



**Smithtown Town Board**  
**Regular Meeting**  
**~ Minutes ~**  
Draft

Smithtown, NY  
[www.smithtownny.gov](http://www.smithtownny.gov)  
Town Clerk's Office

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**Thursday, May 21, 2026**

**2:00 PM**

**Victor T. Liss Board Room**

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The Regular Meeting of the Town Board of the Town of Smithtown was held in the Victor T. Liss Board Room, Town Hall, Patrick R. Vecchio Building, 99 West Main Street, Smithtown, New York on Thursday, May 21, 2026 at 2:00 PM.

Present: Supervisor Edward R. Wehrheim, Councilman Thomas J McCarthy, Councilwoman Lynne C Nowick, Councilwoman Lisa M. Inzerillo

Also Present: Thomas D. McCarthy Town Clerk, Matthew Jakubowski Town Attorney, Marianne Bordonaro Deputy Town Clerk

Absent: Councilman Thomas Lohmann Sr

**I. CORRESPONDENCE**

- A. 4515 - Special Event — Kings Park Chamber of Commerce Kings Park Rocks Monday on Main, July 13, 2026 from 5:00 P.M. to 10:00 P.M.

Permit to be Issued

- B. 4595 - Building Department April 2026 Report

Accepted

**II. PUBLIC HEARINGS**

- A. 4613 - The Town Board to consider Proposed Local Law #10-2026, amend Chapter 215 entitled "Peddling and Soliciting" with regard to Emergency Scene Solicitation and Board-Up Services.

The Regular Meeting of the Town Board of the Town of Smithtown held in the Victor T. Liss Board Room, Town Hall, Patrick R. Vecchio Building, 99 West Main Street, Smithtown, New York on Thursday, May 21, 2026 at 2:00 PM is hereby closed.

Result: Hearing Closed (UNANIMOUS)

Mover: Supervisor Wehrheim

Secunder: Councilman McCarthy

Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

**III. CONSENT AGENDA**

- A. Minutes Approval May 5, 2026

Accepted

- B. Comptroller

Result: Adopted (UNANIMOUS)

Mover: Supervisor Wehrheim

Secunder: Councilman McCarthy

Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

1. 4596 - Accept Chase Bank Check #143 in the amount of \$600.00 to establish an escrow for landscaping at 238 Pulaski Road, Kings Park.

**2026-285**

2. 4602 - Transfer from account DR.5110.0472 (Dues/ Conference/Training) in the amount of \$8,000.00 and transfer to account DR.5110.0120 (Part-Time Salaries) in the amount of \$8,000.00.

**2026-497**

3. 4605 - Transfer from account A.1990.0900 (Contingency) in the amount of \$995.00 and transfer to account A.1650.0450 (Maintenance/Repairs) in the amount of \$995.00 (Public Safety).  
**2026-498**
4. 4608 - Increase account H05..2705.00000804 (Donations CP24 Survivors Park) in the amount of \$17,000.00 and increase account H05.7110.0568.00000804 (Park Imp. CP24 Survivors Park) in the amount of \$17,000.00 (Parks).  
**2026-499**
5. 4621 - Transfer from account H05.0000.2770 (Misc Revenues) in the amount of \$940.19 and transfer to account H05.0000.4389.00000810 (Fed Aid-Homeland Security CP24 Cyber Security Grant) in the amount of \$940.19.  
**2026-500**
6. 4622 - Transfer from account A.1680.0442 (Contractual Services) in the amount of \$781.27 and transfer from account A.9789.0603 (Principal Vehicle Capital Lease) in the amount of \$73,761.40 and transfer from account A.9789.0605 (Principal Copier Lease) in the amount of \$644.92 and transfer to account A.9789.0606 (Principal SBITA) in the amount of \$781.27 and transfer to account A.9789.0703 (Interest Vehicle Capital Lease) in the amount of \$73,761.40 and transfer to account A.9789.0705 (Interest Copier Lease) in the amount of \$644.92.  
**2026-501**
7. 4627 - Increase account DR..1289 (Other Departmental Income) in the amount of \$2,681.36 and increase account DR.5110.408 (Road Maintenance) in the amount of \$2,681.36 (Highway).  
**2026-502**
8. 4628 - Increase account DM..1289 (Other Departmental Income) in the amount of \$70,787.64 and increase account DM.5130.459 (Equipment Repair) in the amount of \$70,787.64 (Highway).  
**2026-503**
9. 4635 - Transfer to account A.8166.0400 (Cell #6 Contractual Expense) in the amount of \$28,800.00, and transfer from account A.8166.0489 (Cell 6 Leachate Removal/Disposal) in the amount of \$28,800.00.  
**2026-504**
10. 4637 - Transfer from account H05.7110.568.00000873 (Cy Donnelly Improvements) in the amount of \$10,000.00; transfer from H05.7110.568.00000867 (Whitman Hollow Batting Cages) in the amount of \$11,345.95; transfer to H05.7110.568.00000872 (Short Beach Improvements) in the amount of \$21,345.95 (PARKS)  
**2026-505**
11. 4639 - Transfer from account DR.1990.0900 (Contingency) in the amount of \$80,932.00 and transfer to account DR.5110.0408 (Road Maintenance) in the amount of \$80,932.00.  
**2026-506**

