

Minutes of a Regular Town Board Meeting held by the Town Board of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, on Tuesday, February 6, 2001, at 7:00 p.m.

Present:

Robert Kozakiewicz,	Supervisor
James Lull,	Councilman
Christopher Kent,	Councilman
Edward Densieski,	Councilman
Philip Cardinale,	Councilman

Also Present:

Barbara Grattan,	Town Clerk
Dawn Thomas,	Town Attorney
Sean Walters,	Town Attorney

Supervisor Kozakiewicz called the meeting to order at 7:00 p.m.

Supervisor Kozakiewicz: "Ready? The time of 7:06 having arrived, I would like to call to order the meeting of February 6, 2001. Once again, I'd ask for everybody's cooperation in order to allow us to try and get this meeting accomplished as expeditiously and without any commotion and as little chaos as possible.

At this time, Gus, would you be kind enough to lead us?"

(The Pledge of Allegiance was recited, led by Gus LaPorto.)

Supervisor Kozakiewicz: "With six public hearings on, I also had asked someone to be present today. I don't know if they're here, in light of the large crowd, to accept the proclamation from the Town Board. I don't know if I see the person, Louise Wilkinson- Louise? All right. Hopefully, she'll catch up to us and we can proceed forward at that time.

At this time, what I'd like to do is go through the agenda and if someone catches Louise's attention, have her come up for the proclamation.

Do I have a motion to approve the minutes of the January 16, 2001 meeting? Moved by Councilman Lull; seconded by Councilman Densieski."

The Vote: "Densieski, yes; Cardinale, yes; Lull, yes;

Kozakiewicz, yes. 4 yes; one absent."

Supervisor Kozakiewicz: "Barbara, Reports, please."

REPORTS:

Town Clerk	Monthly report for January, total collected \$17,404.05
	Annual report for 2000, total monies collected for the Town Clerk was \$134,285.00
Police Department	Monthly report for December and their annual report for 2000
Juvenile Aid Bureau	Annual report for 2000
Sewer District	Discharge monitoring report for December
Tax Receiver	Total collections to date: \$35,394,297.41
	Utility collections report for January was total collected: \$211,635.66

Barbara Grattan: "That concludes Reports."

Supervisor Kozakiewicz: "Thank you, Barbara. Applications."

APPLICATIONS:

Site Plan	PRG Corp., Middle Country Rd., Calverton to construct a building trade shop
Site Plan	Nino Militello - 721 East Main Street, Riverhead, conversion of a portion of building into three retail stores

Site Plan	Philip C. Hancock, south side of East Main Street renovations of existing retail spaces and construction of new 2 story building
Site Plan	True Tech, Inc., north side of Elton Street, construct a 30,000 square foot for storage
Special Permits	Mid Road Properties, LLC, Middle Country Road, Riverhead to build reasonably priced housing for senior citizens
Special Permits	Sprint Spectrum, construct a wireless public utility communication facility

Barbara Grattan: "That concludes Applications."

Supervisor Kozakiewicz: "Correspondence."

CORRESPONDENCE:

Bob Kaelin	Regarding the Fishel Avenue closure - against its closure
Virginia Becker and Mr. Harrigan and Douglas Donnelly	Requesting stop signs at the intersections of North Side Road and on Remsen Road, on North Wading River Road
Robert and Carol Hering	Regarding objection to a subdivision on the property on Youngs Avenue next to the landfill
Bernadette Ann Voras 10 Overlook Street Riverhead	Regarding the Group Home at 7 Eight Bells Road, Riverhead

Petition

40 names in favor of the
senior center

Barbara Grattan: "That concludes Correspondence."

Supervisor Kozakiewicz: "Thank you, Barbara. Unless there's objection, I'm going to skip Committee Reports today and go right to the first public hearing."

Councilman Densieski: "No objection."

Supervisor Kozakiewicz: "All right. The time being 7:10, Barbara?"

Public Hearing opened: 7:10 p.m.

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on February 6, 2001, at 7:05 p.m. regarding the consideration of the purchase of property located at 60 Shade Tree Lane, Aquebogue, to allow for the operation of a senior citizen center."

Supervisor Kozakiewicz: "All right. I know- "

(From the audience): "Before you go, can you have somebody monitor that doorway? That noise is horrendous."

Supervisor Kozakiewicz: "I will- Officer Wafski (phonetic), is he out there? Officer Wafski- yes. All right. While that's going on, I'll take this opportunity to briefly explain what this project is about and then I will ask Martin Sendlewski, the architect for the town, to add some more information and if need be the town engineer to do so as well."

The proposal is to consider the acquisition of land and the improvements, the building, that's located at 60 Shade Tree Lane in Aquebogue. The town is considering purchasing the existing 3,800 square foot former meeting hall and expanding it by another 10,750 square feet to create a human resource center- a complete human resource center.

The current building contains a theater or an area such as this that has seating capacity for 150 plus people. It's also got an

existing stage area, coat rooms, comfort utility stations, and office space. The extension would include a 26 foot by 40 foot professional kitchen with walk in freezer and refrigerator; a 50 foot by 56 foot dining area; a 40 foot by 44 foot adult day care area; 5 16 by 16 foot activity room, basically for the senior programs; and additional bathrooms as well as three office areas.

That being said, Marty, if you're out there, could you come forward and present what you've done to date with regard to this proposal and how it fits into various needs for the town."

Councilman Cardinale: "Bob, Louise Wilkinson is here if you want to do that at this point or right after Marty's presentation."

Supervisor Kozakiewicz: "Yeah, why don't we do it after his presentation. Let Marty go and then we'll break, which will be a little bit out of order but we'll do that. Thanks."

Marty Sendlewski: "Okay, thank you Supervisor and members of the Town Board. My name is Martin Sendlewski. As you know, I've been working on this project on behalf of the Town.

Just to give you a very brief history. I had originally looked at various sites and various projects for a center such as this, really going back to 1995 and again in 1998. As far as this particular project is concerned, what we had done is we met with the Ken Testa from Engineering as well as Judy Doll from the senior center, and we established what their needs were relative to their projected uses.

With that, we had established a program of approximately 14,000 square feet if we were to construct a new building. Based on that, what we did is we put together a diagrammatic plan incorporating all the uses that they require. It did indeed run just over 12,000 feet. And in doing that, what we then looked at was what other criteria would apply to this project.

With that, we looked at a diagrammatic site plan for the project. The site plan itself we determined would require at least two acres based on the building size as well as parking and having room for some recreation areas.

In addition to that, we looked at the county requirements for sanitary flow and if you're in a hydro-geological zone 3 which is the eastern end of town, or really from Roanoke Avenue east, you would

require two acres because they allow you 600 gallons per day per acre. Whereas if are west of that, you require four acres due to the fact that it's 300 gallons per day per acre. If you divide that by the occupancy rating in the building, we would be looking at a four acre site west or a two acre site east.

With that in mind, the staff had previously looked at-- Ken Testa and Judy had previously looked at this site, and they asked that we re-visit it based on the new program. We did that, found that the site is two acres so it could accommodate the projected capacity with regard to the county. I did have a discussion with Wastewater Management at the county and I verified the fact that the flow projections would meet our criteria, and we then looked at the existing building. We evaluated it and we put together a plan incorporating the previous schematic design that we had done based on the program and incorporated that into this location.

With that, just to give everybody a very brief walk through, the center area right here that you see, the white area in the middle here, that's basically the existing building with a portion here. This is the existing chapel area which is the theater type set up with the stage and also control areas behind that and in the front there are bathrooms, mechanical rooms, and a small office area in the front.

We've maintained this area without any change. We've provided some modification to the lobby area and then as you come in and turn this way, we altered this and put in handicapped accessible toilets and some offices and we have created an area here for the adult day care use which is a separate use from the senior center that goes together at this particular location.

Between that addition and the addition to the rear, off to the south side of the building is where we would provide the new kitchen with a service area and then the east side of the building would include a new entrance off of the existing parking lot with offices, exam rooms, handicapped toilets and activity rooms that are centered around a larger dining area which could accommodate up to 150 people at that location.

The site plan here is existing as far as parking and the initial turn around area. We would add the service area and as you can see the shaded area would be the darker area that includes the additions that I previously discussed.

Overall, the project budget that we had worked up-- when we

looked at the new facility just as a diagramatic new facility plan, we had come up with a cost of approximately \$2.6 million dollars, less land cost so we were around \$2.6 less the land cost for the 12,000 feet, the original 12,000 feet.

With this facility, really the existing meeting room- we didn't incorporate that into the 12,000 feet. That's sort of became bonus space because it exists- if we were to use it for program space, we'd have to renovate it considerably, we'd have to level the floor, do those types of things if it was to be used as a dining room or as part of the adult day care. So we left that as a bonus community room and that bumped the area of this building up to about 14,000 feet and change.

The cost of this project right now including the land purchase is approximately \$2.7 million dollars. That includes the purchase price as well as the renovations. So in essence what happens is with the \$2.6 previously, less the land costs, the- depending on where we found the property, the cost for this project would be basically the equivalent of that. However, it's a bigger project; we get more out of it. That's due to the fact that we're re-using existing areas; we're re-using existing site work, etc. on the building. That's assuming we were to find a two acre site. Of course, if we required a four acre site based on the flow requirements, that would increase our land cost in addition to that.

If we were to compare this apples for apples, the size of this facility versus a new facility, I'll just give you a direct comparative cost-wise, we would be up to approximately 3.1 million square foot to square foot comparison for the size of this new facility incorporating existing and new areas as well as the new additions versus building the entire facility new.

With that, I'd like to turn it over to Kenny and Judy Doll if they are here or did you have- something else you wanted to- "

Ken Testa: "Hi. For those of you who don't know me, I'm Ken Testa, the Riverhead Town Engineer. I'd also just like to point out that another benefit of the project is that the existing center located across the street could be converted to useable space for another function to the town such as additional town offices.

We did look at about five or six different buildings around the town. We looked at the alternative high school which is the old Miller Machine Building; we looked at a building on Main Street,

downtown Riverhead; we looked also at the Allied Van Moving building and we looked at some new lots, you know, starting from scratch. So we did look at a lot of facilities. We didn't just jump into this. We spent some time studying different options and this seemed to be the most cost effective facility.

We realize the location is not exactly smack center in the town. If there was a location available that was smack center, it would be somewhere around Calverton probably and that's still a long trip from Wading River to Calverton or from Jamesport to Calverton. So our thought was it may be more beneficial to create a facility like this where we have a piece of land that's available at a very reasonable cost and-- than seek to create a similar facility further west in Calverton or Baiting Hollow or maybe Wading River and then the facilities here could be used for the preparation of food and it could be bused or trucked like Southampton does to the facility to the west.

So we realize that the location is not absolutely ideal but the land is available at a reasonable price, the existing building would function well in the total facility, and that is why we chose this site as the proposed facility."

Supervisor Kozakiewicz: "Judy, do you wish to say anything at this time? If not, what I'll do is I'm going to adjourn this public hearing briefly so that we can ask Louise Wilkinson- I think I saw her husband Harry here as well- to present here with a proclamation and then we'll resume with the public hearing. Thank you for your patience."

Public Hearing adjourned

Supervisor Kozakiewicz: "Louise, this is a privilege of mine. I got to know Louise in an earlier life when I was Vice-President under Louise when she was at the Riverhead Little League. I got to see Louise work in that capacity and I got to appreciate how concerned she was about young men and women who were participating in our Riverhead Little League which was in excess of I think 500 young men and women at that time.

Little did I know all the other achievements that Louise has been involved with over the years, some of them being the CAP program, the Riverhead Central School District's Community Awareness Program; Riverhead Town's PAL, Police Athletic League; St. David's Nursery School; St. Isidore's Elementary School; Riverhead Little League which I mentioned; New York State Civil Air Patrol.

Earlier this year, in January, Louise was recognized for her community achievements by the First Baptist Church at their annual Rev. Dr. Martin Luther King, Jr. meritorious- I mean Martin Luther King, Jr. memorial breakfast.

What I'd like to do is just take the opportunity today to recognize Louise, recognize her for her contributions to the community and to the town, and once again thank her for everything she's done and hope that she will continue to do so on our behalf on behalf of all the residents.

Oftentimes you hear that behind every good man there's a good woman and in this case behind a good woman is a good man and, Harry, you want to come forward and be seen? And I see Phil is here as well. Phil is Louise's second son. Do you wish to say anything, Louise?"

Louise Wilkinson: "Thank you for the award and thank you for the recognition and I am going to keep on working."

Supervisor Kozakiewicz: "Thank you. All right. Okay. Once again, I want to apologize and thank everybody for their patience. And at this point, we'll continue with the public hearing which is to talk about the acquisition of the property at Shade Tree Lane. I have some cards. You do not have to fill out cards if you wish to address us in this public hearing. You can raise your hand when I get through with the cards that I have presently before me.

In light of the sheer number of the crowd, if you can, keep your comments somewhat pointed and as brief as possible. I think everybody here would be appreciative. However, I'm not telling you you can't say what you want to say. Dorothy Haberman. Dorothy Haberman."

Dorothy Haberman: "Good evening. My name is Dorothy Haberman. I'm Vice-President of the council at the senior center. And as such I have attended all the county project meetings in different towns in Suffolk County. I have been to 14 places. Out of the 14, there are only two that are within walking distance of any stores or in the center of town. The rest are a good deal further away.

Once a month we go to these towns and I have been to all of the centers in Suffolk County. And I'm sorry to say that Riverhead is the worst. We are not handicapped accessible. There is- this is a disgrace because Riverhead is the county center and we should have a center that is available to everyone in Riverhead and vicinity.

As for the unemployment building on Main Street, I guess some of you Councilmen are not listening to what the seniors are saying. We need a place that is all on one floor where everyone can go. This building is a two story building with no parking in back or in front on Main Street. Where do you park a truck loaded with supplies or a bus with seniors? Where do you unload those supplies? Have you tried to get to the back of the Swezey's building when the boat is out? Now we have the possibility of more parking for Atlantis. I've had to go to the back of Woolworth building and park back there and cross Main Street. Can't you see the seniors doing this? Being unloaded in the back of Woolworth and crossing Main Street?

I'm not trying to insult anyone. I'm just trying to make you see that we need a building all on one floor. Thank you."

Supervisor Kozakiewicz: "Thank you. Anthony Gadzinski."

Anthony Gadzinski: "Here comes the enemy. Yeah, first as- "

Supervisor Kozakiewicz: "Mr. Gadzinski, I'm going to stop you. For the record, your name and address so- we need everyone to identify their name and their address so that the record- "

Anthony Gadzinski: "You know my name, address is Riverhead."

Barbara Grattan: "You remember how you used to do this."

Anthony Gadzinski: "Beg your pardon? Okay. First as information, can some member of the Board tell me the name and address of the firm that prepared the appraisal report on the Kingdom Hall property?"

Supervisor Kozakiewicz: "Off the top of my head, I don't know. I can get that for you, sure."

Councilman Densieski: "Yeah, we can- "

Supervisor Kozakiewicz: "Yeah, we can get that for you. Zanzini Associates (phonetic) in Port Jefferson."

Anthony Garzinski: "What's the name?"

Supervisor Kozakiewicz: "Zanzini Associates- Anzini- A-N-Z-I-N-I Associates."

Anthony Gadzinski: "In Port Jeff?"

Supervisor Kozakiewicz: "Port Jeff."

Anthony Gadzinski: "Let me state from the start my- let me state that from the start of my opposition to this project, I always maintained that there is a need for a senior center apart from its present location. The question was always where should it be located and what should it cost?"

Understand that many of the developments that cater to seniors, such as Glenwood Village, J. Wesley Village, Thurms Mobile Home Park in Calverton and others already provide comfortable roomy buildings for recreational activities. Most are available seven days a week.

Before this meeting, I filed with the Town Clerk, petitions containing about 330 signatures in opposition to the purchase and reconstruction of the Kingdom Hall property in Aquebogue. It was not my intent to gather a large number of signatures. My intent was to gather signatures representing a cross section of public opinion in this matter (inaudible) opposition from all areas of the township.

Had I wished to do so, I could easily have filed today many more signed petitions in opposition. I kid you not that in my travels throughout the town talking to the residents, I came to the conclusion that had this issue been put to a town-wide vote, it would be defeated by a very large margin.

