILMAN FOLEY: Exactly, so . . .

18

COUNCILWOMAN BONNER: And if we were

19

notified by residents in our council districts

20

and ourselves as we drive around and check on

21

things and community hamlets in our council

22

district, you know that some are slipping

23

through the cracks if this is, you know, this

24

is . . . like I've sat here, instead of when

25

we first started doing this, we are now in the

1

2

property maintenance business. This is not

3

how people's tax dollars should be spent and

4

this is not -- this is a severe quality of

5

life issue, not just in Brookhaven, but all

6

over the United States and you know what, I'm

7

kind of fed up with it. The banks and

8

institutions really need to step up and do the

9

right thing and not hide behind this cloak of

10

bankruptcy and foreclosure and the bank --

11

SUPERVISOR ROMAINE: And servicing

12

agents.

13

COUNCILWOMAN BONNER: -- and the bank

14

doesn't really own it yet.

15

You know what, when you have a

16

mortgage, you pay the bank to live in your

17

house. All of a sudden you don't pay the bank

18

and they're saying it's not ours yet?

19

SUPERVISOR ROMAINE: Banks have

20

authority under the mortgages that they give

21

out where they can go in and fix up these

22

houses. I've read all these mortgage

23

documents; I was County Clerk for 16 years.

24

Banks don't do that.

25

COUNCILWOMAN BONNER: Terrible.

1

2

SUPERVISOR ROMAINE: They should and if they don't, I am certainly prepared as Supervisor to penalize them when they allow a house to become as bad as this house --

6

COUNCILWOMAN BONNER: Let's do it.

7

SUPERVISOR ROMAINE: -- as I've seen.

8

We have to wait for our attorney to

9

give us guidance.

10

This hearing was closed, so we're going

11

to move onto the next hearing where we're

12

going to see another lovely house, so, Donna,

13

public hearing number five.

14

MS. LENT: Yes.

15

Public hearing number five,

16

determination of the premises located at 27

17

Radburn Drive, Farmingville, New York, to be

18

unsafe as defined by Chapter 73 pursuant to

19

the engineer's report of Cashin, Spinelli &

20

Ferretti, LLC.

21

The owner or other persons having an

22

interest in the premises may be heard with

23

respect to the condition of the premises and

24

the actions necessary to secure or remove

25

same.

1

2

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4

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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 Town's legal newspapers. 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.

10

SUPERVISOR ROMAINE: Okay.

11

12

13

14

We have Brendan Sweeney to tell us a little bit about this house, it actually looks nice from the outside, but, Brendan, let us know about it.

15

MR. SWEENEY: Yes.

16

17

COUNCILMAN LaVALLE: It is not, Mr. Supervisor.

18

19

MR. SWEENEY: Mr. Supervisor, it starts nice and it gets much worse as we go.

20

21

SUPERVISOR ROMAINE: That's why we have you to tell us the story, Brendan.

22

23

MR. SWEENEY: I like to kind of keep you in the dark as we start this.

24

25

So the owner is a Robt and Ethel Farrell; that is the correct spelling of his

1

2

name. They've owned it since October 5th of
3 1967. No mortgage. Taxes are not paid as of
4 this year, but they have been consistently
5 paying them since the past. They registered
6 at one time with us back in 2016, they have
7 not registered it since. Asbestos is present.
8 We conducted an inspection on March 22nd of
9 2021.

10

We initially boarded this a couple of
11 months ago, March of 2021 and we've had three
12 litter -- tall grass violations that the Town
13 actually went in and mowed it, so the owner
14 has not maintained it or had a property
15 management company maintain it in any way.

16

17

18

19

20

21

22

23

24

25

We contacted three addresses, one of
them was in Sag Harbor for the Farrells and
then an address in Mount Sinai. I have not
received any correspondence from the owner or
a representative. The person that was
contacted in Mount Sinai turns out has no
relation to this property; they showed up on
the title report, which is why we contacted
them, but they had nothing to do with this
property at all, so we will not be contacting

1

2

them moving forward.

3

SUPERVISOR ROMAINE: Title insurance company.

5

6

7

8

9

MR. SWEENEY: It wasn't a mistake on their part, you know what it is, we got a little -- we decided to be -- cover more than less and so just happened to contact this person by mistake.

10

SUPERVISOR ROMAINE: Okay.

11

12

13

14

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16

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23

24

MR. SWEENEY: Subject building is a 42 by 56 wood frame single story residential structure on a concrete block foundation. It's clad with vinyl siding and an asphalt shingle roof, extremely poor condition. The roof is old and worn and based on conditions observed in the interior, it's not watertight. Siding, fascia and soffits are deteriorating and they've rotted away opened to the interior. Gutters are missing in areas. It's overgrown and not maintained. There's miscellaneous trash around the property. As you also saw, a tree has fallen at the wood shed damaging the roof.

25

At the time of the inspection, there

1

2

was an open door in the courtyard. However,

3

we have secured that since that time.

4

5

As for the interior, there's trash, debris and suspect mold throughout. Ceilings

6

haven't fallen due to prolonged exposure to

7

moisture. There are water damaged roof

8

sheathing and rafters in areas with holes

9

through to the exterior as you can see right

10

now. Unsanitary conditions exist. The

11

heating unit did not appear to be in a

12

serviceable condition.