C. Resolutions

Result: Adopted (UNANIMOUS)

Mover: Supervisor Wehrheim

Secunder: Councilman McCarthy

Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

1. 4609 - Accept donations for Survivors Park from Survivors Park Charitable Fnd Inc ck# 101 in the amount of \$11,250.00, Sunshine Physical Therapy PC. ck# 4851 in the amount of 250.00, The Greater Commack Chamber of Commerce, ck# 1089 in the amount of \$500.00 and Silver Spoon Diner in the amount of \$5,000.00 (Parks).

**2026-507****IV. RESOLUTIONS**

A. The Town Board to award the following bids and to authorize the purchase of associated goods/services:

1. 4617 - Bid #26-030 for Masonry Supplies to State Material Mason Supply Corp. and Contractors Market Inc. as per bids opened April 30, 2026.

**2026-508**

Result: Adopted (UNANIMOUS)

Mover: Supervisor Wehrheim

Seconder: Councilman McCarthy

Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

B. The Town Board to approve the following:

1. 4598 - Extension of Bid #24-049 for Signal Mast Arms with Hinck Electrical Contractor Inc. through July 15, 2027.

**2026-509**

Result: Adopted (UNANIMOUS)

Mover: Supervisor Wehrheim

Seconder: Councilman McCarthy

Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

2. 4599 - Extension of BID #25-106 for Lumber, Plywood & Building Supplies with Sider Lumber through December 31, 2026.

**2026-510**

Result: Adopted (UNANIMOUS)

Mover: Supervisor Wehrheim

Seconder: Councilman McCarthy

Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

3. 4604 - Agreement with Newist Corp. dba Bagel Toasterie to operate and maintain the fixed concession facilities located at the Town-owned parks known as Flynn Memorial Park, Short Beach and Long Beach from April 1, 2026 through November 30, 2029.

**2026-511**

Result: Adopted (UNANIMOUS)

Mover: Supervisor Wehrheim

Seconder: Councilman McCarthy

Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

4. 4601 - Cornell Local Roads Program- amendment to resolution ID 4473 for Lodging and Fuel per attached memo.

**2026-512**

Result: Adopted (UNANIMOUS)

Mover: Supervisor Wehrheim

Seconder: Councilman McCarthy

Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

5. 4610 - Appointment of Megan Trezza as Petty Cash Officer and Cash Drawer Custodian for Parks, Buildings and Grounds. effective May 22, 2026.

**2026-513**

Result: Adopted (UNANIMOUS)

Mover: Supervisor Wehrheim

Seconder: Councilman McCarthy

Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

6. 4611 - Ratify the Supervisor's execution of a New York State Liquor Authority Landlord Authorization Form, on behalf of JYC Social, Inc. d/b/a Tapville Social, for the Nesconset Spring Fling event, held on May 17, 2026.

**2026-514**

Result: Adopted (UNANIMOUS)

Mover: Supervisor Wehrheim

Secunder: Councilman McCarthy

Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

7. 4612 - Agreement with Thomas Vulpis Jr., RA for Addition of Permanent Pergola at Short Beach.