Let me offer some alternate sites for a senior center. Some of these were suggested by concerned residents. Number one, the former Riverhead Building Supply property on Ostrander Avenue recently donated to the Riverhead Fire District, a five acre plot with paved parking. There are at least three vacant buildings on it to add to the growing number of vacant buildings in our town. It's really an eyesore. It is in the water and sewer district in a central location three blocks from Town Hall. This property is now off the tax rolls. An ideal location for a senior center.

I'm convinced that if you build a new modern building based on the essential requirements for a new senior center, it could be done on the former Riverhead Building property at a cost savings of over \$1 million dollars as opposed to your present plans.

I've read that at times waivers are granted pursuant to the Wicks Law by the powers that be in Albany that would allow all interested

contractors to bid the entire package. I'm told this could result in reduced building costs. This happened on a building project in Niagra Falls, New York. I'm not sure of all the particulars. It might be worth a phone call to Senator LaValle.

Number two. Swezey's will eventually build a new store on Main Street. They will then vacate at least two large stores on Main Street. There is much talk about revitalizing downtown Riverhead. A senior citizen would surely be welcome. We don't need any more vacant buildings.

Number three. They shot this down a little while ago, the former Department of Labor building on Main Street, now vacant.

Number four. The former Calverton School in Calverton which is now vacant.

Number five. This is not a central location. When it was proposed to me by concerned residents, I promised to mention it today. The Town Board recently donated 50 acres of the former Grumman property to Stony Brook. Why can't the Board set aside five to ten acres of the Grumman property on the south side of Route 25 between the Carving Board Restaurant west to the Grumman Aircraft Monument? This site has a Town water supply. There is a traffic light at Route 25 and Route 25A- "

Supervisor Kozakiewicz: "That one I'm just going to stop you short on. We don't own that yet."

Anthony Gadzinski: "You don't own what?"

Supervisor Kozakiewicz: "That's the Navy parcel. They have kept that because it's contaminated."

Anthony Gadzinski: "I see."

Supervisor Kozakiewicz: "I have a number of comments with regard to the other ones but that property is not the town's yet if you're talking about east of the aircraft monument?"

Anthony Gadzinski: "East of it, yes, east."

Supervisor Kozakiewicz: "Yeah. Okay."

Anthony Gadzinski: "Can't be done, so scratch it. Okay. All

right, let's go with something else. I was going to say that if you could come up with a parcel of the Grumman property- I'd like to say this. If you are absolutely determined, repeat absolutely determined to spend \$2.75 million for a senior center, I'm told that for \$2.75 million, you could provide the following on a piece of the Grumman property. Am I out of line now? No? Okay.

You could provide a modern one or two story building of 10 to 12,000 square feet with a basement. If two story, with an elevator from the basement to the top floor, and you could also provide a modest size 25 foot by 50 foot heated indoor swimming pool for seniors. Do you think this is a pipe dream? I don't think so."

Supervisor Kozakiewicz: "Well, what I will say with regards to that is whoever you have spoken to, have him talk to our Town Engineer. If what you're saying is true- which I'm not saying you're wrong or right, I don't know what the information or who gave you the information. I know earlier you talked about Wicks Law. I've never heard of Wicks Law being waived but we certainly can look into that. And speaking to our general counsel from Manhattan on Wicks Law issues, he never alerted me to a situation where Wicks Law can be avoided but certainly we could, you know follow that."

Anthony Gadzinski: "(inaudible) property, there would be some land available up there, some other land?"

Supervisor Kozakiewicz: "Up at Grumman?"

Anthony Gadzinski: "Yeah."

Supervisor Kozakiewicz: "Again, there's a total of 2,900 acres inside the parcel give or take- of course, there's certain Navy parcels that have been retained of about 350 acres. Go ahead."

Anthony Gadzinski: "Okay. Let's see, where am I? Okay. Also, if you took a piece of Grumman you would have land for other activities- property for other activities like tennis courts and things of that nature. Immediate savings would be \$350,000. There would be no need to purchase the Kingdom Hall property.

I want to close with one related item. I wanted to subject the purchase of the Kingdom Hall property and its reconstruction into a town senior citizen to a town-wide vote. I failed to do so. In a hand delivered letter to the Supervisor on last December 4th that I also furnished to each member of the Town Board, I requested that the

Town Attorney furnish me with the legal requirements for a permissive referendum, legal requirements to gather petition signatures for a Town-wide vote on the Kingdom Hall project. The reply from the Town Attorney was as follows: (Quote) I work for the Town Board and the Supervisor, therefore, I cannot give you this information. I suggest you contact an attorney. (End of quote). I have no quarrel with the Town Attorney on this. I asked for a legal interpretation on a matter related to Town business. To me it was an inappropriate response to a legitimate request. I feel I was short changed.

Please, I sincerely urge the Town Board to do the following. Authorize the Town Attorney to furnish the Town Clerk with a sample copy of a legal acceptable petition complete with instructions that the Town Clerk's office could hand out as a guide to any resident who wished to pursue and file petitions for a Town-wide vote in any resolution adopted by the Town Board that is subject to a permissive referendum. It is the right thing to do. This is called open government.

Please carefully consider your final actions in this matter. Purchasing the Kingdom Hall property is not what the majority of residents want you to do. It is not in the best interests of the Town. Please consider other alternatives. Thank you very much."

Supervisor Kozakiewicz: "I need to respond to the very final comments by Mr. Gadzinski because I think they are inappropriate first and foremost, and let me explain. The Town Attorney, while paid for by the taxpayers granted- well, we all are paid for by the taxpayers of the Town of Riverhead- is counsel for the Town Board. Our client, or her client in this case, is the Town Board. And quite honestly I think that's what I tried to explain to you, Mr. Gadzinski, and I'm a little bit surprised that you are coming up and throwing that at us tonight.

Be that as it may, there was a petition- if you remember a few years ago there had been a motion by the Town Board to buy a piece of property not too far from this building. And a petition had been filed in that case seeking to have the matter put on for a vote Town-wide. That form is in the Town Clerk's office. It is available and was in the proper format.

The Town Attorney is counsel to the Town Board and I don't mean- I don't mean to take you to task on that but I think you would appreciate that as a former municipal officer and one who worked within the governmental body for an extended period of time.

It's not that the Town Attorney does not wish to be cooperative. I think that's the farthest thing from the truth. She makes herself available for the general public, answers questions that are matters that are appropriate to be resolved, but she does not render advice to the citizens and the residents of the Town of Riverhead. They are not her client. And, again, I don't know whether you can accept that, but once again I just wanted to add that. I just felt that the comment needed to be responded to."

Anthony Gadzinski: "Okay, but do you feel that in the future you could get the Town Attorney to make up a sample?"

Supervisor Kozakiewicz: "There is a form. There was a petition filed on a previous attempt. If you remember a few years ago, there was a desire by the Town Board to buy the building that's the shipping building just two buildings back here. There was a petition filed. My belief is it was in the proper format and that is on file so it provides a proper format."

Anthony Gadzinski: "On file where?"

Supervisor Kozakiewicz: "The Town Clerk's office."

Anthony Gadzinski: "Because I've never- no one mentioned this to me at all- "

Supervisor Kozakiewicz: "Yeah, it was filed too late but the format was in the proper format. The law is the law. It says what time the paperwork needs to be filed by. It's in the body of the law and it's available for anybody's review. And for-- that we can do. We can certainly make a copy of the law available to you. And I think- "

Anthony Gadzinski: "I'm not concerned about the law."

Supervisor Kozakiewicz: "Well, I mean, you're asking us to file your lawsuit. That's- "

Anthony Gadzinski: "No- "

Supervisor Kozakiewicz: "-- not what our Town Attorney is paid to do, with all due respect."

Anthony Gadzinski: "No, you pass a resolution that you say to me, go see a lawyer. It's ridiculous."

Supervisor Kozakiewicz: "All right."

Councilman Cardinale: "Mr. Gadzinski, I think you make a legitimate point and I'll make certain that there is a form available at the county- at the Town Clerk's office. It's a very easy thing to do and I think you make a legitimate point."

Supervisor Kozakiewicz: "It's there. It's there."

Anthony Gadzinski: "See, the only other problem you have, you have a weekly paper so when you pass a resolution subject to a permissive referendum, before it's even known to the public, nine days have already elapsed. See?"

Supervisor Kozakiewicz: "Agreed. But it's on TV Friday night that follows the public hearing, so- all right."

Anthony Gadzinski: "Yeah, we've got to watch movies."

Supervisor Kozakiewicz: "Thank you. All right, we've got to continue because we're never going to get out of here tonight. All right. William Hubbard."

William Hubbard: "Hi. My name is William Hubbard. My address is Post Office Box 603. I was born in Riverhead 70 years ago. I've lived here all my life. I've heard talk about a senior center according to a lot of the old time members for 20 some odd years. You know, 10 years from now, if we don't get something done now, it's never going to be done. So I think the time is now. I've seen this building, it's an ideal location. The property is beautiful, the inside is nice. I think we have to get started and do something. I am in favor of this project. Thank you."

Supervisor Kozakiewicz: "Thank you, Mr. Hubbard. I'm going to take a brief note. I think from what I understand from a message that I saw passed up, many of the people who are here are part of a rally in support of Northeast Motor Cross' proposal at Grumman property, is that correct? I just want to- please, we have six public hearings on. We are probably not going to get to the open session until sometime around 10:30, 11:00. I just wanted to alert you to that fact. You have a right to be here. You have a right to participate; you have a right to address the Board."

I also want to make clear that we do not have any matter on the agenda tonight either for or against that proposal. So I don't know

what has been stated out there publicly, I don't know what the understanding of the general public is with respect to that proposal but if you are prepared to stay around until 10:30, 11:00, by all means choose to do so. If you do not wish to wait around that long, you should be aware of the fact that we will probably- in light of the fact that we are in only the first public hearing and we now have been in session for about 40 minutes, we're not going to be able to get to you and hear you until sometime after 10:00, 10:30 tonight. Thank you."

Councilman Densieski: "Bob, I'd like to add something to that. I don't care if we are here until 3:00 in the morning. If you want to stay here and state your opinion we'll be here to listen. So you are welcome to stay."

Supervisor Kozakiewicz: "That's fine. I just want to make sure everybody is aware. Vivian Bell."

Vivian Bell: "I say we seniors need a new nutrition center. And I would like to take the hand of Mr. Gadzinski, whoever he was standing here, with the Board of the nutrition center and take him across the street to the nutrition center where it is right now. When you go in, one side, you can't even see towards the front. You can't even see the American flag. And the kitchen, my goodness, we have a wonderful cook, Ann, and she makes such delicious meals, but look at that kitchen. You should go in there. And then there's no room for dancing at all. And- "

Supervisor Kozakiewicz: "And if anybody knows Vivian, dancing is important."

Vivian Bell: "Right. And you go- and you go downstairs, they're playing bingo, downstairs. And you wouldn't want your mother and father be going downstairs. The stairs are dangerous. And you know every year fellows, you know there's going to be more and more senior citizens every year. And we pay our dues. Now look at that. Isn't that beautiful? Nobody could deny us that. And I'm going to say, as you fellows get older, you'll be a senior citizen too. Remember that. And you'll- "

Supervisor Kozakiewicz: "I have a feeling that before we get done tonight with tonight's hearings, we may be."

Vivian Bell: "And you'll want a decent senior citizen. I'm all for it."

Supervisor Kozakiewicz: "Thank you. Virginia Hubbard. Virginia Hubbard, Hubbard Avenue, Riverhead. Again, Virginia, just for the record, your name and address. I know I've already said it twice."

Virginia Hubbard: "Virginia Hubbard, 170 Hubbard Avenue, Riverhead. Virginia Hubbard, 170 Hubbard Avenue, Riverhead."

Supervisor Kozakiewicz: "Okay."

Virginia Hubbard: "I was just- "

Supervisor Kozakiewicz: "Excuse me, excuse me. Is there someone who can- is the officer in the back? Is there a police officer in the back? If there's room- Lt. Smith? Advise the individuals out in the hallway that we need to conduct the hearing, they must keep it quiet otherwise we'll have to make some other arrangements. Thank you."

Virginia Hubbard: "Well, after listening to Mr. Gadzinski, I can't believe he can stand up here and say the things he does- he has said. He's been invited to come to the center and examine the center, see the things that we need and see how poorly- how awful looking that center is. Did he come? No, he did not. I don't know if he doesn't want to face us or what. But I would like to have seen him come to the center and see all the filth in that center. That center is not fit for- to have anybody in as far as I'm concerned."

And it's not fit for the seniors. We are downstairs in the basement. The office wall is covered with mildew. Tell me that's healthy. That's a healthy place to be. No way. And there's no reason that seniors should have to go down into a basement to play- to do their crafts or play bingo.

And furthermore, in the room that we have, it's very small to start with, has no heat. We have to use an electric heater and half the time you have to sit down there with a coat on in order to play- to play the bingo. It's just too cold in that place.

Furthermore, as the rest have said, it has- a senior center should be on one floor. You can't go downstairs with a walker; you can't go downstairs with a cane. You have to maintain it on the one floor. And we cannot do that. Plus the fact, we put out of that center every day from 100 to 120 meals a day, Meals on Wheels. That is worked on the pool table, they have to do it on the pool table, on

the breakfast table, on the card table. We have no room for that. And yet that has to be done every day. Now, I don't know whether people are aware that that's being done every day but it certainly is.

And then we have the bathroom. Oh Lord have mercy. Those things are terrible. They're absolutely terrible. And those things- we were promised- I guess there was some money as I understand it allotted for that to be remodeled- for those bathrooms to be remodeled a few years back and that money was taken away. So the bathrooms- have never been anything done with and they are unfit to use, I swear. In fact, one toilet you've got to flush about 20 times in order to have it flush. You stand in there and you'd like to blow the place up, to tell you the truth.

Really. We need a new center. We need someplace that we can be on one floor and do what we need to do. And I don't understand why Mr. Gadzinski won't come over and take a look, he won't show his face no way. And I sure would like to have a good talk with him over there and show him the place, and many other people that haven't seen it should go in there. I wouldn't want to bring my mother in there either and I'm fighting for this place and I want this place and I would love to have this place. Thank you."

Supervisor Kozakiewicz: "All right. I'm going to mess this one up. The first name is Rus, last name I'm going to spell- I-A-P-I-C-H-I-N-O. I am going to let you pronounce it, Rus. Say it at the microphone."

Rus Iapichino: "Iapachino."

Supervisor Kozakiewicz: "Okay."

Rus Iapachino: "Iapachino, from Wading River. Now this place you're talking about is a beautiful place. But it's not for us senior citizens. What we should do, invest a million dollars in this place where we are now, clean it up, fix it up good."

Supervisor Kozakiewicz: "Excuse me."

Rus Iapachino: "You talk- "

Supervisor Kozakiewicz: "Hello, everyone who is out there, please respect the speakers who are up at the podium. We have- I think one of the things we really feel strongly about in this country is our constitution. The first amendment allows people to say what

they think, the first amendment. So please let the speaker have the forum without interruption. Thank you."

Councilman Kent: "And the speakers, please, only direct your comments to the Board. Don't talk to the audience."

Rus Iapichino: "All right. All right, Mr. Gadzinski says- Mr. Gadzinski- "

Supervisor Kozakiewicz: "Just address the Board. We don't need to- "

Rus Iapichino: "I'm addressing you."

Supervisor Kozakiewicz: "Okay."

Rus Iapichino: "Mr. Gadzinski said there's quite a few places around in Riverhead. Well, look into it, invest a couple of dollars and by all means the place is nice, but it's not for us. You go- we go there, you have to put a fence around it and you corral us in there. That's not for us. We want a place in town, in Riverhead. So look into it, please. If not I say invest a couple dollars into this place and fix it up. Thank you."

Supervisor Kozakiewicz: "Thank you. Dorene Wilk."

Dorene Wilk: "I'm Dorene Wilk of Riverhead, Raynor Avenue. And I do agree that we need a senior center, nutrition center, recreation department as big as it can be for everybody. My concern is we need a recreation department to accommodate seniors, our youth and adults of all ages for extra programs. We had a summer recreation program that has now been cut in half. Our children can no longer go to summer camp for eight weeks. They can only go for three or four weeks. That's not acceptable."

Supervisor Kozakiewicz: "I think we've actually revisited that issue and we've instructed the recreation department to allow it for a full period of time."

Dorene Wilk: "Okay, good, I thank you for that."

Supervisor Kozakiewicz: "I think you and I spoke about this issue as a matter of fact."

Dorene Wilk: "I spoke to everybody about that."

Councilman Kent: "The issue is only half the children. Well, there will be less children in the program but the program will be longer."