13

14

The building is now boarded up, the site is not secure, constituting a public

15

safety hazard.

16

17

We have violations from the 2020 Property Maintenance Code of New York State,

18

Chapter 1, sections 101 and 107; Chapter 3,

19

sections 301, 302 and 304. From the 2020 Fire

20

Code of New York State, we have Chapter 3,

21

sections 301 and 311. From the code of the

22

Town of Brookhaven, we have chapters 49 and

23

73.

24

25

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

1

2

maintenance, is in an advanced state of

3

disrepair, unsanitary and unfit for human

4

occupancy.

5

Due to its extremely poor condition,

6

rapid deterioration, the engineers believe the

7

site poses a threat to the health, safety and

8

general welfare to the public.

9

Based on the prior mentioned

10

inspection, the owner has not corrected the

11

existing defects nor made required repairs to

12

the structure.

13

Due to the dilapidated and unsafe

14

condition of this building, the rate of

15

deterioration from lack of maintenance and

16

numerous violations of State and Town codes,

17

it's recommended it be demolished.

18

SUPERVISOR ROMAINE: Thank you,

19

Brendan.

20

Do we have speakers on this?

21

(No response.)

22

SUPERVISOR ROMAINE: Okay. I'm going

23

to ask Annette, do we have speakers on then?

24

MS. EADERESTO: No, Mr. Supervisor; I'm

25

sorry, I was just giving Gina the resolutions.

1

2

No speakers.

3

SUPERVISOR ROMAINE: No speakers.

4

Questions from board members or

5

comments?

6

COUNCILMAN LaVALLE: I'll just make a

7

quick comment, Mr. Supervisor.

8

This is a house that's been a problem

9

in my district and what I find really amazing

10

about this, in the past five years right on

11

this road, this will be now the third house

12

that we knock down.

13

Now Radburn, we have a beautiful town

14

park right on that road that has just been

15

redone, it's really nice and what's amazing is

16

now for the third time, we're going into this

17

neighborhood and ripping down houses and

18

obviously, the people who own this house

19

haven't been around, they haven't been doing

20

anything to it, but what I can tell you with

21

the success story about our knockdown program

22

is this, the previous two houses that were

23

knocked down, somebody bought the property and

24

now we have two brand new houses in this

25

neighborhood. This is the last house in the

1

2

neighborhood that is really a dilapidated

3

house and with this passage today and eventual

4

knockdown within the next month, we are

5

literally within five years extraordinarily

6

changed that whole neighborhood between the

7

park, the Highway Superintendent coming in and

8

paving the neighborhood, ripping down two, now

9

three houses, two being rebuilt. This is --

10

we don't want to rip down houses, but

11

sometimes the ends justifies the means and you

12

know, this is, as my board members spoke about

13

on the last knockdown, you know, this is

14

something we have to do that really improves

15

community, so with that being said, I'll make

16

a motion to close this public hearing.

17

COUNCILWOMAN BONNER: Good job, KJ,

18

I'll second it.

19

MS. LENT: All those in favor?

20

COUNCILWOMAN BONNER: Aye.

21

COUNCILMAN FOLEY: Aye.

22

COUNCILMAN KORNREICH: 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 LaVALLE: I'll make a motion

7

to approve the resolution of adoption

8

determining the premises at 27 Radburn Drive,

9

Farmingville, New York, 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

COUNCILWOMAN BONNER: Second.

15

MS. LENT: All those in favor?

16

COUNCILWOMAN BONNER: Aye.

17

COUNCILMAN FOLEY: Aye.

18

COUNCILMAN KORNREICH: 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 carries.

1

2

SUPERVISOR ROMAINE: Okay.

3

4

We're onto public hearing number six when Donna is ready.

5

MS. LENT: Yes.

6

7

SUPERVISOR ROMAINE: It's another knockdown.

8

9

10

11

12

13

MS. LENT: Public hearing number six, determination of the premises located at 98A Bennetts Road, Setauket, New York, to be unsafe as defined by Chapter 73 pursuant to the engineer's report of Cashin, Spinelli & Ferretti, LLC.

14

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18

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.

19

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24

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 and my office has received a signed affidavit of publication from the newspaper.

25

Should the board render a decision

1

2

today, this has been deemed a SEQRA Type II
action.

3

4

SUPERVISOR ROMAINE: Okay, thank you
very much and we have Brendan Sweeney once
again to give us a report on this house and
its conditions.

5

6

7

8

MR. SWEENEY: Yes, you get me for two
more after this one as well.

9

10

This one is 98A Bennetts Road in
Setauket. The owner is Michael Gary Iverson,
who has owned it since August 28th of 1987.

11

12

13

Mortgage is with HSBC Bank, National
Association since April 1st of 2014. Taxes
are paid to date. They were on the registry
last year with us, by they have not updated to
this year. Asbestos is present. Cashin,
Spinelli & Ferretti conducted their inspection
on March 22nd.

14

15

16

17

18

19

20

We initially boarded this property back
in 2012, we re-boarded it in 2016 and then
once again in 2021.