**2026-515**

Result: Adopted (UNANIMOUS)

Mover: Supervisor Wehrheim

Secunder: Councilman McCarthy

Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

8. 4614 - Donation of Time Agreement for Employee #007232.

**2026-516**

Result: Adopted (UNANIMOUS)

Mover: Supervisor Wehrheim

Secunder: Councilman McCarthy

Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

9. 4616 - Wireless Telecommunications Facilities — Schedule of Fees

**2026-517**

Result: Adopted (UNANIMOUS)

Mover: Supervisor Wehrheim

Secunder: Councilman McCarthy

Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

10. 4620 - Extension of agreement with Global Fueling Systems, Inc. for a one-year term, providing professional monitoring services for fuel storage tanks at various Town facilities, including access to a license for the Town's use of BaseCAMP Software.

**2026-518**

Result: Adopted (UNANIMOUS)

Mover: Supervisor Wehrheim

Secunder: Councilman McCarthy

Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

11. 4624 - Extension of Bid #25-059 for Traffic Signal Maintenance Materials with Kelly & Hayes Electrical and Traffic Systems Inc.

**2026-519**

Result: Adopted (UNANIMOUS)

Mover: Supervisor Wehrheim

Secunder: Councilman McCarthy

Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

12. 4629 - Adopt Local Law #6-2026, previously heard as Proposed Local Law #8-2026, amendments to Chapter TC7, entitled "Off-Road Vehicles" as it relates to electric bicycles, pursuant to Public Hearing held on May 5, 2026, SEQRA Type II Declaration and the recommendation of the Town Attorney.

**2026-520**

Result: Adopted (UNANIMOUS)

Mover: Supervisor Wehrheim

Secunder: Councilman McCarthy

Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

13. 4630 - Adopt Local Law #7-2026, previously heard as Proposed Local Law #9-2026, amendments to Chapter 101, entitled "Department of Parks, Buildings and Grounds" as it relates to electric bicycles, pursuant to Public Hearing held on Tuesday, May 5, 2026, SEQRA Type II Declaration and the recommendation of the Town Attorney.

**2026-521**

Result: Adopted (UNANIMOUS)

Mover: Supervisor Wehrheim

Seconder: Councilman McCarthy

Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

14. 4631 - Town Attorney, or appropriate official to enter into a stipulation of settlement or agreement and consent to the entry of an Order with regard to various tax certiorari matters for various tax years, per recommendation of the Sole Assessor and Town Attorney.

**2026-522**

Result: Adopted (UNANIMOUS)

Mover: Supervisor Wehrheim

Seconder: Councilman McCarthy

Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

15. 4633 - Town Board to accept the attached proposal from RTP Environmental Services related to professional services for Review of NYSDEC Air Permit documents related to pending renewal by DEC for private site in Kings Park in accordance with the agreement dated May 15, 2026.

**2026-523**

Result: Adopted (UNANIMOUS)

Mover: Supervisor Wehrheim

Seconder: Councilman McCarthy

Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

16. 4636 - Adopt Local Law #8-2026, previously heard as Proposed Local Law #7-2026, Chapter 324 entitled "Moratorium on Battery Energy Storage Systems" as it relates to an extension, pursuant to Public Hearing held on April 23, 2026, SEQRA Type II Declaration and the recommendation of the Town Attorney.

**2026-524**

Result: Adopted (UNANIMOUS)

Mover: Supervisor Wehrheim

Seconder: Councilman McCarthy

Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

- C. The Town Board to authorize the Supervisor to execute the following resolutions on a form approved by the Town Attorney:

1. 4618 - Agreement with Smithtown Historical Museums, a not-for-profit corporation, to act solely as a fiscal agent for the purpose of receiving and administering contributions in support of the Town's American 250 Celebration events.

**2026-525**

Result: Adopted (UNANIMOUS)

Mover: Supervisor Wehrheim

Seconder: Councilman McCarthy

Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

2. 4625 - Agreement between the Recreation Department and Smithtown Summer Camp Inc. to provide specialized services and programs to the Town of Smithtown for the 2026 summer season.