Supervisor Kozakiewicz: "Right."

Dorene Wilk: "Okay."

Councilman Kent: "The idea that- the alternative idea was to have more children involved for a shorter amount of time."

Supervisor Kozakiewicz: "But today's topic is the ability- "

Dorene Wilk: "Right, for the senior center."

Supervisor Kozakiewicz: "Right, right."

Dorene Wilk: "But instead of just dwelling on \$2.7 million dollars for the seniors alone and as I said it is needed, why can we not use that money, maybe add a little extra, and make a recreation department for the entire town. Some place for our children to go. Our children do not have much to do here. Still use the senior center, sticking to the subject. But why can we not add it for the entire town?"

Councilman Kent: "I believe some of the space-- "

Supervisor Kozakiewicz: "Are you suggesting adding some- because some of this can be used for that purpose."

Councilman Kent: "-- can be used."

Dorene Wilk: "Well, that hasn't been addressed anywhere and, again, that's also far out of town. But we do need something to accommodate everybody."

Supervisor Kozakiewicz: "It's about one minute from here, maybe two minutes from this location."

Dorene Wilk: "So would this now be looked at as a recreation center for the Town of Riverhead not just a senior center?"

Supervisor Kozakiewicz: "I think it offers a number of possibilities personally, yes."

Councilman Densieski: "There's a theater in there. There's a lot of things for the community in there."

Dorene Wilk: "Okay, because this is the first time I'm ever hearing that this building can accommodate more than just the seniors."

Councilman Densieski: "Absolutely it can."

Councilman Lull: "Yes."

Dorene Wilk: "Thank you."

Supervisor Kozakiewicz: "Art Binder."

Art Binder: "Art Binder, Calverton, New York. First, I'd like to thank the Board for addressing this issue. From what I've heard there are quite a few people here who for quite a number of years have tried to get this issue before the Board and you guys seems to be standing up to it."

There was a lot of things that I heard tonight, especially from Mr. Gadzinski, regarding areas and locations. Mr. Sendlewski's plan is beautiful, no if's, and's or but's about it. The only problem I have is location. It's on the eastern end of the town. This is a town that's approximately 28 square miles. That could be nine miles long, three plus miles wide. When you take a facility like this and put it on one end of the township, it creates a hardship for a lot of people who live on the other end of the township. We're not talking about 18 and 19 year old kids trudging through the snow to get to a facility. We're talking about senior citizens.

Mr. Gadzinski came up with a really cool idea I thought anyway utilizing Grumman. I mean we own it. The people of this town own it. It's theirs. I had the privilege not too long ago of going with Councilman Densieski through Grumman when we tried to feed some deer and it's truly a breathtaking facility.

To combine a center like this with a youth center, that has to be the premier facility to put something like this. I would hope that you would consider it. The land cost would be zero and the money that's saved in the land could be utilized in producing a true world class facility. Thank you."

Supervisor Kozakiewicz: "Thank you."

Councilman Lull: "Do you mind if I ask a question for a second?"

Supervisor Kozakiewicz: "I want to keep going."

Councilman Lull: "No. I want to ask Judy to answer the question about how many people actually drive to- "

Supervisor Kozakiewicz: "We'll do that, because I know she wanted to talk- "

Councilman Kent: "Well, just to respond. Can we just respond- one thing on that? Mr. Binder, most of the people are transported to the senior center by bus. They don't drive to the center. So where it's located is not as important as you say. And this is really- it's only about three minutes, really, from its current location to the new location.

And the last thing, I'm in- I agree with you. I think we need a large recreational facility at the Calverton site and I think we will have one there, okay. And I think we'll have that in addition to a senior center. All right? So, they're not mutually exclusive."

Supervisor Kozakiewicz: "Walter Gezari."

Ken Testa: "Can I just show them the map or do you want to wait (inaudible)."

Supervisor Kozakiewicz: "Yeah, I guess if you want to explain where it is. Maybe there's a need to get some clarification where Shade Tree is. I'm not so sure how much of that is going to be able to be seen."

Ken Testa: "Right. I'll leave this outside but I know it's a little small, it's the best we could come up with. This is Edwards Avenue in Calverton, down this end of the drawing, and this is getting into Jamesport. Right here, this red dot, is the existing senior citizen center which is on Howell Avenue. This is- let's see, this is Main Street. So if you go up Main Street to Hubbard Avenue, you make a right on Hubbard and go down this distance, you're right here. That's the new facility. It's only about a mile and a third from the existing Town Hall. Again, just in relation of distance, Grumman would be off the page; Southold would, of course, be off to the right, and this distance is the distance we're changing from here to here. Just so you could see that. Aquebogue is a pretty good size hamlet,

it stretches up into here so a lot of people think when we say Aquebogue that we're up in here. And we're not. We're almost within the hamlet of Riverhead by a block or two. I'll leave that out for anybody that wants to look at it."

Supervisor Kozakiewicz: "Mr. Gezari."

Walter Gezari: "Hi, I'm Walter Gezari from 269 Deep Hole Road, Calverton, and I just came down here to offer a very simple small idea which actually has been something brought to me by seniors in our community. I happen to own the old Calverton School and I'd be happy to invite any interest in the Board if that could be of help in ameliorating the shortage of senior facilities in the community.

You have a facility in Jamesport; there's one in the center of town on Howell Avenue and this could just be some additional space which is ready to go. The nice thing about this is that it's a beautiful facility and it could be in operation tomorrow morning if anybody wanted to put it into operation as a senior facility.

And it's a- I have a little pamphlet that I prepared about some of the details of the building. I- how many people in this room went to the Calverton school, the old Calverton school at any time? Anybody?"

Supervisor Kozakiewicz: "Mr. Gezari?"

Walter Gezari: "Yes?"

Supervisor Kozakiewicz: "You can- your comments are supposed to be addressed to the Board."

Walter Gezari: "Okay."

Supervisor Kozakiewicz: "I appreciate- how large is the property?"

Walter Gezari: "It's 1.1 acres. It's got about- room for about 25-30 cars. It's got 8,000 square feet and it's fully air-conditioned and it's sprinkled and it has handicap access ramps and handicap bathrooms, a kitchen- available space for a kitchen. And it's the type of thing that a lot of these seniors in that part of the community went to school there and it could be an uplifting place to spend some of their golden years is in the place where they started. So, it's just something I want the Board to be aware of."

I bought it for a long term investment. I'm very happy to be of service if it's useful. And if you want to build a new place, so be it, but this is something that's available now and I just wanted to make the Board aware of that."

Supervisor Kozakiewicz: "Okay. Just so that the public is aware. We did meet with Mr. Gezari earlier in the term. I had a chance to look through the property and certainly I guess as a Board we can take a second look at it. The first- or the floor that's- the upper floor is improved. The downstairs basement, if my recollection was- was that the total square footage again?"

Walter Gezari: "Yes."

Supervisor Kozakiewicz: "You're using both floors for the calculation?"

Walter Gezari: "There's 4,000 square feet per floor."

Supervisor Kozakiewicz: "Okay."

Walter Gezari: "And the bottom floor was an auditorium and a kitchen and utilities and storage and it's basically bare clean space that is sprinklered, that could be put to any number of uses. Once again, it's a fraction of the cost of these other projects and it's just something to be thought about in the total context of things.

It could be- the most- I think the most compelling rationale for it is that it's really available to go right away and it's something that could hedge the period of time it would take to build a new facility- design and build and put in a new facility and it's something that could always be used for community purposes. So it's just something that's been here for something like 80 years and, you know."

Supervisor Kozakiewicz: "Just to clarify because it was a while since I was out there. There was- if I remember there was two floor levels. It was sort of like a split ranch. When you walk in, you go down one and up another in the front of the building. Is that correct?"

Walter Gezari: "Right. Yes."

Supervisor Kozakiewicz: "And was there an elevator or was there not an elevator?"

Walter Gezari: "No. There is no elevator but there's a full ramp in the back to get people up and down between those levels."

Supervisor Kozakiewicz: "Okay. And the kitchen, you say- you discussed the kitchen, there's an existing kitchen?"

Walter Gezari: "There's a- there was an existing kitchen."

Supervisor Kozakiewicz: "Okay."

Walter Gezari: "It's now been cleaned out but there's a place where there was an existing kitchen."

Supervisor Kozakiewicz: "Okay. Just to clarify, okay. Thank you."

Walter Gezari: "I could present you with this and you could look at it or whatever you'd like."

Supervisor Kozakiewicz: "Okay. Very good. We'll- if you want to give that to the Clerk and we'll keep it here at Town Hall available for people to look at. Thank you, Mr. Gezari. Anyone else who would- that's it for the cards that have been turned in. I'm going to try- yes. Right here. Rolph."

Rolph Kestling: "Rolph Kestling, Wading River. You know they say never use the word never and I'm not going to use the word never. But at my age, I don't think you're going to find me or anybody in my neighborhood traipsing all the way to wherever you've got this place. It's about 12 miles from our house."

Supervisor Kozakiewicz: "Which means this is about 10 and a half miles."

Rolph Kestling: "All right."

Supervisor Kozakiewicz: "Or 11."

Rolph Kestling: "It's too damn far. It wouldn't help the people in Wading River. Now, you've got- "

Supervisor Kozakiewicz: "We are discussing and looking at as pointed out a center at the Grumman property and perhaps a solution out in Wading River, too."

Rolph Kestling: "Okay. Now you say Wading River, too. About four, five years ago- four years ago and Mr. Testa will agree to this, there was a large building offered to you. I don't know- during the Stark administration."

Supervisor Kozakiewicz: "Correct."

Rolph Kestling: "And never heard anything, they just said you didn't want to do it. Now quite a few people from Riverhead, as I get my understanding, you know where it's located evidently, they thought it was ideal. It used to be an entertainment place. It could have been gutted inside completely, fireproof, ground level, plenty of parking, never heard a word except that it was rejected."

Councilman Kent: "What's the place? Where was this located? I don't- "

Supervisor Kozakiewicz: "Rolph, he's asking where it was located."

Rolph Kestling: "Huh?"

Supervisor Kozakiewicz: "Where it was located."

Rolph Kestling: "On North Wading River Road, the old (inaudible) building."

Supervisor Kozakiewicz: "Okay. I don't recall that ever being offered to the town."

Rolph Kestling: "I understand Mr. Testa looked at it. His memory must be bad, too. Okay. Now, another thing I'm asking."

Councilman Kent: "I wasn't here, so- "

Rolph Kestling: "I know how the town works. Was this- "

Supervisor Kozakiewicz: "Excuse me, what was that? Oh, Rolph, they can't hear you in the back."

Rolph Kestling: "I'm sorry. I can talk louder without a microphone and you'll be sure to hear me especially when I get ticked off. Now you interrupted my train of thought. I think that was deliberate. Right, a senior moment."

Knowing how the town operates, I want to ask Mr. Testa a question. Was that ground ever examined for contamination?"

Ken Testa: "This facility?"

Rolph Kestling: "Yes."

Ken Testa: "No."

Rolph Kestling: "No, it will. I assume that it's heated by an oil burner- "

Ken Testa: "That's correct."

Rolph Kestling: "And I'm sure there's an 1100 gallon tank in the ground which should be removed and I think you're going to find a lot more problems there than you think so I'm totally against it and I can take you down in my neighborhood and introduce you to a lot of people, you wouldn't see it there. Okay, that's all for now. Thank you."

Councilman Kent: "Thanks, Rolph."

Supervisor Kozakiewicz: "Thank you. Bert Harris."

Bert Harris: "Good evening. I'm Bert Harris and I'm the Executive President of the Polish Town Civic Association and I live in Riverhead, New York. Claire, are you with me? Oh. Claire is also with me and she's a past President.

I don't think we can solve the senior thing by what I'm going to say, but perhaps we can help it. We're the people that run the famous Polish Town and Festival every year and we also would like to offer our beautiful chalet headquarters to the seniors once a month for a luncheon.

Beginning February 14th, we have a luncheon going already filled and then and then we're going to do fun and games and once a month we are offering this luncheon to the seniors. And then in June or July, we're going to have polka dances under our beautiful new pavilion, no charge, but you have to do the polka. So anyway, perhaps if some of the other organizations would do what we're doing it may help and take some of the (inaudible) off. So we are filled for February but we do have March. They can call our organization and we'll get back to them.

We're going to have a potato pancake luncheon on February 14th. And the Town Board, you're invited to come, too."

Councilman Densieski: "Do you have take-out orders?"

Bert Harris: "No."

Supervisor Kozakiewicz: "What I would ask you to do, Bert, is exchange your information with Judy Doll who takes care- "

Bert Harris: "Who is Judy?"

Supervisor Kozakiewicz: "Judy is right here."

Bert Harris: "Hi, Judy."

Supervisor Kozakiewicz: "So that she has your name and number and put that up in our facility- "

Bert Harris: "Okay. And this is at no cost to anybody. We are picking up the cost."

Councilman Densieski: "That's a very generous offer."

Supervisor Kozakiewicz: "Very good. Thank you."

Councilman Densieski: "Thank you."

Supervisor Kozakiewicz: "That's great, thank you."

Bert Harris: "Okay, thank you so much."

Claire LaTour: "Hi. I'm Claire LaTour, I'm from Riverhead, Osborne Avenue. And I have to speak for the center, and I do agree that there is a big need for it. My mother goes down there and I have to agree with some of these people, it's atrocious in there. I'll tell you truthfully, sometimes when I know she's been downstairs, I just kind of wait for her to call me. The stairs are- they're horrendous. I can walk a heck of a lot better than her. It's a disgrace to have to put our senior citizens in something like that. And I think the ones that are against it are the ones that aren't going. And if they went on a regular basis, they would want to have a clean facility to be put in. So if you're going to do the senior center, I'll be there ribbon cutting."

Supervisor Kozakiewicz: "Thank you, Claire."

Alfred Campbell: "Yes. Alfred Campbell in Calverton. I agree 100% that we need a new senior center and as a precursor it should be on one floor and I know I've been to Jamesport, nice place but you struggle to get up the stairs. You know, you really- it's a tough job to make it.

So I think the one thing is one floor and the next thing really is location. And if you watch TV, Disneyland, they say location, location, location, right, and all the motels and all that. When you put the thing way down in a corner, there's no established transportation like bus service and like that except the town bus. And the town bus can't go everywhere to pick up people and to get them there. A lot of people I imagine do drive and it shouldn't be a tough- I heard you Monday morning saying it's only two minutes over there but you must have to go 120 miles an hour."

Supervisor Kozakiewicz: "Not at all."

Alfred Campbell: "You can't even get across- get on to Main Street in two minutes. You know, let's face it."

Supervisor Kozakiewicz: "I don't have that problem."

Alfred Campbell: "Okay. My suggestion good, bad or indifferent is Rolle Brothers is right across from the shopping center. It's got every kind of transportation going by and- "

Councilman Densieski: "Can't afford it."

Alfred Campbell: "-- a person going to lunch can go to lunch and then they can go shopping and then they can go home, make a one stop shop so to speak. You've got all kinds of transportation. It's basically in the hub of town. And if you look at the density of seniors they're mostly on Mill Road in that area or on Waverly Avenue- Riverleigh Avenue. They're not Aquebogue. If people are in that area, they can go down to Flanders. Flanders has got a great nutrition center. You know. And you're taking people on the other end of town, like Wading River, and you're putting them through hell to get there. And I don't see that. It's- let the town be central, Riverhead be central and not do all around the outside and leave the middle with nothing.

And as far as rebuilding the present center, forget it, you know,

that's- and downtown on Main Street, forget that, because that's all two story buildings where you've got to walk up and down and there's no parking.

I don't think basically that we're going to have a store where the present ruins are down by the traffic light. I don't think there's going to be one because there's no parking for that store. You know what I'm talking about. And they'd be foolish to put a store there with no parking and people have to walk down the street to get there. They have a better situation where they are now.

Let's have a nutrition center that people could get to. Let's also have other things. This property is about two and some odd million dollars but it's six plus acres. If you want to tear every building down and sell half the property and still build a good nutrition center that's- and a senior center that's up to date, 100%, no revamp deal but the way everybody wants it, then you're going to have something and it's going to be within reach of people within the town. That's all I've got to say. Thank you."

Supervisor Kozakiewicz: "Thank you, Mr. Campbell. Judy, I just would ask you to come forward. I know there's been a couple of things stated as far as the amount of people who come to our current center by bus and how many come there by car and some discussion about inadequate parking at the present facility and cramping for space and the fact that it's upstairs and downstairs. So maybe you can address a couple of those comments that have been put out there."