21

22

23

There was only one violation with Waste
Management, which was done in 2012 and the
Town ended up performing the cleanup.

24

25

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14

We contacted the owner at an address in Washington State, two addresses in Washington State actually and various mortgage holders in Rochester, Florida and then it looks like there may be a foreclosure proceeding for this because we contacted two attorneys, both in New York, one local in Setauket, both with an index number attached to the address that they were contacted, but we have at this point not received any correspondence from the owner, the lending agency or these attorneys pertaining to anything related to a foreclosure.

15

16

17

18

19

20

21

22

23

24

Subject building is a 36 by 50 wood frame two-story residential structure with a basement on a concrete block foundation. It's clad with wood siding and roofs comprised of roll roofing and asphalt shingle and is in extremely poor condition. The roof is severely compromised and sagging over one of the extensions. The northwest corner of the building is open and sagging. This area is in danger of collapse.

25

Based on conditions observed throughout

1

2

the interior, the roofs are not watertight.

3

The siding, fascia and soffits are

4

deteriorating, the wood trim on the structure

5

is rotting, there is no gutters on much of the

6

structure. It's densely overgrown with bamboo

7

and there's trash in areas.

8

The interior is also in poor condition

9

as you can see. There's trash, debris and

10

suspect mold throughout. The ceilings have

11

fallen due to prolonged exposure to moisture.

12

At the northwest corner, roof rafters

13

are rotted and broken and in danger of

14

collapse. The corner of the building is

15

coming apart. Although access to the basement

16

is not possible, trash and debris were

17

observed through a hole in the first floor.

18

The building is boarded up, but the

19

site is not secure, constituting a public

20

safety hazard, especially due to the advanced

21

state of decay of the building.

22

We have violations observed including

23

the following:

24

From the 2020 Property Maintenance Code

25

of New York State, Chapter 1, sections 101 and

1

2

107; Chapter 3, sections 301, 302 and 304.

3

From the 2020 Fire Code of New York State, we

4

have Chapter 3, sections 301 and 311 and from

5

the code of the Town of Brookhaven, we have

6

chapters 29 and 73.

7

Pursuant to the above definitions, the

8

building is considered to be unsafe, lacks

9

maintenance, is in an advanced state of

10

disrepair, unsanitary and unfit for human

11

occupancy.

12

Due to its extremely poor condition and

13

rapid deterioration, engineers believe the

14

site poses a threat to the health, safety and

15

general welfare of the public.

16

Based on the prior mentioned

17

inspection, the owner has not corrected the

18

existing defects nor made the required repairs

19

to the structure.

20

Due to the dilapidated and unsafe

21

condition of the building, rate of

22

deterioration from lack of maintenance and

23

numerous violations of State and Town codes,

24

it's recommended it be demolished.

25

SUPERVISOR ROMAINE: Thank you,

1

2

Brendan.

3

Questions from board members?

4

5

6

COUNCILMAN KORNREICH: Brendan, is the owner of this property the same owner as the property that's in front on the street?

7

8

MR. SWEENEY: You're saying for 98 Bennetts?

9

COUNCILMAN KORNREICH: Yeah.

10

11

12

13

14

MR. SWEENEY: I do not have the Town portal in front of me, otherwise I would look and confirm that for you right now. I had to move to sit to (inaudible); I can check that and get back to you, though.

15

16

17

18

19

20

21

22

23

24

COUNCILMAN KORNREICH: Okay because these were -- over here these were student rentals that were in disrepair for quite a while and if I recall, they were being sold as a package at one time, they were offered for sale as a package at one point, so if you weren't able to get in touch with the owner, maybe through the tenants; I believe that the front property is still rented, I see cars there when I drive by.

25

MR. SWEENEY: I'm actually trying to

1

2 connect right now to my Town computer, even
3 though I'm sitting at my laptop right now,
4 Councilman. I can try and get you an answer
5 as quickly as possible, but I don't know if we
6 want to move forward with closing the hearing,
7 you know, in that time while I'm waiting.

8 COUNCILMAN KORNREICH: Is there anyone
9 here to speak on this?

10 MR. SWEENEY: We do not, I believe, for
11 this property.

12 MS. EADERESTO: No speakers,
13 Mr. Supervisor, Councilman.

14 COUNCILMAN KORNREICH: You don't have
15 contact information for Iverson?

16 MR. SWEENEY: We -- like I said, the
17 only contact we had was through the title
18 report that we obtained. We have addresses
19 for him in Washington that we --

20 SUPERVISOR ROMAINE: Washington State.

21 MR. SWEENEY: Washington State, but
22 they did not respond to the notices we sent to
23 them and actually ironically enough, I just
24 got a text from someone who has access to the
25 portal, they just said to me that it used be

1

2

the same owner, but it is no longer.

3

4

COUNCILMAN KORNREICH: Oh, okay. All right.

5

6

COUNCILWOMAN BONNER: Probably couldn't sell this one because of the way it looks.

7

SUPERVISOR ROMAINE: Okay.

8

9

COUNCILWOMAN BONNER: How dangerous it is.

10

11

SUPERVISOR ROMAINE: So we need a motion to close this public hearing.

