



Southold Town Board

Regular Meeting

~ Minutes ~

53095 Main Road
Southold, NY 11971
www.southoldtownny.gov

Elizabeth A. Neville
(631) 765 - 1800

Tuesday, April 25, 2017

4:30 PM

Meeting Hall

Call to Order

4:30 PM Meeting called to order on April 25, 2017 at Meeting Hall, 53095 Route 25, Southold, NY.

Attendee Name	Organization	Title	Status	Arrived
James Dinizio Jr	Town of Southold	Councilman	Present	
William P. Ruland	Town of Southold	Councilman	Present	
Jill Doherty	Town of Southold	Councilwoman	Present	
Robert Ghosio	Town of Southold	Councilman	Absent	
Louisa P. Evans	Town of Southold	Justice	Present	
Scott A. Russell	Town of Southold	Supervisor	Present	

I. Reports

1. **Planning Department Monthly Report**
2. **Recreation Department Monthly Report**
3. **Board of Town Trustees Monthly Report**
4. **Program for the Disabled Monthly Report**
5. **Fishers Island Sewer District Annual Report**

II. Public Notices

1. **S.C. Agricultural & Farmland Protection Board**
2. **SC Dept of Economic Development & Planning**
3. **SC Dept of Economic Development & Planning**

III. Communications

IV. Discussion

1. **9:00 Am - Lloyd Reisenberg, Jeff Standish**
2. **9:15 AM - Denis Noncarrow**
3. **9:30 AM - Michael Collins**
4. **10:00 AM - Jim Bunchuck**
5. **10:15 AM - Mark Terry**
6. **10:30 AM - Chris Baiz**
7. **Councilman Ruland**
8. **PEP Request to Install Monofilament Receptacles**
9. **Countywide Shared Services Property Tax Savings Plan**
10. **Code Amendment to Chapter 148 – Flood Damage Protection**
11. **Code Amendment to Chapter 233 – Solid Waste**
12. **Capital Projects**
13. **EXECUTIVE SESSION - Labor - Matters Involving Employment of Particular Person(S)**
14. **EXECUTIVE SESSION - Proposed Property Acquisition(S), Publicity of Which Would Substantially Affect the Value Thereof**
15. **EXECUTIVE SESSION - Litigation**
16. **Justice Evans**

Special Presentation

Southold Town Tree Committee

SUPERVISOR RUSSELL: Please rise and join in the Pledge of Allegiance. Thank you. Before I get to the regular business of the agenda, I am going to pass it over to Councilwoman Jill Doherty because she has a special presentation to make.

COUNCILWOMAN DOHERTY: This is our annual poster contest, for the Tree Committee. You can see all around the posters, here in the middle are the winners and the runner-ups. And I will turn it over to Dave Cichanowicz, the chairman of the Tree Committee, to hand out proclamations and prizes to the winners.

DAVE CICHANOWICZ: Okay, good afternoon everyone. We are here for the annual poster contest and the Tree Committee board picks out what we feel is the best poster for the entire Town of Southold as well as honorable mentions for each of the school districts. Along with that, we give out gift cards and the grand prize winner gets a nice \$100 gift certificate and a tree planted on their behalf at the school. It's a nice program, we want to keep the kids active and involved in keeping the community green and anything we can do to help that, we are all for it. With that being said...

COUNCILWOMAN DOHERTY: Before Dave starts, I want to mention that the rest of the Tree Committee are here and if you guys want to come up and sit in the front row here and help us congratulate the winners? These are a group of hard working people that donate their time, and we do plant a lot of trees during the year and we do a lot of education, so thank you guys for all you do.

MR. CICHANOWICZ: Our mission goal is try to keep all the street trees in Southold healthy and thriving. Planning for the future, there are numerous trees in the area that are dying of disease and such that we have to take down and we are looking to plant new trees or seedlings in their place and to keep everything beautiful as it has been. So we are going to go to the number one winner for the overall Southold town is Jennifer Luke from the Oysterponds School, if you want to come on up?

COUNCILWOMAN DOHERTY: This is her poster, we have a certificate of congratulations from the Southold Town Board for you.