Judy Doll: "Okay. Number one that really we need to stress is that we have looked at facilities so many times over the last few years, and we're not going into this blindly and we definitely know that this does not meet the needs of everything. It couldn't possible be in a town this size.

It meets the needs that we have right now to replace an existing building that is not adequate for what we have now coming to the center. We offer rides every day, transportation to anyone and everyone in the town. We usually bring in two people a day from Wading River. We've gone out to the clubs; we've asked them to come in for special breakfasts, we've sent them notice when we have the twilight dinners. They are just not going to come to this end which again leads to the point that we need facilities in each part of the town. And we know that, but we need to replace the existing center now.

It's- it is old, it is not adequate any longer and we do fill it to max whenever we do any special event.

The center that we looked at in Aquebogue that we are hoping we can go forward with we're looking at as also a community center for the entire town. Right now everyone who is standing out in the hall would have a seat or at least be in the meeting room that we could use as a community center or the whole town. And it is only 1.4 miles from here. It is right down the road.

Another thing, the issue keeps coming up that we should have a building on Main Street. I personally- I know the staff knows also, there is no way we should put another senior center on Main Street or even right off Main Street because of the traffic situation. It's very difficult to get in and out which anybody can see just driving down Main Street in the middle of the day and especially now that Atlantis is in existence.

So I just don't feel that's adequate either. This is right off the Main Road. Anyone who would like to come down to Main Street should we be in Aquebogue can be brought down by a bus and picked up at lunch time. We do that with the other stores in town.

Where we are now, we have had a couple of seniors that have gone walking and they don't return and we get a little fearful. It has been more than once, twice, three times that one of us has left our desk or the kitchen to go out looking for somebody because we don't know where they are on Main Street.

I think also it needs to be said that we usually bring in about two and a half vans a day from Riverhead on east. So, again, it's not that we're favoring one end of the town over the other, it's filling the need that we have existing right now.

If there's any other questions, I'd be glad to answer them."

Barbara Grattan: "Judy, just state your name, please."

Judy Doll: "Judy Doll, Director of Senior Services for the Town."

Councilman Densieski: "Judy, I think you hit the nail right on the head. This is a big town; it's one of the biggest towns on the east end of Suffolk and I don't think one senior center anywhere is going to make everybody happy. I think we do have to look at the

possibility of one on the eastern end and one on the western end. What we have to do is find out financially how we can do it responsibly to the taxpayers but one's not going to make everybody happy. I think we have to look at the possibility of two."

Judy Doll: "And what we've seen in other towns is that they have one central center, then they have outlying centers in the other parts of their towns. The meals would be cooked all in the one large center and then brought over just like we do the Meals On Wheels. So it's not as if we would have to duplicate each room as you would in the main center."

Supervisor Kozakiewicz: "Okay. How many people presently come to the current facility by car, if you know?"

Judy Doll: "I really- I'm going to guess, maybe a dozen in cars and twilight dinner, of course, much more drive in because they only come for special events."

Supervisor Kozakiewicz: "Okay. But you've had problems as far as parking at the present facility?"

Judy Doll: "Oh, parking is atrocious."

Supervisor Kozakiewicz: "Okay."

Judy Doll: "Thank you."

Supervisor Kozakiewicz: "Ann Miloski."

Ann Miloski: "My name is Ann Miloski, Calverton, and I agree with Judy Doll, is it? With Judith Doll, we do need more than one senior citizen center. We need a central one and I think her idea is great about cooking at the central one and sending it to the other places. And I think you seriously should think about the offer you've been made by Walter Gezari for the people of Calverton for the Calverton School and for the people of Wading River. Thank you."

Supervisor Kozakiewicz: "Thank you. Tim."

Tim Yousik: "Tim Yousik, business owner in Riverhead. I- there's been talk of a new senior citizen center in the town for the last several administrations and there's certainly a need. My concern is the cost. \$2.73 million dollars. Is anybody prepared to be able to figure what that's actually going to cost us by the time we pay it

back? I mean, I know when you buy a house you take out \$100,000 mortgage, by the time you pay it back over 20 years, you spend \$300,000. I mean, what are we truly looking at as a real cost to the taxpayers?"

Supervisor Kozakiewicz: "Well, I know that what I had Jack do is some of the analysis as well as look at where our present debt service is and Jack broke that out, we're approximately at 9% of our debt limit right now, which is one of the reasons why we received the A-1 bond rating.

The numbers, I could have Jack step forward as far as what it would be over the years. Off the top of my head, I don't recall what they were, Tim."

Tim Yousik: "I think it's important for the senior to know as well is because, you know, all of us that pay taxes in this town including the seniors- I should say especially the seniors, live on a fixed income, most of them. You take this close to \$3 million dollar project, I mean does it end up \$9 or \$10 million dollars by the time we pay it back? Is that what we're looking at?"

Supervisor Kozakiewicz: "No, that's not the case."

Councilman Densieski: "Our municipal rate is only four point something which is a really good- "

Tim Yousik: "It's a good rate, there's no question about it. But you know every year we see a tax increase in this town. I'm not up here for a moment denying the fact that the senior center is atrocious and something needs to be done about it. I'm not convinced that that's the proper plan. I know when you take a look at something like a morton building and you get one of those built, start to finish, right down to the last detail, you're talking about \$50 a square foot or less. You do the math, it comes out a lot better plan than this.

I mean, I- there's no question we've got to do something about a senior center."

Supervisor Kozakiewicz: "What's a morton building? What is a morton building?"

Tim Yousik: "I don't know about anybody else but I've been in a couple of morton buildings that are absolutely beautiful when they're

done."

Councilman Densieski: "Yeah, but you're talking about the private sector, Tim. It costs the town about 30 or 40% more than it would the private sector. I don't agree with it but that's the way it is. We have Wicks Law and other considerations."

Tim Yousik: "I- I'm just concerned about the cost. I'm not up here for a moment saying that we shouldn't have a senior center. I'm just concerned about the cost. I would like to know as a taxpayer what is it going to cost us by the time we're done paying it back. And if it's \$20 million or \$25 million dollars, I think it's something that needs to be revisited. But that's the one thing that I would like to get an answer to is the bottom line what this costs us. Thank you."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address the Board with regard to- yes. I was looking over your hand every time; I don't know how long you had it up."

Stasia Grabowski: "My name is Stasia Grabowski and I live on Roanoke Avenue and I work for day care center for the town and I'm sure that a lot of people don't even know that this problem exists. We were for over three years at St. David's School and when I started working down there almost four years ago, we were supposed to be like very short time. Father Hart (phonetic) let us stay. And, of course, we were there for almost four years. You know that. We didn't pay nothing but it was all goodness of Father Hart. Of course, Father Hart left, somehow we had to move right now. We are located at George Young Center is it, yeah- "

Supervisor Kozakiewicz: "George C. Young Community Center, that's right."

Stasia Grabowski: "-- Community Center in Jamesport. It is downstairs. It is very dangerous for us because our people, some of them are in a wheelchair, some of them are with walkers and a couple weeks ago, Debbie was taking one of the ladies in the elevator and the elevator got stuck, it really did. And they were ringing the bell and nobody heard the bell until somebody from upstairs, they were having some kind of meeting or something, they heard it.

But like I said, I'm all for this place because we need extra room with our people. Right now our program is only three days, Tuesday, Wednesday and Thursday, which is not enough. A lot of people

would like to send their mothers or fathers just to give the caretakers a little bit of relief so they come and we treat them like they're family. We're not like babysitting them.

Mr. Densieski see us all the time. We come over here to the center to have our lunch. It's very difficult when it's raining, when we had all this weather and all this, it's very difficult for those people to get on a van and come back so this would be nice. We wouldn't have to get in a van and drive. This is all going to be in one spot.

And I'm sure if we could get a place like this, that the place could go to five days and people could, you know, we'll have more people this way. Thank you very much."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address the Board? I see a hand in the back, come on up. Okay, Bill, you can be next."

Dorothy Haberman: "I don't know if all the people in this room remember 15 or 20 years ago, the Town Board of Riverhead got a grant to build a senior center. What happened to the money? It went to Stotzky Park and they built a day care center for the children. Are we going to let that happen again? I don't think so; I hope not."

Supervisor Kozakiewicz: "Did she not?"

William Kasperovich: "William Kasperovich. I live in Wading River."

Councilman Kent: "Speak into the microphone, please, Bill."

William Kasperovich: "Okay. All right. How's that, better? Better? Okay. I don't think there's any argument but that we need additional larger facilities for the functions across the road. The nutrition center and this involves a kitchen and dining room, kitchen being preparatory and servicing and dishwashing. We have a three-fold situation here. Community for everybody being one, senior citizens being another, and the nutrition program being a third.

Now, we've been struggling along until now and I'm sure everybody is very grateful and appreciative and prayerfully that things will get better. Now, I don't see people coming to the nutrition center across the road here on foot. They're either by car or van or minibus and it varies. However, there is a continual consistent need.

Now, in my involvement in my lifetime, I always found that a building that's renovated, an old building that's renovated, altered or redone, always ends up more costly than starting from scratch. I do not think that we in the long run will come out to a better dollar with renovating this Kingdom Hall. I do think taking a vacant piece of land with the utilities available, be that were it may, is economically the better direction to focus in on.

I will also say that- let me put it this way. You four gentlemen have an office that's an enlarged closet- "

Councilman Densieski: "That's true, Bill."

Supervisor Kozakiewicz: "They can't hear you. You are going to have to talk into the microphone, sir."

William Kasperovich: "All right. Now, let me see, maybe we can do better this way."

Supervisor Kozakiewicz: "Better?"

William Kasperovich: "All right? Now, I want to make a point. I'm not being critical of Martin Sendlewski, one of our jewels in the township as a registered architect functioning well, but he gives us a start. This is not set in concrete. I want to- without going into a dissertation on what is being presented, let me throw out to you, the Town Board, who have offices that are enlarged closets and almost impossible to function as an office.

Now, to me, every building we lay out, every building we set forth, we should see some sky, by a window, by a skylight, by a clear story, by whatever means, we should be able to see some sky. This makes for happier, more pleasant and tolerable conditions.

So I don't have to explain to four men there how you need space and how you need outside. And I would like very much that when we approach the dollars that no matter how it goes, we need light, we need heating, ventilating, air-conditioning, no matter how it goes, but in today's needs and today's (inaudible) designs, this outside of the architectural features will remain fairly constant and this should be established especially in a senior citizens and where we have children that we need a better air-conditioning system than we have in this Town Hall.

When they converted this place from the A&P- when they converted

this place from the A&P we today see all the shortcomings, we see all the things we could have done or should have done. So now you throw in this Kingdom Hall. What you should have done, what you could have done, you can't reflect back on 10, 20 years from now. I say pick out a piece of land, be in town, be it at the Grumman works, and I'm sure there are places where we could get a spot for this."

Councilman Densieski: "Thank you, Bill. Thank you, Bill. Thank you audience."

Supervisor Kozakiewicz: "I did have a couple things I wanted to address to either Ken or Marty at the wrap up of this particular hearing. But if there's anybody else who would like to address the Board first, anybody else? Okay."

I did want Ken to address a couple of the comments that were made."

Ken Testa: "Mr. Kasperovich brought up the point about the possibility of renovating the existing facility. We did, of course, look at great depths into doing that. However, the property available is very limited. The building is almost to 100% lot coverage. So there's really no room to expand the existing facility or to add any parking. So we really kind of eliminated that one right from the get go."

As far as Mr. Kasperovich's comments about the cost of renovating versus new construction, the existing portion of the building will not be renovated. It will be attached to, but the interior of the building will stay exactly as it is. And that's the reason why it was left that way because it can function that way, it's cheaper."

As far as the project costs, I heard some comments made about the project costs. This property is being offered for sale for the town-to the town, for a significantly lower amount than the appraised value- "

Supervisor Kozakiewicz: "Ken, Ken, they can't hear you in the back. All right?"

Ken Testa: "O'kay, I'm sorry. This property is being offered for sale to the town from the congregation at Kingdom Hall for significantly lower than its appraised value. It's in very good condition. It has adequate space for future expansion. You can see some green space to the back of the drawing on the left side there- on

the right side. There is room for outdoor picnicking, and outdoor activities by the seniors- for the seniors, and there's also room to expand the building 10, 20, 30 years down the road as well as the parking lot.

So that's why we really zeroed in this piece of property. If you look at the purchase cost and the infrastructure that's in place, it's certainly an excellent value compared to building new on another piece of land which, of course, Marty and I looked at in great depths.

As far as construction costs go, the costs used were based on actual bids that were received by the town, by other fire districts, other municipalities in Suffolk County. So these are real numbers, you know. I would like to say it's going to cost less. The numbers that we showed you are real numbers. It's what it's going to cost because it's based on actual bids that were received in Riverhead. When you take into consideration prevailing wage rates and some of the other regulations the town has to adhere to when compared to the private sector, that may seem high to some people who have some building knowledge in the private sector. But in the municipal world, it's- they're real numbers.

As far as somebody made reference to the Riverhead Building Supply property on Ostrander Avenue. It should be noted that that property is not owned by the Town of Riverhead. It is currently owned by the fire district. I don't know what the fire district's plans are but even if it was to be relayed to the town, the town's in dire need of parking for the various things that are happening downtown, and it would seem to be more valuable for that purpose than to put a senior center there where you would be adding more parking demand to the downtown area by doing that.

And I think that's pretty- oh, and the other-- somebody also brought up or a few people brought up the Calverton- the old Calverton School. And the Supervisor and I and others had looked at that facility and I think it should be noted that it's 1.1 acres. In accordance with current Suffolk County Health Department regulations, that would only allow occupancy by 68 people. We currently occupy what can handle 94 people. The new facility would be nearly double that, of course, but 68 would be the cap on the Calverton property. It would work as a satellite facility but it certainly wouldn't work as the main facility because there's not enough room for the kitchen.

They also have limited parking, they have limited room for expansion, and it doesn't really meet the project's programming goals

which were 12,000 minimum square feet to accomplish what we need to accomplish. Those numbers are based on regulations for the amount of space needed for people in adult day care and for handicapped toilets and whatnot. So those are not numbers were made up. We- they're based on regulations. You come up with about 12,000 square feet. The Calverton schoolhouse is 8,000 square feet on two floors. So we did look at the facility. The asking price is also, if I recall, in excess of \$1 million dollars. So we would have to spend quite a bit of money on the facility added to that to make it functional for 68 people."

Supervisor Kozakiewicz: "There was one other thing that was sort of glossed on. We have an adult day care program which had been at another location in the town through the goodness of the Pastor at the church. When he left, we had to relocate somewhat hastily to the George C. Young facility. If the Town Board were to take the next step and proceed forward with this property, could it be utilized for that function upon acquisition?"

Ken Testa: "Yes, possibly. The existing owners are interested in possibly occupying the building by renting it back from the town for some period of time while they make their transition. But certainly the building- we have discussed the feasibility of making the building available during the week or on weekends, you know, working together with their schedule. So that's something that if this goes forward will be discussed. We anticipate, yes, some use of the building immediately."

Supervisor Kozakiewicz: "Okay."

Ken Testa: "On a limited basis."

Supervisor Kozakiewicz: "Thank you."

Councilman Cardinale: "Mr. Sendlewski, can I ask a question? Could you restate the amount of additional space that's anticipated to be built on here?"

Marty Sendlewski: "Sure. I'll give you a breakdown on the whole project. What we have right now is-- the existing building is going to remain- now I did in the budget, I have \$100,000 worth of funds allocated in the budget for- we know we're going to be involved with some alteration work tying into the existing building, so we have allocated \$100,000 for that. The new addition will be 10,760 square feet. We use a multiple for a new construction of \$175 a foot, that's

our current public municipal cost per square foot number. That comes out to just under \$1.9 million. We have a site work allowance of \$25,000. That's low because the site is relatively developed. That brings us up to a subtotal of just over \$2 million.

In addition to that, we do have a line item of 15% which includes all fees and a contingency because, again, dealing with an existing facility we like to allow for a contingency and then, of course, the land costs brought us up to that number. The total facility after the additions would be 14,560. So as of right now we have just about 4,000 square feet existing and we'll be adding about 10,760 to that.