12

13

COUNCILMAN KORNREICH: I move to close the hearing.

14

COUNCILWOMAN BONNER: I'll second.

15

SUPERVISOR ROMAINE: Thank you.

16

MS. LENT: All those in favor?

17

I don't know what that noise is,

18

somebody has to mute.

19

Okay. All those in favor?

20

COUNCILWOMAN BONNER: Aye.

21

COUNCILMAN FOLEY: Aye.

22

COUNCILMAN KORNREICH: Aye.

23

COUNCILMAN LaVALLE: Aye.

24

COUNCILMAN LOGUERCIO: Aye.

25

COUNCILMAN PANICO: Aye.

1

2 SUPERVISOR ROMAINE: Aye.

3 COUNCILWOMAN BONNER: Who's . . .

4 MS. LENT: Opposed?

5 (No response.)

6 COUNCILWOMAN BONNER: Lordy.

7 MS. LENT: Motion carries.

8 What the heck was that, I don't know.

9 All right. Go onto resolution of
10 adoption, if that is the desire.

11 SUPERVISOR ROMAINE: Yes.

12 MS. LENT: The public hearing is
13 closed.14 SUPERVISOR ROMAINE: I'll make the
15 motion to adopt.

16 COUNCILWOMAN BONNER: I'll second.

17 MS. LENT: All those in favor?

18 COUNCILWOMAN BONNER: Aye.

19 COUNCILMAN FOLEY: Aye.

20 COUNCILMAN KORNREICH: 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

Thank you.

5

SUPERVISOR ROMAINE: And again, we give
a 30-day window; if anything changes, my
office will get back to all the board members
if we find any additional information that
would allow additional time for this house to
be repaired, but it's a mess and it's
certainly not benefiting the neighborhood that
it's in, so . . .

13

MS. LENT: So we'll move to public
hearing number seven, sir.

14

15

SUPERVISOR ROMAINE: Yes, public
hearing number seven.

16

17

Oh, look who's (inaudible).

18

MS. LENT: Yes.

19

20

Determination of the premises located
at 108 Poospatuck Lane, Mastic, New York, to
be unsafe as defined by Chapter 73 pursuant to
the engineer's report of Cashin, Spinelli &
Ferretti, LLC.

21

22

23

24

25

The owner or other persons having an
interest in the premises may be heard with

1

2

respect to the condition of the premises and

3

the actions necessary to secure or remove

4

same.

5

Legal notices for public hearings are

6

published no less than ten days, no more than

7

20 days prior to a public hearing in one of

8

the Town's legal newspapers. My office has

9

received a signed affidavit of publication

10

from the newspaper and should the board render

11

a decision today, this has been deemed a SEQRA

12

Type II action.

13

SUPERVISOR ROMAINE: Okay.

14

Brendan Sweeney again, let us know a

15

little bit about 108 Poospatuck Lane.

16

MR. SWEENEY: Yes.

17

So 108 Poospatuck Lane, the owner is a

18

Roberto Arevalo, who owns it since March 3rd

19

of 2020 and it should be noted that he

20

purchased this property from Suffolk County.

21

SUPERVISOR ROMAINE: I was about to

22

mention that.

23

This is County owned property that we

24

asked them not to sell, but to give to the

25

Town so we could have -- create open space and

1

2

we would have demolished this house.

3

4

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MR. SWEENEY: I was also going to add for -- those for context that are not from the area, this property is literally the last parcel in the Town that goes before the Poospatuck reservation begins, so for context.

It is not on our vacant registry, was not registered by Mr. Arevalo, the County or anyone prior.

There was an inspection conducted by Cashin, Spinelli & Ferretti on March 22nd. We contacted Mr. Arevalo in East Islip; he did not get back to us. Again, it's the same method; we sent it by mail and we received no correspondence from him or any other representatives.

SUPERVISOR ROMAINE: And he bought it from the County at auction?

MR. SWEENEY: Yes, he did purchase it from the County at auction.

SUPERVISOR ROMAINE: Despite the letters from the Town asking the County to transfer the property to us.

MR. SWEENEY: Yes.

1

2

SUPERVISOR ROMAINE: I believe

3

Councilman Panico was involved.

4

MR. SWEENEY: This is I would say at

5

least the fifth property that we have received

6

before this board in the past couple of years

7

that was originally with the County due to

8

back taxes, nonpayment and the County chose to

9

auction it to an individual and then work

10

never began to fix the property up in any way,

11

shape or form.

12

Subject building is a 30 by 48 single

13

story residential structure on a concrete slab

14

foundation. It's clad with wood siding and an

15

asphalt shingle roof and is in extremely poor

16

condition. The roof is old and worn and based

17

on the conditions observed, it's not

18

watertight. Siding, fascia and soffits are

19

dilapidated and rotting. There's siding

20

missing from most of the exterior, leaving the

21

sheathing exposed to the elements.

22

There are five vehicles, as you just

23

saw recently, on the north side of the

24

building, which were abandoned along with a

25

boat and a storage container observed at the

1

2 rear of the property.

3 Miscellaneous trash --

4 SUPERVISOR ROMAINE: Just hold on for

5 one second.