MR. CICHANOWICZ: Here is a gift certificate for \$100 for you, don't spend it all in one place. Thank you. Congratulations. Next we have Darwin Esteban from Southold, he is not here. Well, we have a \$50 gift card for him and a certificate. Next we have Ava Fudjinski from Our Lady of Mercy, she is not here. Alexa Piraino from Cutchogue East Elementary School, here you go, congratulations. And last but not least, Anna Cooper from New Suffolk. Congratulations. And that's the end of our poster contest.

COUNCILWOMAN DOHERTY: Thank you to everybody.

SUPERVISOR RUSSELL: Congratulations to all the winners. For everybody else, we actually have all the posters on display in here and out in the foyer. They will be up for several days, so please, encourage people to come on in and look at them because there's some great art. Thank you Dave and thank you to the Tree Committee. Would anybody like to address the Town Board on any of the items that appear on the agenda?

Opening Comments

Supervisor Russell

SUPERVISOR RUSSELL: Would anybody like to address the Town Board on any of the items

that appear on the agenda?

Robert Dunn

ROBERT DUNN: Robert Dunn, Peconic. I just have a question about 401, (inaudible)it doesn't say any reason why.

SUPERVISOR RUSSELL: The changes that are proposed, the intention is to make them consistent with the federal flood damage prevention, they, consistent with recent changes to the maps at the federal level. Initial flood insurance program. That's all that is. it's trying to bring some uniformity to the two.

TOWN ATTORNEY DUFFY: Those 40 numbers are already in the code. Those aren't new additions...

MR. DUNN: Oh, I understand that. There are existing maps. Inaudible. Anytime you do anything (inaudible) I have been reading more and more about federal flood (inaudible) So to identify an area or a thing (inaudible) What would be the purpose?

SUPERVISOR RUSSELL: The consistency between federal maps and the town code? I mean, ultimately we are administering federal law, so I don't know that there's anything other than our obligation to follow what federal laws says. I mean we are administering the flood maps, all of that, you know, at the local level, like it or not.

MR. DUNN: The flood maps are already in existence. Over here we are talking flood damage prevention.

SUPERVISOR RUSSELL: These are just the panel numbers, the numbers you see, just the panel numbers on the maps that are already established.

MR. DUNN: Already established.

SUPERVISOR RUSSELL: Right.

MR. DUNN: It's not like you are creating a new thing.

SUPERVISOR RUSSELL: No, we are just making out code consistent with theirs.

TOWN ATTORNEY DUFFY: I can tell you FEMA changed the one panel to add a property tow it. I can find it for you, if you want.

MR. DUNN: Inaudible.

TOWN ATTORNEY DUFFY: Then it trickles down to DEC and then to us, and then we have to make our code consistent with the actual map. We are just recognizing the change that FEMA made.

MR. DUNN: Inaudible.

SUPERVISOR RUSSELL: There have been instances in the past where people have petitioned

FEMA to be removed from the flood plains, certain zones. I don't know how successful they've....

MR. DUNN: Inaudible.

SUPERVISOR RUSSELL: Yes.

MR. DUNN: Inaudible. So I am just concerned where all of this is going (inaudible).

SUPERVISOR RUSSELL: Sure, fair enough.

MR. DUNN: Is given as why (inaudible), they have stated they won't be doing any beach restoration (inaudible). And I can understand that, are they going to say (inaudible).

SUPERVISOR RUSSELL: They are never going to get out of the federal flood insurance program, they are never going to give that up. Never happen.

MR. DUNN: Inaudible. It's a little scary.

SUPERVISOR RUSSELL: And most of the nicest houses on the edge of that sand pile. They are not going to let the federal government go out of the federal flood insurance program.

MR. DUNN: Well, some of those people are exactly (inaudible)

SUPERVISOR RUSSELL: On repetitive losses? I am not sure. That would be their decision but I am not so sure they can handle or would be willing to accept repetitive losses. It's pretty substantial. Would anybody else like to address the Town Board on any of the agenda items? Yes, Chris?