Just to also give you one additional tidbit of information with regard to how I prepared budgets. Dealing mostly with municipalities, that's the bulk of the work that we do in the office, we maintain a current log of bids for municipal projects on a regular basis. We normally have about a dozen a year that come in. These- as Kenny said, these are very real members with the industry standard. One of the first things we have to do is register this in Albany with the Department of Labor and obtain a prevailing wage rate, case number and a schedule of rates which is mandatory that certified payrolls be submitted that those rates are paid for everybody that works on the job."

Councilman Cardinale: "Yeah. That's compliance with the Wicks Law."

Mary Sendlewski: "Correct."

Councilman Cardinale: "Let me ask you this because you're going right where I wanted to go which is of the 2.3 approximately in new construction there, approximately what percentage of that- well, strike that. In a private building situation without municipal building, what would that 2.3 cost? What's the differential?"

Marty Sendlewski: "In my mind, it's at a minimum of 30%. Probably a little bit more."

Councilman Cardinale: "So that the private sector could produce- what we're producing for 2.3 for approximately 1.5 or 1.6- "

Marty Sendlewski: "Correct."

Councilman Cardinale: "Have you utilized any or seen utilized in your experience as an architect any devices whereby a private

builder builds the facility and the town then leases with an option to buy back? And have you considered that at all?"

Marty Sendlewski: "I haven't had the opportunity to work on a project that that has been an option. And I don't know- that's not an option that we had looked at here because right now we're looking at an existing building in this particular project."

Councilman Cardinale: "But I'm talking about in the new construction, if we do it we are going to pay 30% more, that's clear. But if the building magically existed just as we want it, it could be produced by what you just indicated for approximately \$800,000 less."

Marty Sendlewski: "I would think so, yes."

Councilman Cardinale: "I think that would be worth exploring. It may not be legal, but it's worth exploring."

Councilman Lull: "Yeah, I was just going to say I tend to think as soon as we take control of that building, we'd have the State on us right away."

Marty Sendlewski: "Just to put it in perspective relative to public bidding. About a year and a half ago, I completed an addition to a maintenance building for a fire district that I do work for. And it was a metal building addition to an existing building. And it was unfinished inside, just a couple of unit heaters, space for the maintenance of the apparatus and I told the owner that the overall project cost on that project would run them \$110 a square foot. They thought I was crazy and it came in at \$104. That's based on prevailing wage and public bidding. Unfortunately that's the State of New York and that's the rules we've got to go by."

Councilman Cardinale: "Thank you."

Supervisor Kozakiewicz: "All right. There was a question posed earlier- I'm just going to, unless there's any objection from the Board- make this part of the Town Clerk's file if anyone wants to get a copy of it, a printout which we saw before that Jack had prepared which showed what the bond payout schedule would be assuming a 20 year useful life period. The principal, obviously assuming we use the entire \$2.750 million dollars would be that sum. The interest payment based upon our current bond rating would be \$1,443,750 and, therefore, the total payments would be \$4,193,750. So, if there's no objection, I would make this part of the Town Clerk's record for the

hearing.

Anybody else who would like to address the Board? If not, I call this meeting- I declare this meeting closed, the time of 8:44 having arrived."

Public hearing closed: 8:44 p.m.

Supervisor Kozakiewicz: "If a number of you want to exit, what we'll do is take a brief five minute recess at this time."

Recess: 8:50 p.m.

Meeting reconvened: 9:00 p.m.

Supervisor Kozakiewicz: "Five minutes is well past. I'd like to start up again, folks. If I can have your cooperation. Barbara, are you set to go?"

Barbara Grattan: "I'm set."

Supervisor Kozakiewicz: "Okay, the time is now 9:00 and we're going to call the meeting back to order and what I'd like to do at this time is declare the second public hearing open. Barbara, could you read the notice, please?"

Public hearing opened: 9:00 p.m.

Barbara Grattan: "I have affidavits, excuse me, for publishing and posting for a public hearing to be held at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on February 6, 2001, at 7:10 p.m. regarding the consideration of a local law to amend Chapter 101 of the Town Code-Vehicles and Traffic, Section 101-8 Weight Limits. Street: Fanning Street. Location: from the intersection of Mill Road in an easterly direction to the intersection of JT Blvd. Street: Hinda Boulevard. Location: From the intersection of Mill Road in an easterly direction to the intersection of Industrial Boulevard. Street: Industrial Boulevard. Location: from the intersection of Mill Road in an east/southerly direction to the intersection of JT Blvd. Street: JT Blvd. Location: from the intersection of Pulaski Street in a southerly direction to the intersection of Fanning Street continuing in a westerly direction to the intersection of Mill Road."

Supervisor Kozakiewicz: "This public hearing is designed to add those additional locations to the current Chapter 101 which is our Vehicle and Traffic Law which is a weight restriction limitation. The community located in this area, the Clearview Civic Association, had brought to us concerns about heavy truck traffic traveling through this residential community which is tucked between Pulaski Street and Mill Road and expressed concerns about the safety and well-being of their community and concerns about their properties as well.

We looked at this as a Town Board and based upon reviewing it with the Highway Superintendent and Police Chief, felt that it's a proper subject to be heard and to hear the response of the people in the community and this is what we're looking to do today.

At this point, if there's anybody who would like to address the Board regarding amending Chapter 101 to add this section- yes?"

Willie Baxter: "Good evening, everyone. My name is Willie R. Baxter, Jr., 121 Industrial Blvd. It would be great that tractor trailers do not travel through there. There's no commercial buildings that need tractor trailers coming through there. I have a child that is deaf in one ear and she's handicapped. She doesn't know enough to even get out of the way of a car. And those guys come through there a lot of times about 40 miles an hour. I think it's time to change that. I think it's time to change it. It should have been changed years ago."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address the Board?"

Larry Williams: "My name is Larry Williams, Riverhead. I'm the President of the Clearview Neighborhood Club. That's Neighborhood with three "o's". First I'd like to take the time to- this opportunity to thank the members of the Board for sharing the interest in our neighborhood. But those of you who do not know that the Clearview community is surrounded by various types of industry with the Riverhead Center on the horizon. Vehicle weight and size is an important issue to the members of the neighborhood and should be- and it should be just as important to the taxpayers for some day the taxpayers will have to pay for the repair of those streets.

As far as the homeowners, the homeowners who reside on the corners of JT Blvd. and Industrial Blvd., Hinda Blvd. and Industrial, JT Blvd. and Mill Road, these properties are constantly being damaged by vehicles- by tractor trailer type vehicles. When they make those

turns, the streets are not wide enough for that type of traffic and, indeed, it is damaging property.

And on a personal note, I have witnesses large vehicles attempting to negotiate turns, causing damage to my own property. Right now, if you ride through the neighborhood, you will understand what we're talking about.

The need for vehicle weight limitations in the Clearview neighborhood is very important. Again, because of the damage to the property and because of the children that live in the neighborhood. You know, this is just the beginning. We have many problems of this nature surrounding the neighborhood because of the speed at which the traffic comes through and the size of these vehicles.

So I ask the Town Hall to consider this resolution and bring it into effect for the Clearview neighborhood. Thank you."

Supervisor Kozakiewicz: "Thank you. Is there anyone else who would like to address the Board with regard to this public hearing? Anybody? Bill."

Councilman Kent: "Bill, Bill."

William Kasperovich: "William Kasperovich from Wading River. I've got to make this quick, gentlemen. Gentlemen, I've got to make this quick because they're going to tar and feather me out of the building any minute now. Tell us, are we talking about a ton of coal or a ton of feathers? Is- "

Supervisor Kozakiewicz: "I'm not sure I understand your point."

William Kasperovich: "Well, you've got a concrete truck coming down the road. It's one thing when it's empty, it's another thing when it's loaded, ready to make concrete. The- "

Supervisor Kozakiewicz: "Let me stop you. I'll read the- what the section- hold it, just so that there's no question- "

William Kasperovich: "-- the load on- let me finish. The load on the wheels-- "

Supervisor Kozakiewicz: "You asked a question; I want to respond. Can I do that?"

William Kasperovich: "All right."

Supervisor Kozakiewicz: "It's 101-8, no person shall operate a motor vehicle of a total weight of greater than 10,000 pounds upon the following designated town highway or part thereof."

William Kasperovich: "Well, how do you interpret that, empty or full?"

Supervisor Kozakiewicz: "It can't be more than 10,000 pounds."

Councilman Densieski: "Gross vehicle weight."

William Kasperovich: "All right. Gross. All right. That's a common- "

Councilman Densieski: "It's what your registration says, Bill. That's how you go by."

William Kasperovich: "That's commonly seen on signs, gross maximum weight. Okay. So that everybody knows that the wheels that touch the pavement are the same load full or empty but the whole load is something different. That's why you have spare wheels that are lifted off the pavement and set back on the pavement when they're full."

Supervisor Kozakiewicz: "Are you in favor of us putting the weight restrictions for this community?"

William Kasperovich: "As long as you introduce gross weight, that's understood. But I didn't hear that word and I thought I'd bring that up."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address the Board? Not seeing anybody, the time of 9:07 having arrived, we declare the public hearing closed."

Public hearing closed: 9:07 p.m.

Public hearing opened: 9:07 p.m.

Supervisor Kozakiewicz: "The time of 9:07 still being here, let's open up the third one."

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on February 6, 2001, at 7:15 p.m. regarding the consideration of an establishment and operation of an individualized residential alternative at 7 Eight Bells Road, Riverhead."

Supervisor Kozakiewicz: "I know there were some comments or questions or an inquiry put to my office about what the nature of this hearing is. We had received a notification by letter dated January 5, 2001, from East End Disability Associates, Inc. indicating their intent to establish an individualized retirement alternative home or group home at a location known as 7 Eight Bells Road in Riverhead."

Under the law which is defined in Mental Hygiene Law and it's known as Section 41-35 of the Padaman Law, the Town Board has 40 days from the date in which they receive notice to make a decision. We can conduct a public hearing which, in fact, we are doing today obviously and the bottom line is we must act before the 40 days expires.

We have three options. The first is to approve the site, the second is to suggest alternatives to the site, and the third is to object to the site on the grounds that the neighborhood is already saturated with these types of sites. If we fail to act within the 40 days and we take no action, it's deemed to be improved and they can if they decide to do so, go forward with the residence at that location.

Now, as part of the filing, they gave us a description of what they will be doing at the property and give a description of whether it's an existing facility, an existing home, or whether they intend to construct a new home.

In this instance, it's existing home with six bedrooms, a dining room, kitchen, living room, family room, and home office. The property is approximately .39 of an acre; it's less than a half an acre. The size of the house is approximately 2,700 square feet and they indicate there will be no increase in square footage of the home.

They have advised us that the proposed residence, because I'm sure this will be a question put forth, would serve eight people who are diagnosed with having mental retardation and developmental disabilities.

Hopefully that sets forth at least the groundwork. I don't know if anyone from East End Disability Associates is here and would like

to address the Board and then we'll give the public a chance to comment."

Lisa Meyer Feital: "My name is Lisa Meyer Feital. I'm the Executive-

Councilman Kent: "Hold the microphone."

Supervisor Kozakiewicz: "You've got to talk close to the mike. Okay."

Lisa Meyer Feital: "My name is Lisa Meyer Feital. I'm the Executive Director of East End Disabilities Associates. I have with me tonight Gus Lagoomis who is a staff member, director of program operations, Paul (inaudible), the East End Disabilities' attorney, and we have a State representative, Bob Lopez.

And I'd just like to take a few minutes to just tell you a little bit about East End Disabilities and then we'll tell you a little bit about the program itself.

East End Disabilities Associates originally started in 1991 as East End Consumer Council which was made up of family members with persons with developmental disabilities. The primary purpose of East End Consumer Council was to provide family support, recreation, case management services to individuals with developmental disabilities and their families residing on eastern Long Island.

As our organization grew, we incorporated in 1996 as East End Disabilities Associates. We're a 503 C 3 not for profit corporation governed by a Board of Directors and licensed through the New York State Office of Mental Retardation and Developmental Disabilities.

We expanded our focus to incorporate day and residential services as well as continuing to provide family support services to those on the east end of Long Island. Our mission statement is to support freedom of choice for persons with developmental disabilities and their care givers by providing a set of resource options in a manner that reflect respect and dignity for individual differences.

Our funding primarily comes through the New York State Office of Mental Retardation and Developmental Disabilities and from private donations.

Since 1996, East End Disabilities has owned a building in

Riverhead which houses our administrative offices and day habilitation program. A day habilitation program is a service that helps individuals with developmental disabilities achieve satisfying and rewarding connections and relationships within their community while learning new vocational and independent living skills.

Also located at this Riverhead site are service coordination and respite, both of which are vital support services to the family members that are in need of the service in Suffolk County.

East End Disabilities also has several after school programs. One is located at Phillips Avenue in Riverhead, one is located at the Westhampton Beach Learning Center, one at the West Islip Presbyterian Church, and one in the North Country Learning Center in Stony Brook.

Our experience in providing residential programming to persons with developmental disabilities has come from operating individual support service apartments to persons with developmental disabilities. We have several apartments here in Riverhead, Setauket and Centereach.

In this program, individuals with developmental disabilities live in the community, making their own way with the support from East End Disabilities staff. These residential programs have given us the experience required to move forward to operate an individual residential alternative or more commonly known as a group home. An individual residential alternative is a group residence for individuals with developmental disabilities who need additional support than those in our apartment program.

This proposed residence at Eight Bells Road will be an individual residential alternative. We will provide any and all support the individuals in this house will need to be contributing members of the community. (Inaudible) planning is a concept that encompasses the hopes and dreams with learning opportunities and essential to all of these services that we provide.

The proposed residential site at Eight Bells Road was chosen based on a few factors. First, the proposed home is very easily accessible to shopping, medical and recreational activity- "

Supervisor Kozakiewicz: "Excuse me, excuse me. Listen, this goes a lot faster and a lot easier if we can respect- you have a chance to come up and comment. You can point out the inaccuracies of the speaker by coming up and stating your opinion. But, please, if we can allow this to continue forward because we are going to be here a

long, long time otherwise."

Lisa Meyer Feital: "Thank you. So it's very easy accessible to shopping, medical, recreational activities in the Town of Riverhead as well as the program services and activities in which the individuals with developmental disabilities will participate. The house is set back off the road. The layout of the house is accommodating to the consumers. There will be minimal renovations only to the inside of the house. There is ample parking in the driveway and garage. Lastly, the property backs up to farm acreage and also borders a 4-H farm which is used year round by many different groups.

The eight individuals that will be residing in this proposed home range in age from 22 to 52. These are all high functioning individuals that have developmental disabilities with various diagnoses such as mental retardation, Down's syndrome, sight impairment and hearing impaired.

What exactly is a developmental disability? There is a technical definition which includes the age of onset, functional ability and intelligence quotient. But simply stated, a developmental disability is a condition that impairs an individual's ability to complete developmental stages at the same age that a normal person would be expected to complete the developmental stage.

For example, children are expected to sit, creep, crawl, stand, walk and then run by a certain age. This is a developmental sequence in which a baby builds upon learned skills to achieve new skills. A baby with a developmental disability may take longer or require special training to complete each step in the sequence. An adult with a developmental disability will most likely be severely delayed in achieving skills including reading, managing money, and/or skills to live independently.

Additionally, each person with a developmental disability will achieve skills at his or her own rate outside the standard definition of developmental disability. Most importantly, however, continued training and support enables people with developmental disabilities to learn new skills throughout their lives.

The proposed individual residential alternative- hello- the proposed individual residential alternative at Eight Bells Road will be staffed 24 hours a day, seven days a week, by trained professional staff. There will never be a time when on site supervision is not provided. The staff will be responsible to ensure that the residents

have all their needs met which include hygiene, health, transportation, nutrition, housekeeping, coordinating maintenance for the home itself, and supervision for the individuals.

This individual residential alternative will provide meals, companionship, social activities, and training in the activities of daily living. During weekdays, the residents will attend habilitation programs and/or competitive employment outside of the house. During the evenings and weekends, the individuals with the assistance of staff, will have full access to community outings as well as taking advantage of the many opportunities for socialization, recreation and leisure activities the Town of Riverhead has to offer, including the patronage of local restaurants, civic center, places of worship, banks, parks and neighboring businesses as well as medical and dental services.

Each person living in this individual residential alternative will contribute to taking care of his or her own home from housekeeping to cooking to shopping, laundry, maintaining the yard, thereby achieving true integration in the community.

The individuals who will be residing at this proposed residence at Eight Bells Road are all from eastern Long Island. The two- and two of this group are actually from Riverhead proper. Riverhead is ideal to them as they can remain close to their families and not have to travel a great distance to attend their day programs or jobs.