**2026-526**

Result: Adopted (UNANIMOUS)

Mover: Supervisor Wehrheim

Secunder: Councilman McCarthy  
 Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

3. 4638 - Agreement with H2M for Professional Land Survey Services

**2026-527**

Result: Adopted (UNANIMOUS)  
 Mover: Supervisor Wehrheim  
 Secunder: Councilman McCarthy  
 Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

D. The Town Board to approve settlement in the following matters per recommendation of the Town Attorney:

1. 4607 - Jeanette Roth v. Town of Smithtown in the amount of \$370.09

**2026-528**

Result: Adopted (UNANIMOUS)  
 Mover: Supervisor Wehrheim  
 Secunder: Councilman McCarthy  
 Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

**V. PERSONNEL - The Town Board to approve the following Personnel matters:**

A. 4570 - Reassignment of Ashley Gordon, full time Senior Office Assistant from the Office of the Town Clerk to the Department of Parks, Buildings and Grounds, at the same rate of pay, effective June 1, 2026.

**2026-529**

Result: Adopted (UNANIMOUS)  
 Mover: Supervisor Wehrheim  
 Secunder: Councilman McCarthy  
 Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

B. 4597 - Seasonal appointments/reappointments in the Recreation Department to various positions, at rates of pay and effective dates, as indicated.

**2026-530**

Result: Adopted (UNANIMOUS)  
 Mover: Supervisor Wehrheim  
 Secunder: Councilman McCarthy  
 Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

C. 4600 - Seasonal appointments/reappointments in the Department of Parks, Buildings and Grounds to various positions, at rates of pay and effective dates, as indicated.

**2026-531**

Result: Adopted (UNANIMOUS)  
 Mover: Supervisor Wehrheim  
 Secunder: Councilman McCarthy  
 Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

D. 4603 - Seasonal appointments/reappointments in the Recreation Department to various positions, at rates of pay and effective dates, as indicated.

**2026-532**

Result: Adopted (UNANIMOUS)  
 Mover: Supervisor Wehrheim  
 Secunder: Councilman McCarthy  
 Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

E. 4615 - Seasonal appointments/reappointments in the Recreation Department to various positions, at rates of pay and effective dates, as indicated.

**2026-533**

Result: Adopted (UNANIMOUS)

Mover: Supervisor Wehrheim

Seconder: Councilman McCarthy

Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

- F. 4623 - Promotion of Frank Esposito to the position of Traffic Engineer I in the Department of Traffic Safety, at a rate of pay of \$35.52 per hour, subject to a 26 week probationary period, effective May 23, 2026.

**2026-534**

Result: Adopted (UNANIMOUS)

Mover: Supervisor Wehrheim

Seconder: Councilman McCarthy

Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

- G. 4626 - Full time appointment of Hannah Dockery to the position of Office Assistant in the Building Department, at a rate of pay of \$22.33 per hour, subject to a 26 week probationary period, effective June 1, 2026.

**2026-535**

Result: Adopted (UNANIMOUS)

Mover: Supervisor Wehrheim

Seconder: Councilman McCarthy

Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

- H. 4632 - Unpaid Medical Leave of Absence for Employee #006783 in the Department of Public Safety, not to exceed twelve months, effective June 7, 2026.

**2026-536**

Result: Adopted (UNANIMOUS)

Mover: Supervisor Wehrheim

Seconder: Councilman McCarthy

Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

- I. 4634 - Promotion of Laura Cristello to the position of Senior Account Clerk in the Department of Environment and Waterways, at a rate of pay of \$30.78 per hour, subject to a 12 week probationary period, effective May 23, 2026.

**2026-537**

Result: Adopted (UNANIMOUS)

Mover: Supervisor Wehrheim

Seconder: Councilman McCarthy

Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

**Adjourn**

The Regular Meeting of the Town Board of the Town of Smithtown held in the Victor T. Liss Board Room, Town Hall, Patrick R. Vecchio Building, 99 West Main Street, Smithtown, New York on Thursday, May 21, 2026 at 2:00 PM is hereby closed.

**2026-538**

Result: Adopted (UNANIMOUS)

Mover: Supervisor Wehrheim

Seconder: Councilman McCarthy

Ayes: Edward R. Wehrheim, Thomas J McCarthy, Lynne C Nowick, Lisa M. Inzerillo

FILED: \_\_\_\_\_

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Thomas D. McCarthy - Town Clerk