Chris Baiz

CHRIS BAIZ: Good afternoon, members of the Board. I am Chris Baiz in the village of Southold. I also support the town as chair of the Agricultural Advisory Committee and I just want to support #357 this afternoon. This has been a very long, collaborative process to identify what is agriculture in the Town of Southold. Not to invent new agriculture but just what is there today. As you all know, in our zoning code we have over 210 definitions which up until this afternoon have basically had three of those 210 definitions identifying agriculture in the town, was something that represents 1/3 of the town's land mass. So I see we are going to have 13 or 14 new definitions plus maybe modified a couple of existing definitions. The Agricultural Advisory Committee collaborating with the Town Board and the Code Committee and giving you our input, as your 'on the ground agricultural experts', we tried to identify the best we can what are the current agricultural practices in town. This, of course, is just part one with getting these definitions into the text. Part two which will be more of the permitted use regulations as to how these definitions will be used is yet to come, at your guidance, Mr. Supervisor. And along with that we will probably be adding at least one definition and probably a couple of others but especially the definition for the word farm. That is not currently in the text, we tried to invent farm but we are going to do a do-over on that one. Anyway, with that, I think we are beyond the point of discussion, we are 98% where we want to be, so I urge you all to support our advisory efforts with regard to these definitions and look forward to affirmation of this new proposed law. Thank you very much.

SUPERVISOR RUSSELL: Thank you, Chris.

MR. BAIZ: If you have any questions, let's talk after the meeting.

SUPERVISOR RUSSELL: Thank you, Chris. I am surprised there isn't a larger contingency here tonight, given the attendance two weeks ago. I thought there was a lot of unresolved issues that we would be hearing more of tonight.

MR. BAIZ: I think they got the idea that things were resolved. They know, we are working on that as well and we certainly look forward to the Town Board's support on this and it's still a collaborative effort going forward. We have to further and better define what one third of our land use is here in the town because the people who are in this industry are basically your gene pool for the future, that it stays here, unless the town doesn't want to have agriculture as a major land use. We feel that we do and we feel that the town does as well. So, this just helps us better identify what we can do in the future and as well all know, if it's in the code we can at least move forward in that direction. If it isn't in the code, it's very hard to develop business plans to help agriculture move forward. Thanks very much.

Supervisor Russell

SUPERVISOR RUSSELL: Thank you. Would anyone else like to address the Town Board on any items on the agenda? (No response)

V. Resolutions

1. Resolution 2017-358

Approve Audit

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Louisa P. Evans, Justice
SECONDER:	William P. Ruland, Councilman
AYES:	Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT:	Robert Ghosio

2. Resolution 2017-359

Next Town Board Meeting

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Louisa P. Evans, Justice
SECONDER:	William P. Ruland, Councilman
AYES:	Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT:	Robert Ghosio

3. Resolution 2017-357

Enact LL - Chapter 280-4 Agriculture

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James Dinizio Jr, Councilman
SECONDER:	William P. Ruland, Councilman
AYES:	Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT:	Robert Ghosio

Comments regarding resolution 357

COUNCILMAN DINIZIO: I just want to make a statement first before I vote, Mr. Baiz correctly said that there are three definitions in the code that are currently existing that have to do with farms. They are the definition of a farm which is just a one sentence definition, basically devoted to agricultural use. Farm buildings and farm stands. Now, I wish we could just get with that. I wish that that could just be it. We have lived this long with those three definitions and my personal views that are the more words we have are more words that could be misunderstood by people. So, but with all of that, I trust that the Committee who have worked extremely hard on this and knowing farmers who are businessmen, having to sit down on a regular basis and having to tell people such as myself what a farm is, is probably a difficult task. So I will vote yes on this.

SUPERVISOR RUSSELL: Yes, I am going to make a couple of quick comments. I am disappointed that many of the people that were here two weeks ago aren't here tonight. There was a great deal of discussion, first and foremost, I hope everybody appreciates the difficulty this Board has, in trying to develop a consensus on these types of legislation. When there didn't seem to be a clear consensus on the legislation as proposed from the agricultural community. I think that one of the things that needs to be put to the side now, I think there was an implication on the part of one let's say lobbyist/representative that insinuated that the legislation that was subject to hearing two weeks ago wasn't what was noticed and had been noticed earlier. Actually it had been noticed six weeks earlier, it had been advertised on the paper and on the website. It was the same print. Suggestions like use of the word primarily, I understand why maybe people don't want to live with this sole agricultural operation but you know, the problem with those words is they are ambiguous, they lead to the problems we have now. I mean, you can't go out and issue a summons, bring someone to court because they violated an adverb. Might as well use chiefly or mostly or most part. You need to have something which is enforceable which is one thing I do want to say is I know there was a lot of concern the other night with regard to enforcement, well, the town is not going to enforce it anyway. Actually, I agree with the sentiment that any time we get into this issue down the road, we need to put a focus on enforcement with verifiable criteria on the uses side but we need the cooperation of the ag community for that because I do not want some of them to say this is overly restrictive. It's what you've asked for. Some of the other things, contradictions of the 60/40 rule, all of that other stuff, I feel like we should have had a more meaningful discussion, had some of the people showed up tonight but ultimately I think we've got a lot of work to do. I think it's very difficult to think that all of agriculture can be put under one umbrella of definitions. There are so many different segments of it, that I said three years ago remove this, remove this, remove this and treat them separately and the argument is, that's discriminatory. That's not agriculture. But one segment of the industries needs are and what the other segments needs are, are sometimes not even close to being consistent. So I really think, I will adopt these, I will vote to adopt them but I really think we need to sit down and start adding a whole bunch more because the industries are far more diverse than 13 or 14 mere definitions. It just can't capture it well enough. I vote yes.