As we have learned from the almost 10 years of operating our business in Riverhead, the Town of Riverhead is an excellent place to live and work.

And now, if Gus could, Mr. Lagoomis could just step up and tell us a little bit about the program activities in the house."

Gus Lagoomis: "Good evening. My name is Gus Lagoomis. As Ms. Feital explained, I'm the director of program operations at East End Disabilities Associates. And I guess my goal tonight is to try and, hopefully, alleviate some of the concerns that obviously quite a few people have about the group of folks that we want to provide this potential home for.

As Lisa mentioned, it's a home for eight people, seven of them currently live in homes east of William Floyd Parkway. So it's not like these are people coming from far away places or from big institutions or anything like that. They live with families. You

probably run into them in the stores now. I mean they're out in the community, they've all lived at home their entire lives, seven of the eight. They're not people who haven't been in the community.

The goal for us is to provide them an opportunity for them to establish a home for them. The reason we found the house at Eight Bells is I'm sure the same reasons many of the people who live on Eight Bells found it. It's a nice little community. We could debate whether or not it's close to social and shopping and those other activities, but being on eastern Long Island, you're really not close to anything. You are always traveling. Our folks are able to do that. One of the gentleman even has a driver's license. So as far as proximity goes, that's relative to who you are and what your availability is.

But the folks that we're looking to move into this potential home, as we discussed are mentally retarded with some other developmental disabilities. But their primary diagnoses is mental retardation. And the best way I can explain that to you folks, is that everyone watches the special olympics and gets a big kick out watching the little guys cross the finish line and everybody hugs them and everybody says how cute. Well, those folks grow up and when they grow up, they become adults like we all are in this room and they need a place to live. And the days of institutions and hiding those people away are long gone thankfully.

And this group particularly, and I have 20 years experience in the field and I think the thing I can say, hopefully, that it will alleviate some concern is that this is a very special group of people. Their families are committed to them, have been committed to them their whole lives in keeping them in the community. As Lisa explained, we want them to be close to their families so that when they- when it's holiday time, they don't have to trek 300 miles to go upstate to visit them. They can go home for the weekends, they can stop by on their mother's birthday and wish her a happy birthday as opposed to having to be away someplace.

And the thing I can tell you best is our office is in Riverhead and there have been occasions when I've had my children in the program- be at the program with these folks. I have a six year old daughter who means the world to me just like I'm sure your children and your grandkids do and she's friends with these guys and I trust them with my daughter as much as I would trust her with anyone. They're a great group of people.

East End Disability Associates is relatively small but I think with the help of the community and with OMRDD, Office of Mental Retardation and Developmental Disabilities, with their assistance, we made a commitment to serve the people who live on eastern Long Island. Because as many of you I'm sure experience, as the earlier discussion about the senior center was, you know, there's not a lot of services out here. So this is what we're trying to do.

We're not going to be bringing people in from upstate; we're not bringing people in from other states; we're not bringing people in from mental hospitals; we're not bringing people in from methadone clinics; we're not doing any of that. These are just people who for whatever reason, not choice by themselves or their family, were born with mental retardation or developmental disability. And now they need a place to live, just like any one of us.

And the beauty of what we do is it makes you recognize how beautiful birth is. There was a lady standing out in the hallway with a beautiful little baby and every time I see one of them, I think how fortunate I am that I have three healthy children. These folks didn't get that break through no fault of their own or their families. Society is now recognizing the fact that they belong in the community and that's what our mission is.

You know, we're not here to change your community. We're not here to take over the community. We're here to live there, be happy, utilize the resources that are there just like anyone else. It's a great group of people.

Now to get to what I was supposed to talk about. I take every opportunity I can to give out information about the people we work with. The life in that house is going to be similar to any other family on the block I'm sure. In the morning, it's going to be hectic. There's eight adults. We're going to be helping them get ready. We'll have three to four staff there in the mornings to help get them ready, get them off to program. They'll go to their program or their job during the day. Afterwards there will be three to four staff there again to assist them when they get home, to take care of their household responsibilities, to go shopping if it's necessary, to go out into the community if that's their choice, and to maintain the home.

In the overnight, we're going to have two staff who are going to be awake and be responsible for the supervision of the folks. We're also planning on having a live-in person there in case there's any

kind of emergency. By emergency, what do I mean? Somebody gets sick, one of the staff is not available, we'll always have backups.

As I mentioned earlier, all eight of these folks have lived with their families- seven of the eight have lived with their families and currently there's times when they're home alone and they're fine. So, this is not a group that requires, you know, eight staff with eight people. However, we have- we were fortunate enough to get enhanced staffing ratios and we're going to take advantage of that. So we'll always- they'll always be supervised. No one will ever be home alone.

On the weekends, the folks are going to sleep a little bit later like I'm sure most of us like to do, and then they'll go out and do what they need to do, whether it's shopping or recreating in the community or visiting their parents. They will be going home, most of them. It's a very involved family group so I'm sure that many times the guys will go home so they won't all be there even. For the holidays, I envision the same thing happening.

We're just going to be another block in the neighborhood. I guess the last thing that I would- let me make sure I've got everything. We talked about the schedule. Yes. Oh, the house itself. As we mentioned before, we're not going to do any renovations. We're not adding any extensions or anything to the outside of the home. We are going to do some renovations inside so we adhere to the Town of Riverhead laws and also to New York State Mental Hygiene Law. We will do that. If there's any variances or anything that we need to obtain, we will file it with the town just like anyone else would. We don't anticipate that happening.

We're going to, hopefully, be very good neighbors. As Lisa mentioned, our staff are very well trained. They receive an extensive list of trainings from everything from-- I have a long list of them if anyone is really interested, but one of the things that we really stress is that although everyone has the right to be in the community, we as providers have a responsibility to make sure that we put our folks in situations where they're going to succeed and make it comfortable for them for a learning experience and also for the community that they interact with. And that's one of the things that I'm proud to say at East End we emphasize tremendously.

So if there's ever an issue and I don't foresee there being any, there will always be access to either Lisa or myself and that can be 24 hours a day. We're available. The staff will know how to get in touch with us. We can give people, you know, we have 24 hour voice

mail at our office. People, if they leave a message at whatever hour, we will call you back. If it's something that can't wait until the next business day, you are more than welcome to ask one of the staff to get in touch with Lisa or myself and we will respond.

Like I said, we're not looking to come in and disrupt the neighborhood. It's a beautiful community. We looked around at many different sites and for a lot of different reasons, this one worked-- will work best for us and we hope that if given the opportunity that it will be a wonderful relationship for all of us. We're not-- again, I guess that's all I have to say and if there's any questions, we'd be more than happy to answer them. Thank you."

Supervisor Kozakiewicz: "I have a number of cards that have been filled out and I'll go in the order that they were handed up. Keith Fawley."

Keith Fawley: "My name is Keith Fawley. I've lived in Reeves Park my entire life. I'm 50 years old. Reeves Park is a unique vacation spot. I grew up there walking the streets as a kid on summer vacation, unsupervised, totally safe. I think Reeves Park is still that to a great extent. I don't believe retarded adults belong in a vacation spot. That's what makes Reeves Park unique and different.

This house also borders up to the 4-H camp which is another camp full of children. I think that also disqualifies this house. I personally own the lot next door to this house which I sold two years ago and somebody unfortunately for them bought that lot and now own a house on it.

They talk about parking being ample. That house has no parking. At the end of where-- there's a paper road in front of that house that extends right down to the farm. The people-- the former owners or the present owner of that house has taken it over and used it as their own. There is no parking there. That is-- it's not their property. They've taken it over, they've used it as it, but there is no-- but it is not theirs.

I think it's totally incredible to think that in a community such as this where the individual sizes of property are so small so it's so populated that they need to put a house there.

What happens to the value of our houses as well? Our houses immediately go down in value. I presently live down at the end of the corner of where this house is. Is the town prepared to reduce

everybody's taxes in Reeves Park because it's now as a summer vacation spot less valuable? If this house goes in, no one's going to want to come there. They're not going to want to pay the money that they pay now for these summer houses and I think that our taxes should also go down.

I think it's- I think it's very strange and I wonder if it's ethical to even have a meeting in February when there's so many people that own those houses out there that are either in the city, have no idea what's going on, or the people that do live out there are what we call the snow birds and are down in Florida and can't be here to express their opinion. I think- "

Supervisor Kozakiewicz: "Okay, just, just with regard to that. Let me- as I pointed out at the very beginning of this hearing, the law states that we have 40 days in which to act when we receive notice."

Keith Fawley: "Well, I- "

Supervisor Kozakiewicz: "So we have no choice as far as calling this hearing. We got the notice January 5th. If we didn't call a hearing and waited until the summer, the 40 days are gone, goodbye."

Keith Fawley: "Sir, it is not you that I'm challenging. It's them that I'm challenging, that's trying to pull a fast one."

Supervisro Kozakiewicz: "Okay."

Keith Fawley: "And I think that that's exactly what they're doing and I think there's no way that the town should ever (inaudible). That's all I really have to say. Thank you."

Supervisor Kozakiewicz: "Okay."

Keith Fawley: "And I strongly urge you not to approve this for the benefit of the children that do vacation there."

Supervisor Kozakiewicz: "Lorraine Wilson. Lorraine Wilson. Is Lorraine Wilson still here? Okay."

Lorraine Wilson: "My name is Lorraine Wilson. I live on Eight Bells, 163. I live at 163 Eight Bells Road. I also grew up there as a child running, just like- with Keith. And I have bought a house out there and now I have my children out there and also running around at

this point. And I just don't feel that they should be worried about running around with these people there. And not that-- we don't know who they are or what they are.

And as far as the roads go, there's no access there. There's no ice cream place they could go get an ice cream. You're talking about, you know, access to shopping and access to-- there's nothing there. It's a little summer community. And I just-- I agree with Keith and I just wanted to say that."

Supervisor Kozakiewicz: "Okay, anything else you'd like to say?"

Lorraine Wilson: "No."

Supervisor Kozakiewicz: "Okay. Maureen Kilcommons."

Maureen Kilcommons: "Hi. I'm Maureen Kilcommons and my family owns a house on Pirate Street. However, I live in Westchester. Lorraine lives in New Jersey. She traveled two hours to get here. I use that as a good point to make out. I feel very badly for Lisa and her colleagues. I empathize with them. I have a cousin who is mentally disabled and as much as I love her, I don't know if I would trust her judgment.

I think that the park itself which is a vacation place, is just not conducive for something like this because it really doesn't have access to things nearby and I would think that if the whole plan here is for independent living, then having them live in a place that doesn't have access to a library or a food store, then they're relying on buses to get everywhere. To me that's not really independent living.

I have two six year olds and there must be at least, and I'm really not exaggerating, there must be at least 30 kids in the park just under ten. And we probably have more kids there than the 4-H camp has. And I grew up there as did most of the people here. It is my piece of heaven here on earth. It really is. I treasure it and I'd just hate to see it change.

And I think they probably have wonderful plans for their adults but I'm afraid of what would happen after these two people might leave and the next people that come in charge or the next eight adults that might come in there. I mean you can only monitor things, you know, for so long. It's not a perfect world. So just speaking as a

concerned parent and someone who's grown up there. It just makes me very- very worried and I just would like for you to re-think this. I just don't think that that's an appropriate place for this type of living. It's just not available to things and so I hope you'll reconsider. Thank you."

Supervisor Kozakiewicz: "Henry Locke. Henry Locke. Okay."

Henry Locke: "I hope everybody can hear me. I just had a couple of things before I say what I have written down. One is that- notes I took. These are mainly developmentally challenged but what's the smaller part of it? It's not close to any facilities, that's just an absurd statement. Seventy-five percent of the group does not come from the Town of Riverhead. Why are we putting in another group home? I understand we have several in the Town of Riverhead that's only going to serve as 25% of the class of the tenants are from our town. I guess (inaudible).

Anyone who knows Reeves Park knows that this is not a place for a group home. It's a single family neighborhood, not a place for multi family dwellings. If this is approved, does it mean that we're now open to multi family condos, two family? And how can you say no to them if you are allowing a group home to be here?

They talked about the 4-H camp. It borders on the 4-H camp, actually it borders on the field where they have the livestock and the barns. I'm sure there will be children there but I'm sure cows and goats could be dangerous.

We also- we have grandchildren. Our children grew up there. These kids walk the blocks in the evenings, at night, not late. They're small children. Now these may be very nice people that live there but some are probably mild and some gentle and some not so mild and gentle. And if they are challenged they could wind up hurting somebody that may be their own age six but they are much bigger.

I want to know who oversees these tenants when they are out in the community. It's very nice to have someone sitting in the house, not so great if everybody in the house is outside on the street. And in the winter, it's a very lonely place and hard to keep track of people even for their own safety.

And if this group home doesn't work out for these folks, I assume they're going to own it. What stop them from turning it over to Apple which is drug rehab and the tenants come in for two and three weeks at

a time. I doubt you can stop it once it's a group home.

I guess basically anybody who knows the neighborhood and I'm sure you do knows that this is not the right place to have a group home. It doesn't have the facilities. It has a large number of small children that walk around relatively safe. It's a single family neighborhood not a group or multi dwelling neighborhood and I think it's a real mistake and I have to agree that their filing in January so that a February meeting takes place certainly precludes a lot of homeowners from being here. Why not file it in June and have 250 or 300 people that are homeowners show up? It seems a little calculated to me. Thank you."

Supervisor Kozakiewicz: "All right. I just have to- Mr. Locke, there is just one thing. Mr. Locke, one comment. You indicated I think earlier that if we approve this we automatically set the stage for multi family, two family- "

Henry Locke: "No, no. I didn't say you automatically do. I said if you have a home with eight individuals not related living- "

Supervisor Kozakiewicz: "Right- "

Henry Locke: "-- there and I say I want a two family house, how do you tell them no? You've already opened the neighborhood to this kind of multi family house."

Supervisor Kozakiewicz: "Okay, maybe I phrased it a little bit incorrectly, but under the law, the particular statute we're dealing with, it's a particular statute. In the case when they come in with an IRA they're treated as a one family, the law treats them as a one family. I know that may sound hard and may be difficult to accept, but it's not treated as a multi family, it's not treated as a two family. And furthermore, the zoning issues that you discuss sort of get pushed aside. I hate to say that but that's what happens. And what gets pushed up in its place is that particular provision of the Mental Hygiene Law which I talked about earlier where we have 40 days to act and have the three alternatives. So I just wanted to clarify that. I don't know if I did a real good job but that's what happens."

Henry Locke: "Okay, I understand. As long as I'm back, I'd like to reemphasize, 75% of the people are not from the Town of Riverhead. Why are we taking in, you know- is this the home town for group homes?"

Supervisor Kozakiewicz: "Right."

Henry Locke: "And, second is I think it's a dangerous situation if the people aren't supervisor outside. As I said, they're right next to a field and barns at the 4-H camp. Everybody thinks about the children. I think about them, my grandchildren, but there's also real concerns here about that being a safe place for the residents."

Supervisor Kozakiewicz: "Thank you. Gabe Rubino. Gabe Rubino."

Gabe Rubino: "Gabe Rubino. I live on Eight Bells Road where this community house is projected to be. I raised my children there and we always let them walk around freely without any concern. There are no commercial buildings there, there are no public buildings. It is a private community, small single family homes. I've always felt safe. There is no doubt that these people that are handicapped need help. We can't object to that and we wish we could help them all. But I don't believe this community or this neighborhood is the place for such a building. I'm against it. Thank you."

Supervisor Kozakiewicz: "Dorothy O'Hare."

Dorothy O'Hare: "Dorothy O'Hare and I live at 179 Eight Bells Road and I'm Lorraine's mother and we came 110 miles tonight just to be here. We only found out about this within maybe a week or so ago. Now we're not monsters. The people in Reeves Park are some of the nicest people you'd ever want to meet in your life. And I've watched half of these kids grow up. And it's true. I bought this place myself because we have the 4-H camp fence on one side and we have the State property on the other side. These kids can walk all over; they couldn't get lost. They got to the beach that was at one end and they knew they couldn't go near Sound Avenue. And as I said it's just one of those places. It's heaven to us."

I mean, I have to come 110 miles. You'd say what am I, crazy? Well, I wouldn't do it for no good reason. But Reeves Park is not the place for a group home.