6 MR. SWEENEY: Sure.

7 SUPERVISOR ROMAINE: I know our Town

8 Attorney's office is on this. I would like

9 them to check the registration on the boats

10 and the VIN numbers on the car so we can find

11 out who dumped them there because it's going

12 to cost us money to get rid of them and we're

13 going to make sure that those responsible are

14 billed.

15 MS. EADERESTO: Mr. Supervisor, we will

16 take them as part of the cleanup and the

17 demolition and that will get charged to the

18 tax bill.

19 SUPERVISOR ROMAINE: Okay.

20 MS. EADERESTO: So we will recoup those

21 costs.

22 SUPERVISOR ROMAINE: Right. Okay.

23 MR. SWEENEY: The interior of the

24 building is also in extremely poor condition

25 with being partially gutted and trash and

1

2

debris throughout. Ceilings have fallen due

3

to prolonged exposure to moisture. Suspect

4

mold is present in areas. Unsanitary

5

conditions exist throughout, but the tops of

6

walls, as you can see right there, open to the

7

exterior around much of the perimeter.

8

There's also a large hole in the south wall

9

that is large enough for trespassers to gain

10

access.

11

The building presently is boarded up in

12

sections, but the site is not secure,

13

constituting a public safety hazard,

14

especially due to the advanced state of decay

15

of the building.

16

We have numerous violations including

17

the following:

18

2020 Property Maintenance Code of New

19

York State, Chapter 1, sections 101 and 107;

20

Chapter 3, sections 301, 302 and 304. From

21

the 2020 Fire Code of New York State, we have

22

Chapter 3, sections 301 and 311 and from the

23

code of the Town of Brookhaven, I have

24

chapters 49 and 73.

25

Pursuant to the above definitions, the

1

2

building is considered unsafe, lacks

3

maintenance, in advanced state of disrepair,

4

unsanitary and unfit for human occupancy.

5

Due to its extremely poor condition and

6

rapid deterioration, the engineers believe the

7

site poses a threat to the health, safety and

8

general welfare of the public.

9

Based on prior mentioned inspections,

10

the owner has not corrected existing defects

11

nor made required repairs to the structure.

12

Due to dilapidated and unsafe condition

13

of the building, rate of deterioration from

14

lack of maintenance and numerous violations of

15

the State and Town codes, it should be

16

demolished.

17

SUPERVISOR ROMAINE: Thank you,

18

Brendan.

19

Do we have any speakers on this?

20

(No response.)

21

SUPERVISOR ROMAINE: Annette?

22

MS. EADERESTO: Sorry, I was trying to

23

unmute.

24

No, no speakers. There will be

25

speakers on the next one.

1

2

SUPERVISOR ROMAINE: Do board members have any comments or questions?

3

4

COUNCILMAN PANICO: I'll just say for the paltry amount of money that the County received, \$28,000 and change, it would have been much better to have this property transferred to the Town.

5

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15

Mastic is a community that's undergone vast improvement, largely due to the work this Town board has done in remedying structures all through this area as the Supervisor and I have been to many demolitions that occurred on properties throughout the roads leading to this property.

16

17

18

19

20

This is the last property, as Mr. Sweeney said, just north of the reservation on Poospatuck. It's a disgrace and it's an embarrassment, it is not what the community endeavors to be.

21

22

23

24

25

Nobody on this Town board can control what goes on inside the reservation, we have no authority, but we do have the authority, even to the borderline, which is what this property represents and I hope that we will

1

2

move forward on this demolition as quickly as
legally possible.

3

4

The owner that bought it for \$28,000, I
know East Islip very well, I would venture to
guess there's no properties in East Islip that
look like this --

5

6

7

8

SUPERVISOR ROMAINE: No.

9

10

COUNCILMAN PANICO: -- and the people
that live in Mastic deserve no less than
people who live in East Islip, so I will make
a motion to close public hearing number seven
of May 27, 2021.

11

12

13

14

SUPERVISOR ROMAINE: Second.

15

COUNCILMAN FOLEY: Second.

16

17

MS. LENT: You both at the same time;
who's the second?

18

19

SUPERVISOR ROMAINE: Neil, give it to
Neil.

20

MS. LENT: All those in favor?

21

COUNCILWOMAN BONNER: Aye.

22

COUNCILMAN FOLEY: Aye.

23

COUNCILMAN KORNREICH: 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 PANICO: I have the
8 resolution of adoption determining the
9 premises at 108 Poospatuck Lane, Mastic, New
10 York, to be unsafe as defined by Chapter 73
11 pursuant to the engineer's report of Cashin
12 Spinelli & Ferretti, LLC.

13 So moved.

14 COUNCILMAN FOLEY: Second.

15 MS. LENT: All those in favor?

16 COUNCILWOMAN BONNER: Aye.

17 COUNCILMAN FOLEY: Aye.

18 COUNCILMAN KORNREICH: 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 carries.

1

2

SUPERVISOR ROMAINE: Now we are onto public hearing number eight, which is our last public hearing.

5

MS. LENT: Yes.

6

SUPERVISOR ROMAINE: Also a demo.