4. Resolution 2017-360

Lynn Nyilas Attend Seminar

RESULT: ADOPTED [UNANIMOUS]
MOVER: Jill Doherty, Councilwoman
SECONDER: William P. Ruland, Councilman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

Comments regarding resolution 357

SUPERVISOR RUSSELL: You know what? I was remiss and this was the first thing I was going to do, was to thank Chris Baiz. I have been working with him right along. This is a couple of years of hard work. Chris has kept this ball rolling. I am not sure we would have gotten where we are already if Chris wasn't so persistent in making sure that everybody stayed on the same page and kept working. So Chris, I want to thank you for everything.

COUNCILMAN RULAND: Well deserved.

5. Resolution 2017-361

Field Use – Peconic Hockey League

ATTACHMENTS:

- Peconic Inline Hockey Cert of Ins 2017 (PDF)

RESULT: ADOPTED [UNANIMOUS]
MOVER: William P. Ruland, Councilman
SECONDER: Louisa P. Evans, Justice
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

6. Resolution 2017-362

Lester Baylinson and Peter Doherty to Attend Training

RESULT: ADOPTED [UNANIMOUS]
MOVER: Louisa P. Evans, Justice
SECONDER: William P. Ruland, Councilman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

7. Resolution 2017-363

Old Town Arts, Crafts & Antiques Fair

ATTACHMENTS:

- Old Town Arts & Crafts (PDF)
- Old Town Arts Cert of Ins 2017 (PDF)

RESULT: ADOPTED [UNANIMOUS]
MOVER: James Dinizio Jr, Councilman
SECONDER: Jill Doherty, Councilwoman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

Comments regarding resolution 363

SUPERVISOR RUSSELL: I am just going to say, from what I understand from talking to one of the directors last night, that section of fence that blocked the easement has already been removed or is about to be removed. So I am glad the whole issue resolved itself.

8. Resolution 2017-364

SWMD Budget Mods

RESULT: ADOPTED [UNANIMOUS]
MOVER: Jill Doherty, Councilwoman
SECONDER: William P. Ruland, Councilman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

9. Resolution 2017-365

Police Department-Budget Modification

RESULT: ADOPTED [UNANIMOUS]
MOVER: William P. Ruland, Councilman
SECONDER: Louisa P. Evans, Justice
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

10. Resolution 2017-366

Increase Salary of Rhamir Mason

RESULT: ADOPTED [UNANIMOUS]
MOVER: Louisa P. Evans, Justice
SECONDER: William P. Ruland, Councilman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

11. Resolution 2017-367

Rescind Resolution Number 2017-278

RESULT: ADOPTED [UNANIMOUS]
MOVER: James Dinizio Jr, Councilman
SECONDER: Louisa P. Evans, Justice
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

12. Resolution 2017-368

Increase Salaries of Moore, Wilcox & Scroxtton

RESULT: ADOPTED [UNANIMOUS]
MOVER: Jill Doherty, Councilwoman
SECONDER: William P. Ruland, Councilman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

13. Resolution 2017-369

Appoint Derek Scroxtton Freight Agent

RESULT: ADOPTED [UNANIMOUS]
MOVER: William P. Ruland, Councilman
SECONDER: Louisa P. Evans, Justice
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