I wish I could take all of these people into my own house and take care of them. But they can't even go for a walk. We have no sidewalks for one, and we have no real roads. The roads we have were sand with gray stones put on top and then tar over that. And this goes back to the '20's before my time. But when two cars pass each other and you're on the road walking, you have to jump into the

bushes. You do, poison ivy, to get out of the way.

And, you know, it just doesn't belong here. It is not the proper place. And, you know, no fault of your own, but the township of Riverhead has treated Reeves Park as second class citizens for the 30 years that I'm here. Every time we ask for something, oh, no, you have private roads. You can't do this. We can't put an addition on our house without getting a special variance because of lack of access.

So I mean it just- and the road. Every place these poor people have to go, they would have to be driven by bus, by what. The roads won't take it. Besides Overbrook Road which these buses will have to travel on is the private property of Joanne Burns' dog and he sits right in the middle of that road. And we all know it and we stop or we toot the horn and we make him move. A stranger is not going to do that. They're going to run right over him. And it's just little things like that.

Riverhead is not- these poor people can't even go for a newspaper, they can't go for a soda, they can't go for anything. They're stuck away in a corner without- it's not even a real road and I don't think it's right to put them in a place like that. Because it's not fair to them. Thank you."

Supervisor Kozakiewicz: "John Schneider."

John Schneider: "Good evening. My name is John Schneider. I live at 27 Cruise Street (phonetic). I'm a summer resident. I live in Mineola the rest of the time. What the problem I see is that with the traffic that's going to be going in and out of Overbrook, it's a one way in, it's a one way out, very narrow streets. They're private roads maintained by the people in the park. All right. That side- I guess you are aware of it that that side is private. I know on Cruise Street we had a problem with a large puddle. We ended up- the residents chipped in and we ended up putting into a large cesspool in the middle of the road, so they're ours, all right.

I feel that my experience is with group homes- I'm an ex-captain on a Mineola truck, we have group homes in Mineola. My experience with them are automatic alarms, two to three times a week. Because it's considered a commercial structure every piece of equipment rolls. Right now, Riverhead's bravest I see them at subscription time in the summer and that's the only time we see them, thank God. All right. But to have in Mineola four pumpers would show up, a rescue truck, a

100 foot aerial and a 110 foot snorkel. All right. Every piece rolls and that road will not take it. All right.

These residents will be going to work, they'll be going to school, they'll be going in different directions. That means that transportation has to be provided for each and every one of them. The three shifts that will do the 24/7, they will also have cars, they will be coming up the street. I feel that it just will not take it.

It's not close to the town. Waldbaums is still five miles from Reeves Park. I think the residents-- when you're trying to acclimate them into living on their own or living as best as they can on their own, should be near public transportation. They should be able to use the bus system. We have none up in Reeves Park, nowhere near it. Must be in town. All right.

The library one of the residents said, is a nice thing to visit and it should be accessible to them. But not at the cost of the residents of Reeves Park.

I've been a resident there for 16 years. I guess up until tonight, it's been the best kept secret in the world, you know. It's a great place to live. I enjoy it. I have three grandchildren. They're going to enjoy it, too, when they get a little bit older. I don't think this is a good place for it, I really don't. And the idea of a non profit, you know, is very, very good. I would imagine now it's going to come off the tax rolls, too. All right.

This is not conducive to our type of living over there and I think that the Board should look at this very, very strongly and recommend that they find another location. Thank you.

One more thing. I'm the Vice-President of the civic association, the Sound Park Civic Association. I represent roughly 120 families. I have just this evening, have 100 signatures just from the people that are here. All right? I will make a copy and I will send it into the town. There's a lot of people that I do not represent but I think I am well represented-- "

Supervisor Kozakiewicz: "Joey, if you can, make a copy of that, we can make it part of tonight's hearing."

John Schneider: "All right. Thank you very much."

Supervisor Kozakiewicz: "Anybody else who would like to address

the Board? Yes? I think I know what you are going to say."

Ron Welman: "Good evening. My name is Ron Welman. I live down at 247 Park Road. A slice of my property is used by my community friends on the upper part of the hill. I have left it open since I purchased that property. It's the old Reeve Beach Community Center. I love my people on the top of the hill. I've left that road open for their access. However, I do own it legally. I am opposed tonight to this group home and if so I will take my legal right and I will close that road. Thank you."

Supervisor Kozakiewicz: "Anybody else? Yes?"

John Kyriannis: "Hello, my name is John Kyriannis (phonetic). I've been a resident of Reeves Park for over 30 years. I just want to give you a few facts. The first is, there is absolutely no access to anywhere in Riverhead from Reeves Park. You have to go by car. The only community place in Reeves Park is the beach. The beach in the summertime has at least 30 small children who run around like they own the place.

Number two. Mr. Welman, who was just here. The house that he lives in used to be the community center in Riverhead in Reeves Park. It used to be a bar years ago. Around 1970, the bar went for sale. The whole community in Reeves Park chipped in and bought it so it would never ever be used as a commercial building again because the community did not want a commercial building in Reeves Park. We formed a community center and for years we used it as a community center. We sold shares to all the community members. When it stopped being used, we sold it to Mr. Welman.

Number three. This organization, no matter how noble they are, they say they want to acclimate themselves into the community, they never asked anyone in the community, they never gave anyone a phone call, they never even went up to anyone's house on the block and spoke to them.

Our community has an organization of over 100 people- over 100 families who we own the beach in Riverhead and we have social functions. We have parties, we have beach parties in the summertime and this organization who wants to acclimate themselves into the community, never even spoke to anyone in the community.

And number four. I am a trial attorney and I know sharp legal tactics when I see them. For this outfit to serve the Town of

Riverhead with papers which they have to respond to by State law within 40 days, is sharp practice especially in the middle of the winter time when they know they're going into a beach community which the people are snow birds and they're away in January and February and no one is- and half the community is not out there. That is sharp legal tactics.

And I just want to say this. We have at least a dozen attorneys in Reeves Park who can serve an order to show cause on these people who will do it pro bono and we'll keep them in litigation forever. And it will never happen. Because if you want to- "

Supervisor Kozakeiwicz: "Folks, folks. We're-- I don't mind you clapping but, you know, if we can keep this moving."

John Kyriannis: "When I have an outfit like this serve the Town with a 40 day notice to approve or disapprove, that's- "

Supervisor Kozakiewicz: "It's not a 40 day notice that they served. Okay. It's 40 days notice that's provided for by State law."

John Kyriannis: "Yeah, but still it's sharp practice and they made use of it in the winter time and it is a stringent time requirement for everyone to abide by and it's- "

Supervisor Kozakiewicz: "It is. It is a stringent time period. It's very brief especially in light of the fact that we meet twice a month. By the point in time we put this on for a public hearing, have a resolution calling for a public hearing, at lot of times it's eaten up."

John Kyriannis: "And people who are affected by it- only- half the people who are affected by it haven't even heard about it yet and they're never going to find out about it. And for people who want to acclimate themselves into the community, this is a hell of a way to start being a neighbor."

Supervisor Kozakiewicz: "Okay, thank you. Anybody else?"

Helen Harris: "My name is Helen Harris and I live at 40 South Drive in Reeves Park. I know two of the gentlemen on the Board very well know where Reeves Park is because I think they did a lot of swimming down there when they were little. And I think they came down on Friday nights quite a bit, too. And they turned out to be fine gentlemen."

I'm a perfect example of working in a special program. I've worked with special education for 17 years and because of working in the program and being hit by a wheelchair because a youngster came to embrace me, I'm crippled. So I don't care how much supervision the people that plan on coming to Reeves Park have, it's never going to be enough and I'm an adult and we have many, many youngsters, not only from the residents and the grandchildren, but the 4-H camp. I think they come in- every two weeks there's a new batch of kids come in.

I feel uncomfortable standing here talking about this situation. But I feel it's necessary. I'd like to know how many group homes does the Town of Riverhead have. How many of them have been taken off the tax rolls, and how many of them use our services that we are paying taxes for. It's not only affecting the people in Reeves Park, it's affecting the entire community. And by us rejecting- I understand they tried to put an adult home in Jamesport and the people in Jamesport said oh, yes, yes, that's great, that's great but not in my backyard.

They tried to put one in Calverton. Oh, we really need one. But not in my backyard. Reeves Park doesn't want it in their backyard either. I've lived in the Park probably longer than anybody in this room. It's going to close to 50 years. And it is a lovely community. And like I say, I know two of the people on the Board know exactly where it is.

I'm greatly opposed to having a residence of this nature in the Reeves Park area. Good night. Now how else could you get rid of him? I really think that the Board has to do a lot of soul searching and deep consideration and, please, don't put it in Reeves Park.

If I said anything else, I would be redundant of what everybody else in the room has said before me. Thank you."

Councilman Densieski: "You did ask a couple questions."

Helen Harris: "Yes."

Councilman Densieski: "You asked how many of these do we have in Riverhead."

Helen Harris: "Yes."

Councilman Densieski: "We have about 20. And then you asked, how many of them pay taxes."

Helen Harris: "Right."

Councilman Densieski: "Zero."

Helen Harris: "Thank you, Mr. Densieski."

Supervisor Kozakiewicz: "Anybody else? Man in the back and then you're- no, you've got to wait to come up, okay. There's someone else who beat you to the punch."

Fred Mooring: "My name is Fred Mooring. I'm at 22 Midland Street. And I just- I don't think some of these- I'd just like to address the fact that traffic, okay. It was addressed here that there's a staff of four on the- at the home at all times. Now the staff will have to come to the facility by car, they will have to leave by car. Where do they park these four cars while they're working?"

Also, when a staff comes and a staff leaves, that means that there's going to be eight staff on the facility. Where do the eight cars park? Okay.

Also, the facility has transportation. It's a bus; it's a van. Where is that parked? On the property? Also, when the clients go to work or go to a program, there's eight clients. Now it's been my experience that these eight clients don't usually go to the same day program. They go to different ones. That means that for each of the clients you're going to have a bus come and pick up the client in the morning and leave. That's going to be eight buses coming into the private roads of Reeves Park which are very narrow and not very well maintained.

And then at night, we have another eight buses coming back, dropping off the clients and leaving. And then we have, again, the facility's bus. Where are all of these vehicles going to be parked? I really don't believe they're going to be parked on the property. I believe they're going to be scattered all over the neighborhood. And as you know, we have a lot of children.

So I think- I would personally like to see some sort of a site plan of the property which is 170 by 100, and I think it was already pointed out that there is a paper road in front of the property there that really isn't part of the facility. I would like to see a site plan to show where all these cars are going to be parked. They should be parked on the property not, you know, in the neighborhood. Thank

you."

Supervisor Kozakiewicz: "Thank you. There was somebody, lavender, yes, okay."

Unidentified: "I wonder if I could speak from here?"

Supervisor Kozakiewicz: "No. You need to come up to the microphone because it needs to be put on the record and it won't be put on the record from back there. We need to record you."

Stella Brako: "Okay."

Supervisor Kozakiewicz: "While she's stepping up, I just want to make one comment. I think we kind of know where this side of the audience leans. The clapping doesn't really add too much. I think the Board understands what the people feel. I want to keep trying to move it along if we can and if you would withhold your clapping perhaps to the end."

Stella Brako: "My name is Stella Brako and I've lived for- "

Supervisor Kozakiewicz: "You've got to--"

Stella Brako: "-- okay, I'm Stella Brako and I live at 139 Eight Bells Road and we've had this summer community for 45 years. And it's very rustic, very rural. There are no sidewalks. I have a question, not so much a statement. I agree with everything everyone said about not having this group home in our community. I appreciate everything that these people do and what they stand for. And the only question that I have now is why did the Town Board oppose the site on Roanoke Avenue where there are sidewalks, it's much closer to all the activity."

Supervisor Kozakiewicz: "There's no sidewalks at the location that was set forth in the Roanoke Avenue residence."

Stella Brako: "Well, but why was that disapproved?"

Supervisor Kozakiewicz: "We didn't disapprove it. We suggested alternative sites."

Stella Brako: "Well, I'd like to suggest that site all over again."

Supervisor Kozakiewicz: "Okay."

Councilman Cardinale: "That's not an alternative- "

Stella Brako: "Okay."

Supervisor Kozakiewicz: "You want to suggest the Roanoke Avenue site as an alternative to your site. All right. We're going to have the Roanoke Avenue people against the Reeves Park people. Okay."

Stella Brako: "Actually, this is why I'm here. I'm from New York and the (inaudible) teen is charged in rape in Chinatown, he vanished from one of our group homes. And that's why I was so concerned. And I don't think this should be in our town."

Supervisor Kozakiewicz: "Okay. Anybody else who would like to address the Board? Yes?"

Sally Hopson: "I'm Sally Hopson from Park Road-

Supervisor Kozakiewicz: "You have to bring the microphone closer to you."

Sally Hopson: "I'm Sally Hopson, from Park Road. I've been in the community for years. I just have one question. I called today, spoke with the Executive Assistant, and I was told that basically this is not a votable issue. This is not a decision that's going to be made by our elected officials or by the town. They have three options, whatever it is, approve, recommend alternatives, object on the basis of saturation."

Supervisor Kozakiewicz: "Correct."

Sally Hopson: "So if this is not a votable issue, then I think possibly what you want to discuss with the community- and I'm not wholly opposed to this, I'm trained as a psychologist, okay. I want- I think you want to discuss realistically the saturation issue- "

Supervisor Kozakiewicz: "Correct."

Sally Hopson: "Because I was told that was the only basis and so it's a mistake for us to think that unless they're going to go to the law courts for any of us, that, in fact, they're going to be able to do very much unless there's a saturation objection that prevails. So I would think this would be the heart of the issue- "

Supervisor Kozakiewicz: "That's the fundamental- that's the standard of proof, correct."

Sally Hopson: "Okay. So if you have a standard of proof like that, it wouldn't be just the number of homes in Riverhead but relative to other areas. And I would think if-- you folks would know that with all your zoning laws and you could easily have, or I would hope could now, tell us how we stack up compared to other communities because if it's fair, it's fair. If it's not fair then possibly people want to look at that issue. So I would ask you to address the saturation issue if that's the only basis upon which you really could operate- "

Supervisor Kozakiewicz: "Well, we could suggest alternative sites as suggested by the previous speaker."

Sally Hopson: "But they can turn them down I understand."

Supervisor Kozakiewicz: "That's correct."

Sally Hopson: "Okay. So that may be a moot point. So maybe the saturation issue and I was told that there were two cases you brought and you lost both of them so that doesn't seem so good from the standpoint of responding to these people's objections. I must be honest with you, I'm not sure I'm quite as opposed as the rest of you but I sure do want us to do this right and I sure do want us to act on fact and deal with the issues that are real.

My guess is that not everyone in the room realizes that this is not a votable issue. I didn't until I asked. So you should address that."

Supervisor Kozakiewicz: "It- yeah, I mean with those three alternatives put forth as suggested by the last speaker. Those are really our bounds and our parameters for which to act here. The question of saturation and the suggestion that we compare it municipality/municipality was mentioned earlier by- not in this context, not today- by another individual and that's something that the Town Attorney obviously will need to research. But I'm not sure if community/community comparison per capita comparison is, in fact, an appropriate review or whether the appropriate review is really looking at the question of saturation within a community. So that's what we're looking at. And saying that, I don't want- I think your point is well taken.

Anybody else who would like to address the Board? Yes? You have to step up to the mike, okay?"

Maureen Kilcommons: "In regard to what she just said- "

Barbara Grattan: "Please state your name."

Maureen Kilcommons: "Oh, my name is Maureen McKay Kilcommons. I think my brother might have hung out with you sometimes. Anyway- "

Supervisor Kozakiewicz: "I am not commenting- is statute of limitations run?"

Maureen Kilcommons: "He was a nice guy- I'm assuming you are. In regards to what she said, and maybe I'm not understanding this, but I'm just curious then in regards to the saturation thing. With Jamesport and Calverton they- you had someone considered at one time to have something there. Do you know why they were- why it was turned down over there, what their issues were or- "

Supervisor Kozakiewicz: "I'm not sure what the speaker was referring to. I know in Aquebogue, I think it was in the '80's, the latter- mid to latter '80's, there was a community residence proposed there and the town did, in fact, challenge it on the saturation issue. I think that's what they may be referring to and we lost in a court of law challenging that. On the other particular locations, Jamesport or Calverton, I don't know which homes they're referring to. I really don't."

Maureen Kilcommons: "So you are saying that there were other facilities there in those locations, in Jamesport and Calverton already so, therefore, they didn't need to qualify for more?"