7

MS. LENT: Public hearing number eight, determination of the premises located at 18 Division Road, Lake Ronkonkoma, New York, to be unsafe as defined by Chapter 73 pursuant to the engineer's report of Cashin, Spinelli & Ferretti, LLC.

13

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17

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.

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25

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

1

2

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4

5

SUPERVISOR ROMAINE: Okay, thank you and we have Brendan Sweeney to tell us a little bit about this. We also have a number of speakers after Brendan.

6

7

8

9

10

11

MR. SWEENEY: We do, sir, yes. This property, we've actually had a long history of a desire to demo this property dating back to my first stint in the Supervisor's office and so in some ways it's coming around full circle.

12

13

14

15

16

The owner is a Zaronkonkoma, they've owned it since June 3rd of 2015. No mortgage, taxes are paid to date by them. It's verified vacant, but not on the registry. Asbestos is present.

17

18

19

20

21

22

Cashin, Spinelli & Ferretti conducted their inspection on January 23rd of 2020, but we actually just today had Chief Building Inspector Angus Graham go back out again today to confirm the status and the condition of this property.

23

24

25

We boarded it back in 2017 and has not been boarded since. There was a tall grass violation that was opened in 2016, we cleaned

1

2

it and placed a lien on the property. Since

3

that time, there have been four additional

4

violations that have come in that just were

5

not founded.

6

We contacted Zaronkonkoma at an address

7

in Forest Hills. We also contacted some

8

additional people also in Forest Hills and one

9

person who seemed to be associated with the

10

property in Farmingville; none of them got

11

back to us.

12

This hearing is moving forward after

13

we've received numerous requests.

14

The property was originally built in

15

1796, but it has been moved from its original

16

location. We have received emails in the past

17

regarding this property despite desires for

18

the property to have been fixed up. There

19

have been no attempts by the owner to rectify

20

the situation. The owner never contacted us

21

since we've begun the demo process almost two

22

years ago.

23

There was an individual, an Ellen

24

Okvist, who said she had permission from the

25

owner to move the home onto her personal

1

2

property, but we never received documentation

3

from her that showed she had true

4

authorization to do so nor did we see that she

5

had the money to both fix it and move it, so

6

at that point, we felt that was not something

7

that was actually going to proceed as well.

8

The chief building inspector reported

9

to this property. He stated himself that it

10

has -- the conditions have deteriorated since

11

these pictures that I have included and I

12

actually just received a text that say it in

13

1786, so I just want to correct myself.

14

Pictures that the chief building

15

inspector took will be included at the end of

16

this. It should be noted there actually is a

17

homeless person that is currently residing on

18

one of the porches; you'll be able to see that

19

picture when we get to the end.

20

The subject building is a 38 by 62 wood

21

frame two-story residential structure with a

22

basement resting on a concrete block

23

foundation. It is clad with wood siding and

24

an asphalt shingle roof over cedar shingles

25

and is in extremely poor condition.

1

2

The roof is old and worn and based on conditions, it's not watertight. The roof edge is damaged and open at the rear.

4

5

The siding, fascia and soffits are dilapidated and there are several open holes through to the exterior walls. The wood structure at these openings is completely rotted, causing the collapse of the flooring at the interior.

6

7

8

9

10

11

All of the wood trim on the structure is rotting. The integral gutters are damaged in areas and the porch gutter at the front is detached and full of vegetation.

12

13

14

15

The front porch roof is detached from the main structure and sagging at the west end. The support post for the roof overhang at the southeast corner is missing. The photo (sic) is overgrown with dense vegetation and contains miscellaneous trash in areas.

16

17

18

19

20

21

The interior is also, as you can see, in poor -- extremely poor condition. The interior is damp and full of trash and construction debris throughout. Unsanitary conditions exist throughout the interior with

22

23

24

25

1

2

ceilings having fallen due to prolonged

3

exposure to moisture. The structure is rotted

4

away and flooring has collapsed in several

5

areas of the first and second levels. There

6

are holes through the exterior walls due to

7

the extensive rotting of the wood structure.

8

There's suspect mold throughout. The basement

9

is wet and steel support columns are rusting.

10

Collapsing of the first floor structure is

11

observed at the basement.

12

The building is presently boarded up,

13

but the site is not secure, constituting a

14

public safety hazard.

15

Violations observed included the

16

following:

17

From the 2020 Property Maintenance Code

18

of New York State, we have Chapter 1, sections

19

101 and 107; Chapter 3, sections 301, 302 and

20

304. From the 2020 Fire Code of New York

21

State, we have Chapter 3, sections 301 and

22

311. From the code of the Town of Brookhaven,

23

we have chapters 49 and 73.

24

Pursuant to the above definitions, the

25

building is considered unsafe, lacks

1

2

maintenance, is in a state of extreme

3

disrepair, unsanitary and unfit for human

4

occupancy.

5

Due to its extremely 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 the prior mentioned

10

inspections, the owner has not corrected those

11

defects nor made the required repairs to the

12

structure.

13

Due to the dilapidated and unsafe

14

condition of the building, the rate of

15

deterioration from lack of maintenance and

16

numerous violations of State and Town codes,

17

it is thus recommended both by the engineers

18

and the chief building inspector that this

19

property be demolished and I'll skip to now

20

the pictures that he gave us from today so

21

that the board can see also the conditions as

22

of today.