14. Resolution 2017-370

2017 Budget Modification - FIFD

RESULT: ADOPTED [UNANIMOUS]
MOVER: Louisa P. Evans, Justice
SECONDER: William P. Ruland, Councilman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

15. Resolution 2017-371

FIFD - Gilbert Associates

RESULT: ADOPTED [UNANIMOUS]
MOVER: James Dinizio Jr, Councilman
SECONDER: Louisa P. Evans, Justice
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

16. Resolution 2017-372

FIFD - Bank of America

RESULT: ADOPTED [UNANIMOUS]
MOVER: Jill Doherty, Councilwoman
SECONDER: William P. Ruland, Councilman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

17. Resolution 2017-373

FIFD - Penn West

RESULT: ADOPTED [UNANIMOUS]
MOVER: William P. Ruland, Councilman
SECONDER: Louisa P. Evans, Justice
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

18. Resolution 2017-374

FIFD - Main Boarding Ramp

RESULT: ADOPTED [UNANIMOUS]
MOVER: William P. Ruland, Councilman
SECONDER: Louisa P. Evans, Justice
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

19. Resolution 2017-375

FIFD - C & S Companies

RESULT: ADOPTED [UNANIMOUS]
MOVER: James Dinizio Jr, Councilman
SECONDER: Jill Doherty, Councilwoman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

20. Resolution 2017-376

Request to Advertise for Student Intern II

RESULT: ADOPTED [UNANIMOUS]
MOVER: Jill Doherty, Councilwoman
SECONDER: William P. Ruland, Councilman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

21. Resolution 2017-377

2017 Budget Modification - Highway Dept

RESULT: ADOPTED [UNANIMOUS]
MOVER: William P. Ruland, Councilman
SECONDER: Louisa P. Evans, Justice
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

22. Resolution 2017-378

Refund of Online Transaction

RESULT: ADOPTED [UNANIMOUS]
MOVER: Louisa P. Evans, Justice
SECONDER: William P. Ruland, Councilman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

23. Resolution 2017-379

Appoints Thomas Sledjeski to BOAR

RESULT: ADOPTED [UNANIMOUS]
MOVER: James Dinizio Jr, Councilman
SECONDER: Louisa P. Evans, Justice
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

24. Resolution 2017-380

IIIC Nutrition Program

RESULT: ADOPTED [UNANIMOUS]
MOVER: Jill Doherty, Councilwoman
SECONDER: William P. Ruland, Councilman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

25. Resolution 2017-381

Modify 2017 Fishers Island Sewer District Budget

RESULT: ADOPTED [UNANIMOUS]
MOVER: William P. Ruland, Councilman
SECONDER: Louisa P. Evans, Justice
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

26. Resolution 2017-382

Poilice Department-Training Request

RESULT: ADOPTED [UNANIMOUS]
MOVER: Louisa P. Evans, Justice
SECONDER: Jill Doherty, Councilwoman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

27. Resolution 2017-383

Approve Use of Strawberry Fields for Kait's Angels Shootout

ATTACHMENTS:

- North Fork Lacrosse Club for Kait's Angels (DOCX)

RESULT: ADOPTED [UNANIMOUS]
MOVER: James Dinizio Jr, Councilman
SECONDER: William P. Ruland, Councilman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

28. Resolution 2017-384

Multi-Jurisdictional, Comp Emergency Mgmt Plan Agreement

RESULT: ADOPTED [UNANIMOUS]
MOVER: Jill Doherty, Councilwoman
SECONDER: William P. Ruland, Councilman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

29. Resolution 2017-385

Youth Bureau Movie Night

RESULT: ADOPTED [UNANIMOUS]
MOVER: William P. Ruland, Councilman
SECONDER: Louisa P. Evans, Justice
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

30. Resolution 2017-386

Various Clean Up Deposits

RESULT: ADOPTED [UNANIMOUS]
MOVER: Louisa P. Evans, Justice
SECONDER: William P. Ruland, Councilman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

31. Resolution 2017-387

Grant Permission for the Closure of Love Lane

RESULT: ADOPTED [UNANIMOUS]
MOVER: James Dinizio Jr, Councilman
SECONDER: Louisa P. Evans, Justice
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

32. Resolution 2017-388

Michael Collins to Attend Orenco Engineer Training Class

RESULT: ADOPTED [UNANIMOUS]
MOVER: Jill Doherty, Councilwoman
SECONDER: William P. Ruland, Councilman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