23

This the the homeless encampment.

24

Thank you.

25

COUNCILWOMAN BONNER: Brendan, do you

1

2 know if DSS has been contacted regarding the
3 homeless people living there?

4 MR. SWEENEY: I do not. I was only
5 aware -- made aware of it today both by the
6 chief building inspector's photos and then I
7 believe Ms. Vollgrath, who will be speaking,
8 she's from the Lake Ronkonkoma Historical
9 Society, she also mentioned it in a little
10 part of the chat down here at the bottom.
11 That was the first I had heard of it up to
12 this point. I do not know if DSS has been
13 contacted.

14 SUPERVISOR ROMAINE: Okay. That's
15 really, it's someone, depending on the vote
16 today, should contact our social services
17 commissioner and let her know so they can do
18 outreach and try to find housing for this
19 homeless person.

20 Based on that, though, we do have some
21 speakers, so let's hear from the speakers and
22 then we'll take questions or comments.

23 MR. SWEENEY: I just made a note for
24 contacting the commissioner so that way we can
25 reach out to them.

1

2

COUNCILMAN FOLEY: I will also reach
out, too, Brendan.

3

4

SUPERVISOR ROMAINE: Thank you.

5

MR. SWEENEY: Thank you, Councilman.

6

7

SUPERVISOR ROMAINE: Okay, speakers;
who's the first speaker we have?

8

MS. EADERESTO: Jen.

9

MS. LENT: I see a Matt --

10

11

MS. EADERESTO: The first speaker is
in.

12

SUPERVISOR ROMAINE: Okay.

13

MS. EADERESTO: Matt Balkam.

14

SUPERVISOR ROMAINE: Okay, Evelyn.

15

16

17

18

MS. LENT: So Matt is going to be the
first speaker. You are not on camera, but I'm
going to ask you please to acknowledge, raise
your right hand as I give you an oath.

19

20

MR. SWEENEY: He's also muted still,
Donna, just as an FYI.

21

MS. LENT: Oh, well, here we go.

22

Can somebody unmute him?

23

24

MS. EADERESTO: You have to unmute
yourself, Matt.

25

(No response.)

1

2

MS. EADERESTO: We've let him have
access, he needs to do that on his end.

3

4

MS. LENT: Is Evelyn available, if
you're available?

5

6

MS. VOLLGRATH: Yes, I'm available.

7

MS. LENT: I'll take you first then.

8

MS. VOLLGRATH: Okay, thank you.

9

10

MS. LENT: Will you please just raise
your right hand?

11

MS. VOLLGRATH: It's up.

12

13

MS. LENT: Do you swear to tell the
truth, the whole truth and nothing but the
truth so help you God?

14

15

MS. VOLLGRATH: Yes, I do.

16

17

MS. LENT: All right. You're going to
have five minutes to speak and just let us
know your full name and your hamlet, please.

18

19

MS. VOLLGRATH: My name is Evelyn
Vollgrath. I'm the president of the Lake
Ronkonkoma Historical Society and my hamlet is
Holbrook is where I live.

20

21

22

23

This house is on one of the main roads
in Lake Ronkonkoma. It has just been
deteriorating worse and worse every year. We

24

25

1

2

have caught numerous amount of children in

3

this house where the floor is falling apart.

4

5

There is a chimney in the middle of the building that is not substantially balanced by

6

anything. Whatever it was attached to was

7

disconnected.

8

9

If you look at the roof of this house, the whole house is leaning to the right from

10

the front of the house from the weight of this

11

chimney. Somebody is going to get hurt inside

12

this vehicle. It's horrible.

13

14

I mean we try to preserve the history

15

of Ronkonkoma. We have preserved the history

16

of this home the best way we possibly can, but

17

at this time, we do not feel that this house

18

is viable to be restored and it would just be

19

a tremendous burden on the Town and everyone

20

that's associated with it. It needs to come

21

down because of where it is. It makes our

Town look terrible. Thank you.

22

SUPERVISOR ROMAINE: Thank you, Evelyn.

23

MS. VOLLGRATH: You're welcome.

24

MS. LENT: Mr. Balkam, are you there

25

now?

1

2 MR. BALKAM: Hello, can you hear me?

3 MS. LENT: I can.

4 MR. BALKAM: Hello?

5 MS. LENT: I'm going to administer an
6 oath for you, please; would you raise your
7 right hand, though I can't see you?

8 MR. BALKAM: Hand is raised.

9 MS. LENT: Do you swear to tell the
10 truth, the whole truth and nothing but the
11 truth so help you God?

12 MR. BALKAM: I do.

13 MS. LENT: You're going to have five
14 minutes to speak. If you will just state your
15 name and your hamlet, you can begin.

16 MR. BALKAM: My name is Matt Balkam. I
17 live in Lake Grove. We just purchased a house
18 last year. Life-long resident of Ronkonkoma.

19 I'm kind of going to echo a bit what
20 Evelyn had said.

21 I'm probably one of the biggest
22 advocates of saving the history of this Town,
23 this is my hometown, I love it dearly, but as
24 far as this house goes, it's just past its
25 time, it's time to move on with it.