33. Resolution 2017-389

Appoint Caren Heacock Temporary Marriage Officer

RESULT: ADOPTED [UNANIMOUS]
MOVER: William P. Ruland, Councilman
SECONDER: Louisa P. Evans, Justice
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

34. Resolution 2017-390

Appoint Rosemary Volinski as Unpaid Government Liaison Intern

RESULT: ADOPTED [UNANIMOUS]
MOVER: Louisa P. Evans, Justice
SECONDER: William P. Ruland, Councilman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

35. Resolution 2017-391

Appoint Chairperson to Water Conservation Committee

RESULT: ADOPTED [UNANIMOUS]
MOVER: James Dinizio Jr, Councilman
SECONDER: Jill Doherty, Councilwoman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

36. Resolution 2017-392

Assign James Rogers Fishers Island Lead Foreman Stipend

RESULT: ADOPTED [UNANIMOUS]
MOVER: Jill Doherty, Councilwoman
SECONDER: James Dinizio Jr, Councilman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

37. Resolution 2017-393

Scale Operator

RESULT: ADOPTED [UNANIMOUS]
MOVER: William P. Ruland, Councilman
SECONDER: Louisa P. Evans, Justice
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

38. Resolution 2017-394

Monofilament Receptacles

RESULT: ADOPTED [UNANIMOUS]
MOVER: Louisa P. Evans, Justice
SECONDER: William P. Ruland, Councilman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

39. Resolution 2017-395

Appoint Anti-Bias Task Force Member

RESULT: ADOPTED [UNANIMOUS]
MOVER: James Dinizio Jr, Councilman
SECONDER: William P. Ruland, Councilman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

40. Resolution 2017-396

Satisfaction of Mortgage - Mouzykine

RESULT: ADOPTED [UNANIMOUS]
MOVER: Jill Doherty, Councilwoman
SECONDER: William P. Ruland, Councilman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

41. Resolution 2017-397

Compost Pricing

RESULT: ADOPTED [UNANIMOUS]
MOVER: William P. Ruland, Councilman
SECONDER: Louisa P. Evans, Justice
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

42. Resolution 2017-398

PH - 5/9 7:33 Pm - LL in Regard to Carter Licenses

RESULT: ADOPTED [UNANIMOUS]
MOVER: Louisa P. Evans, Justice
SECONDER: William P. Ruland, Councilman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

43. Resolution 2017-399

2017 Budget Modification - Trustees

RESULT: ADOPTED [UNANIMOUS]
MOVER: James Dinizio Jr, Councilman
SECONDER: William P. Ruland, Councilman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

44. Resolution 2017-400

Purchase of Property by Trustees

RESULT: ADOPTED [UNANIMOUS]
MOVER: Jill Doherty, Councilwoman
SECONDER: William P. Ruland, Councilman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

45. Resolution 2017-401

PH 5/23 - 4:31 Pm LL Chapter 148 Flood

RESULT: ADOPTED [UNANIMOUS]
MOVER: William P. Ruland, Councilman
SECONDER: Louisa P. Evans, Justice
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

46. Resolution 2017-402

Amendment to the Stipulation Re NOCRO Ltd. Et Al V. Russell Et Al.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Louisa P. Evans, Justice
SECONDER: William P. Ruland, Councilman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

47. Resolution 2017-403

Enact Local Law Regarding Water Supply Map

RESULT: ADOPTED [UNANIMOUS]
MOVER: James Dinizio Jr, Councilman
SECONDER: Louisa P. Evans, Justice
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

VI. Public Hearings

Motion To: Motion to recess to Public Hearing

RESOLVED that this meeting of the Southold Town Board **be and hereby is declared Recessed in order to hold a public hearing.**

RESULT: ADOPTED [UNANIMOUS]
MOVER: Louisa P. Evans, Justice
SECONDER: William P. Ruland, Councilman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

1. PH 4/25/17 4:31 PM - LL Ackerly Pond Water

RESULT: CLOSED [UNANIMOUS]
MOVER: Louisa P. Evans, Justice
SECONDER: Jill Doherty, Councilwoman
AYES: Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT: Robert Ghosio

Justice Evans

JUSTICE EVANS: **NOTICE IS HEREBY GIVEN**, there has been presented to the Town Board of the Town of Southold, Suffolk County, New York, on the 21st day of March, 2017, a Local Law entitled **“A Local Law to Amend the Town of Southold Water Supply Plan Map to a Portion of Ackerly Pond Lane in Southold”** and

NOTICE IS HEREBY FURTHER GIVEN that the Town Board of the Town of Southold will hold a public hearing on the aforesaid Local Law at the Southold Town Hall, 53095 Main Road, Southold, New York, on the **25th day of April, 2017 at 4:31 p.m.** at which time all interested persons will be given an opportunity to be heard.

The proposed Local Law entitled, **“A Local Law to Amend the Town of Southold Water Supply Plan Map to a Portion of Ackerly Pond Lane in Southold”** reads as follows:

LOCAL LAW NO. 2017

A Local Law entitled, **“A Local Law to Amend the Town of Southold Water Supply Plan Map to a Portion of Ackerly Pond Lane in Southold”**.

BE IT ENACTED by the Town Board of the Town of Southold as follows:

Section 1. Legislative Intent.

This Local Law proposes to amend the Town of Southold Water Supply Plan Map to include the extension of a water transmission main to 375 Ackerly Pond Lane, Southold, SCTM #1000-69-5-12.1. Historically, the Water Supply Plan Map reflects the physical changes in the water supply network since 2000. The property owner has represented to the Town that the groundwater quality at this property is inadequate and poses a significant concern that requires the extension of public water to the property. The extension of the transmission main is intended to supply the property and is not intended to result in additional pressure in the area.

Section 2. Enactment.

Based on the goals of the Suffolk County Water Authority and Suffolk County Department of Health Services to provide safe drinking water to the property, and upon our consideration of the recommendations of the Town Planning Department, and the public comments taken at the public hearing, we hereby amend the Town of Southold Water Supply Plan Map to include the extension of a water transmission main to 375 Ackerly Pond Lane, Southold.

Section 3.

The Southold Water Supply Plan Map as adopted by Resolution No. 31 on June 20, 2000 by the Town Board, and most recently amended by Resolution No. 2016-316, is hereby amended to reflect the extension of a water transmission main to 375 Ackerly Pond Lane, Southold.

Section 4. Severability.

If any clause, sentence, paragraph, section, or part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, the judgment shall not affect the validity of this law as a whole or any part thereof other than the part so decided to be unconstitutional or invalid.

Section 5. Effective Date.

This Local Law shall take effect immediately upon filing with the Secretary of State as provided by law.

I have here an affidavit of publication. It was published in the Suffolk Times, I have an affidavit it was posted on the Town Clerk's bulletin board. We have a letter from the town Planning Department, 'the proposed action amends the town's water supply map to include the extension to 375 Ackerly Pond. The action has been reviewed to the New York State DEC regulation 6NYCCRR part 617 state environmental quality review and its determination that pursuant to part 617.5 C20 and 27, the action is a type II action and therefore not subject to SEQRA review. And that's from Mark Terry and then we have something from the Suffolk County Chief Planner, that pursuant to the requirements of the Suffolk County administrative code, the above referenced application which has been submitted to the Suffolk County Planning Commission, is considered to be a matter for local determination as there is no apparent significant county-wide or inter-community impacts. A decision of local determination should not be construed as either approval or disapproval. I have a letter from our LWRP coordinator that it has been reviewed to Chapter 268 Waterfront Consistency Review and based upon the information provided as well as

the records available, it is the recommendation that the action is consistent with the LWRP policy standards and therefore is consistent with the LWRP. And there are notice to adjacent property owners, too. And that's it.

Supervisor Russell

SUPERVISOR RUSSELL: Would anyone like to address the Town Board on this proposed local law? (No response)

Closing Comments

Supervisor Russell

SUPERVISOR RUSSELL: That concludes the business of the agenda. Would anyone like to address the Town Board on any matter under the sun? (No response)

Motion To: Adjourn Town Board Meeting

RESOLVED that this meeting of the Southold Town Board be and hereby is declared adjourned at 5:32 P.M.

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Elizabeth A. Neville
Southold Town Clerk

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Louisa P. Evans, Justice
SECONDER:	William P. Ruland, Councilman
AYES:	Dinizio Jr, Ruland, Doherty, Evans, Russell
ABSENT:	Robert Ghosio