1

2

Division Road is one of the four main

3

streets that border the business district:

4

Hawkins, Ronkonkoma, Portion and Division.

5

There is a bit of a juice back in the

6

Town, okay, regarding some of the things going

7

on with Hawkins, like the cancer center going

8

in, the new 7 Eleven, Dunkin Donuts, people

9

are getting a little juiced up again, but you

10

go down south, you make a quick right and you

11

come into this house.

12

The property, itself, looks like

13

something out of a Stephen King novel. It's

14

an embarrassment, it's a complete

15

embarrassment. It's time. It's been vacant

16

for, at least to my knowledge, about eight

17

years. There's been one person who is

18

supposedly trying to save it and as was

19

stated, there's been no verification at all

20

about the ability financially to have it done.

21

It's just time for this board to move on with

22

this and just do it.

23

Hopefully if this can come down, the

24

property, itself, can get revitalized and

25

something else can go in, you know, whether

1

2 it's another retail or what have you. But
3 it's an embarrassment for this Town and
4 community to keep it up. It's got to go.

5 So with that, I say thank you to the
6 Supervisor and the board for allowing me to
7 speak for a couple of minutes.

8 SUPERVISOR ROMAINE: Thank you, Matt.
9 Other speakers?

10 MS. EADERESTO: No, Mr. Supervisor,
11 that's all.

12 SUPERVISOR ROMAINE: Okay.
13 Neil.

14 COUNCILMAN FOLEY: The only thing I'll
15 say is -- and I'll include Kevin in this
16 conversation -- we've tried probably for over
17 seven years to figure out how to save this
18 parcel or this property, to no avail. We've
19 had multiple meetings.

20 Obviously you have multiple
21 organizations that are supporting this
22 demolition. The fire department will not go
23 into this building if there's a fire it's such
24 a safety hazard, so at that point, I will
25 close public hearing number eight.

1

2

COUNCILMAN LaVALLE: Just jump in
really fast, Neil.

3

4

MS. LENT: Can --

5

COUNCILMAN LaVALLE: A year before --
what's that, Donna?

6

7

MS. LENT: Can I get a second and then
you can talk?

8

9

COUNCILMAN LaVALLE: Second.

10

COUNCILWOMAN BONNER: I'll second.

11

MS. LENT: Okay.

12

13

COUNCILMAN LaVALLE: So I got on this
board about a year before Neil did and former
Councilman Mazzei and I actually were at this
site and that's how long this has been going
on and you know, we really and I think echoing
Evelyn and Matt's comments, you know, when
Lake Ronkonkoma, we take a lot of pride in the
history of that area, but at a point, some of
these things have to stop and there is no way
this house is in such bad disrepair that
really at this point it has to be done for the
safety of the people in the area and you know,
I credit Councilman Foley, he's been
diligently working on this, trying to do

14

15

16

17

18

19

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21

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1

2

everything he can, but, you know, at the end
of the day, this is what's right and you know,
hopefully we can continue some of that
movement that Matt talked about with the
redevelopment in the Lake Ronkonkoma area.

7

SUPERVISOR ROMAINE: Okay.

8

9

So there is a motion to close and
seconded?

10

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

12

COUNCILWOMAN BONNER: Aye.

13

COUNCILMAN FOLEY: Aye.

14

COUNCILMAN KORNREICH: 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: Neil, you have the
resolution.

24

COUNCILMAN FOLEY: Yes, Supervisor.

25

I have a resolution of adoption for

1

2

public hearing number eight determining the

3

premises at 18 Division Road, Lake Ronkonkoma,

4

New York, see the Suffolk County tax map, to

5

be unsafe as defined by Chapter 73 pursuant to

6

the engineer's report of Cashin, Spinelli &

7

Ferretti, LLC.

8

So moved.

9

COUNCILMAN LaVALLE: Second.

10

COUNCILMAN LOGUERCIO: Second.

11

I'm sorry, go ahead, Kevin, you second

12

it.

13

COUNCILMAN LaVALLE: Second.

14

Thank you, Mike.

15

MS. LENT: All those in favor?

16

COUNCILWOMAN BONNER: Aye.

17

COUNCILMAN FOLEY: Aye.

18

COUNCILMAN KORNREICH: 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 carries.

1

2

SUPERVISOR ROMAINE: Okay.

3

4

Well, that ends public hearing and also ends all the business we have to do today, so

5

I will take a motion to adjourn this Town

6

board meeting.

7

COUNCILMAN LaVALLE: Second.

8

MS. LENT: I heard take a motion, but I

9

didn't --

10

COUNCILMAN LaVALLE: So moved.

11

MS. LENT: Thank you.

12

And now I need a second.

13

COUNCILWOMAN BONNER: Second.

14

MS. LENT: All those in favor?

15

COUNCILWOMAN BONNER: Aye.

16

COUNCILMAN FOLEY: Aye.

17

COUNCILMAN KORNREICH: 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: Thank you.

1

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25

I want to thank the board for their assistance and for Donna for doing a great job and we will see you at our next Town board meeting and work session. Everyone be well.

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