Supervisor Kozakiewicz: "That's part of the inquiry, are there other homes already in the area- "

Maureen Kilcommons: "There are."

Supervisor Kozakiewicz: "-- and we have that- "

Maureen Kilcommons: "I mean it's not their family they're living with, it's a group home."

Supervisor Kozakiewicz: "As part of this application, just so that it's clear- "

Councilman Kent: "It's not just saturation."

Supervisor Kozakiewicz: "East End Disabilities- "

Councilman Kent: "It's not just saturation, it's whether it's changing the character of the neighborhood, whether it's- that you have so many homes- "

Councilman Densieski: "Of the community."

Supervisor Kozakiewicz: "Right."

Councilman Densieski: "Not the neighborhood, of the community."

Councilman Kent: "The community. So the standard is fairly high for us to demonstrate a justification for denying the application. Okay?"

Maureen Kilcommons: "But the community- "

Councilman Kent: "It's fairly high."

Maureen Kilcommons: "The community being Reeves Beach for recreational- "

Councilman Kent: "No, the community being I believe the Town of Riverhead."

Councilman Densieski: "Right."

Councilman Kent: "So, actually, that would help you- "

Maureen Kilcommons: "That's such a broad, broad thing."

Councilman Kent: "-- if it was just Reeves Park, I don't believe you have any other group homes in Reeves Park. So you'd be out on the community- saturation and alteration to your community. You'd be out if it was just Reeves Park. So I believe it's broader and I think it takes in the whole town of Riverhead."

Maureen Kilcommons: "Okay, thank you."

Supervisor Kozakiewicz: "Anybody else?"

Councilman Densieski: "If there's nobody else, I'd like to make

a comment if I could.”

Supervisor Kozakiewicz: “A gentlemen with the Nike hat.”

Rob Hahulski: “Hi. My name is Rob Hahulski. I live on Sebastian Drive in Riverhead, north of Sound Avenue. And, what I’ve heard tonight I’m sure is-and I know is very valuable, these people trying to help the challenged people. I know there’s a great need for that.

But my question is whether or not they have really researched Eight Bells Avenue. I’ve lived on Sound Avenue for 10 years. When I moved out there I could between April and October pull out on Sound Avenue without any problem but at this point in time, it takes at least 10 minutes to do that. And I’m cognizant of what’s going on; I’m a very capable driver and I’m aware of my surroundings. I’m just questioning whether someone who is not as capable of myself and unfortunately, handicapped would be able to do what I can do on Sound Avenue. It just doesn’t make sense of- sense to put anything north of Sound Avenue such as this and in good conscience say that that’s a safe environment for these people. Thank you.”

Supervisor Kozakiewicz: “Anybody else who would like to address the Board?”

Councilman Densieski: “I’d like to. Thank you Mr. Supervisor. I’ve spoken out against the last group home that we have- that we had on Roanoke Avenue, and I’m going to speak out against this one and any future ones. I strongly believe that we should take care of any mentally handicapped people that we have in the Town of Riverhead. I think that we should do everything we can for every resident of Riverhead who is mentally handicapped. Even a few more.

But we have about 20 group homes in this town that don’t pay any taxes and Mrs. Feital said that- in some context she said run your business. And that’s exactly what it is. It’s a business going in a residential area.

Now I know there’s a lot of people out here that have lived in Riverhead your whole life because I’ve lived here my whole life and if you- you’d have a hard time telling these people that this isn’t the saturation capital of the world, never mind Suffolk County. .

There are about 30 of these companies and I thank you for all the good you've done, wherever you've done it. We appreciate it. But there are about 30 of these companies that put these homes all around. And guess where they're all coming from from Suffolk County. They're coming to Riverhead because you know what's cheap out here, our land and our houses compared to everybody else. It's cheap.

Well, I have- now we have to offer alternatives if we can't say it's saturated. Well, I say it is saturated. But I have five alternatives I'd like to read right now. One of them is next door to Mr. Lagoomis; the other is next door to Mrs. Feital; the other one is in Southampton; the other one is in Southold; the other one is in Brookhaven; and the other one is to any Town Board member that supports them. Thank you."

Supervisor Kozakiewicz: "All right, all right, all right. This is all well and good- this is all well and good. The bottom line is we have abide by the law and I don't mean to sound- and Ed's comments, I think are well put. Ed speaks very emotionally and sends a message, I guess, if nothing else.

I think the bottom line, however, is that we've got to- well, I'm not going to say anything more at this point. It's 10:11 or 10:12, and I'd like to close the hearing if there's no further comments."

Lisa Meyer Feital: "Sir, is there anything that you'd like us to respond to, any of the questions that were raised?"

Councilman Kent: "Maybe they could talk about the parking--"

Supervisor Kozakiewicz: "Yeah, there's the question of parking, how many vehicles will be at the property."

Lisa Meyer Feital: "We do have- the residents would have two vans and it would have the three staff that would be on and, yes, it is a shift model so that during those times of transition there would be two additional cars and bring it up to five or six.

The way the parking is now, we're buying the residence as it is, and we would go and use it as it is. We would seek any variances that we would need to with the town to do whatever we would have to do.

As far as the access to the community, I would like to clarify. When I say access, I didn't mean to infer that these individuals would be able to walk somewhere. I did indeed mean that they would be able

to have- that they would have to be driven to wherever they were- that these individuals- "

Supervisor Kozakiewicz: "You've got to be closer to the microphone."

Lisa Meyer Feital: "-- would have to be driven wherever they were going to go. You know, we knew that they weren't going to be able to walk.

Additionally, they are not outside unsupervised by themselves. This does provide supervision for them.

Is there any other questions you'd like me to answer?"

Councilman Kent: "Yes. Somebody else made a point, I believe, somebody from (inaudible), I don't know, Mr. Mooring maybe. He said that these people go to different programs."

Lisa Meyer Feital: "Yes. That is not correct."

Councilman Kent: "Do they all travel in the same van?"

Lisa Meyer Feital: "Yes, they do. Actually- they don't travel in one van, they have two vans as I just said. They all go to a day habilitation program which is on Roanoke Avenue in Riverhead now and they've been coming for the last year and a half. One of the individuals will be transferring out to us. So all the people will be attending the same day program."

Supervisor Kozakiewicz: "In addition to the vans, how many vehicles would be at the property?"

Lisa Meyer Feital: "Well, as I said there would be three staff on- "

Supervisor Kozakiewicz: "Right."

Lisa Meyer Feital: "--and then during shift change, there would be two additional cars."

Councilman Kent: "Now, somebody had said there was a resident who had the ability to- "

Supervisor Kozakiewicz: "So four."

Councilman Kent: "-- drive. Does he have a vehicle?"

Lisa Meyer Feital: "That- I don't know where that came from. There are no residents that drive."

Councilman Kent: "One of your staff members said that."

Lisa Meyer Feital: "Oh, I am sorry. Charles does."

(Unidentified from the audience): "It's a New York State driver's license. He does not own a vehicle."

Lisa Meyer Feital: "He does not drive. No, he doesn't own a vehicle."

Councilman Kent: "Okay. Would you contribute to- apparently they have private roads there and they all contribute to road improvements."

Lisa Meyer Feital: "Of course we will."

Councilman Kent: "You won't be paying taxes but you would be a member of this civic association and pay towards the road improvements."

Lisa Meyer Feital: "We would be delighted to."

Councilman Kent: "Excuse me? Oh, well, if they live there, you don't want them to pay for the improvement of the roads? I'm trying to make this- "

Supervisor Kozakiewicz: "Just hold on. Hold on a second. Okay. Any other questions? All right. I know I heard a couple hands come up. I knew I should have closed the public hearing."

Councilman Densieski: "Line them up."

Supervisor Kozakiewicz: "Sir, go ahead. Line up. Why don't you line up? If you can be quick, and if you can withhold your clapping so we can move along, please."

Keith Fowley: "I kind of started this thing and I just thought of one more thing."

Supervisor Kozakiewicz: "Your name, and- "

Keith Fowley: "My name is Keith Fowley. I live in Reeves Park."

Supervisor Kozakiewicz: "Okay."

Keith Fowley: "I've been there my whole life. I think in the beginning they detailed that the size of the property was like .35 acres."

Supervisor Kozakiewicz: "Three-nine."

Keith Fowley: "Three-nine acres. They also say there's a 27 foot house- square foot house- "

Supervisor Kozakiewicz: "Twenty-seven thousand square foot house."

Keith Fowley: "It doesn't take very much sense to figure out how much property there is around that house for them to go outside, remain on their own property, for recreation, especially with eight adults. It doesn't warrant it. That means the only alternative that these people have for outside recreation is to walk through this small neighborhood. And I just think it's totally- and unless there's someone can be with someone all the time to protect the children and protect everybody else and make things good for everyone, it just absolutely should be denied."

The house has no property, let alone if you start putting in where these vans go and everything else, it just won't support it. It doesn't support it. Thank you."

Supervisor Kozakiewicz: "Yes? If you could come up, we'll try to deal with everybody in turn."

Joanne Byrne: "Where is the sixth bedroom?"

Supervisor Kozakiewicz: "Well, just put your name and your address on the record and then ask your question."

Joanne Byrne: "I'm just curious to know where the sixth bedroom is."

Supervisor Kozakiewicz: "Your name and address, please."

Joanne Byrne: "My name is Joanne Byrne. I'm Barclay's mother."

Supervisor Kozakiewicz: "Okay, okay. I just need to have that because we're not going to know who the voice is. Okay. All right?"

Joanne Byrne: "I would just like to know where that sixth bedroom is and will the people be- will the caretakers be living with the residents or will they be living in the apartment that's attached to the building, the house? There has always been an illegal two family home there that has been rented for years."

Gus Lagoomis: "The extra bedroom will be one of the renovations that we'll make within the home. We have the architect look at that- "

Supervisor Kozakiewicz: "Excuse me, what was that? Address the Board because I didn't hear you. Since you were talking to them, I couldn't hear you."

Gus Lagoomis: "I'm sorry. The additional bedroom that this lady, Mrs. Byrne, Barclay's mom is referring to, is something that we're going to build into the house. It will not extend to the on top of the house. There is an area- "

Supervisor Kozakiewicz: "There's currently how many bedrooms?"

Gus Lagoomis: "There's currently five."

Supervisor Kozakiewicz: "Five, okay."

Gus Lagoomis: "No, she asked where are we going to build- no, wait a second. We have five bedrooms- "

Supervisor Kozakiewicz: "Let me just- let me just- no- "

Gus Lagoomis: "The sixth bedroom is in the illegal apartment which, again, we would have to get a variance for and whatever else. We didn't make the apartment. It was there. We are not going to be- we are going to be building-"

Councilman Kent: "Did anybody ever complain about- "

Gus Lagoomis: "We are building a bedroom. One of the renovations that we are going to do is to add a bedroom to the existing- the main house."

Councilman Kent: "Are you going to go beyond the footprint? Or

are you doing this interior?"

Supervisor Kozakiewicz: "Or are you going to go up? Are you going to go up?"

Gus Lagoomis: "No, no, no. Not at all. There's a- if you've ever been in the home, when you go upstairs, there's an open airway, we're going to have a floor built there and enclose it right there. It's not going to add anything to the outside of the home, no- we're not going up, we're not going out. It's internal."

Supervisor Kozakiewicz: "So you're going to stay within the present shell?"

Gus Lagoomis: "Yes, sir."

Supervisor Kozakiewicz: "Okay."

Gus Lagoomis: "The apartment that's there was going to be for a live-in staff person so that he could provide additional support to the folks living in the home an oversight for the property and also to be an asset to any issues with the community."

Supervisor Kozakiewicz: "Okay."

Joanne Byrne: "I didn't quite understand it. So shall this person- "

Gus Lagoomis: "It's- "

Supervisor Kozakiewicz: "Mrs. Byrne, Mrs. Byrne- "

Gus Lagoomis: "Yes, you will."

Supervisor Kozakiewicz: "We can't do this because the problem is we're not going to be able to get this exchange on the record."

Councilman Kent: "So speak at the microphone."

Supervisor Kozakiewicz: "If you have a number- a series of questions, address them and then- "

Joanne Byrne: "Where are- okay, now you- "

Supervisor Kozakiewicz: "Why don't you address all of your

questions to us- "

Joanne Byrne: "Okay."

Supervisor Kozakiewicz: "-- and, hopefully, they can take all of the questions that you're asking and address them all, because, again, this is getting sort of out of control."

Joanne Byrne: "Okay, sorry. Okay. Now, I thought these people were to be supervised and the caretakers would be living with them. What he is saying now is that the caretakers will be living in the apartment next door. Did I understand what he was saying? Did you understand what he was saying?"

Supervisor Kozakiewicz: "Not knowing the inside of the house, I don't understand it obviously."

Joanne Byrne: "I know the inside- I know the inside of the house."

Supervisor Kozakiewicz: "Okay."

Joanne Byrne: "I've been in that house many times and it is a separate apartment."

Councilman Kent: "Is there access from one to the other?"

Gus Lagoomis: "Yes. There is access. Well, what I was referring to and I'm sorry if I wasn't clear is we will have one staff person living in the apartment. In addition to that person, there will be three to four other staff people there which is what I said earlier, during the shift time. On overnights, there will be two staff awake in the house where the folks will hopefully be living in addition to the person who will be living in the apartment next door. It's not an unusual model in group homes to have a live in staff person there as- to provide additional oversight and support to the folks there. That's basically what I was trying to say before and I'm sorry if I wasn't clear."

If there are any other questions, I'd be more than happy to try and answer them."

Supervisor Kozakiewicz: "Okay. Ann Miloski."

Ann Miloski: "My name is Ann Miloski from Calverton. I know

the house. My niece lived in the downstairs apartment. And there is no parking there. There's a downstairs apartment and then there's an upstairs house. There is absolutely no place to park. You've got to go in on an angle. And I know that for a fact because my niece lived there for about three years. Thank you."

Supervisor Kozakiewicz: "Okay."

Councilman Kent: "So we're going to have problems with parking."

Helen Harris: "I'm Helen Harris and I have a question. Has this house already been purchased? Do they own the house?"

Supervisor Kozakiewicz: "They are shaking their heads behind you to say that it has not been purchased."

Helen Harris: "It hasn't been purchased."

Supervisor Kozakiewicz: "Is it in contract? It's in contract."

Councilman Kent: "Subject to approval."

Gus Lagoomis: "The house is in contract. It's contingent on us getting approval from the Town of Brookhaven and the Town of- "

Supervisor Kozakiewicz: "The Town of Riverhead."

Gus Lagoomis: "The Town of Riverhead, I'm sorry. The Town of Riverhead approving it. And it's right in the contract that if for some reason the deal falls through because the Town deems that house not appropriate, we're held harmless. So this is not anything that's- it's not a done deal by any stretch of the imagination as far as that goes. We are in contract. That's where we're at."

Supervisor Kozakiewicz: "Okay."

Helen Harris: "Well, with the obvious animosity that's shown towards this organization, how could you in good faith- "

Supervisor Kozakiewicz: "Helen, Mrs. Harris."

Helen Harris: "I'm sorry. How could they in good faith entertain--"

Supervisor Kozakiewicz: "I don't want this to become a- "

Helen Harris: "I know. I realize that."

Supervisor Kozakiewicz: "-- an argument back and forth."

Helen Harris: "I apologize for that. But with all the animosity that's shown toward them, how could they in good faith even entertain the idea that they want to purchase it. They will never co-exist."

Supervisor Kozakiewicz: "I think they're going to have to- I think they're going to have to make that call. No question."

Helen Harris: "Because I doubt whether they could co-exist with the people that have been residents there for the last 50 or 75 years. Thank you."

Supervisor Kozakiewicz: "Okay. Thank you. If- your name and address, please."

Fred Mooring: "Fred Mooring, 22 Midland Street. I would just like to- "

Supervisor Kozakiewicz: "You've got to be closer to the microphone."

Fred Mooring: "Okay. Fred Mooring, 22 Midland Street. With this facility, am I correct in assuming that the facility operator, all the vehicles have to be parked off street and on the site. Is that correct?"

Councilman Densieski: "No. I don't think that's correct."

Councilman Kent: "Do you have on street? Does anybody park on the street in your community?"

Fred Mooring: "It's a private road."

Councilman Kent: "Well, where do you park? Where does everybody park?"

Fred Mooring: "In our driveways."

Supervisor Kozakiewicz: "Yeah."

Councilman Kent: "Everybody? No on street parking?"

Fred Mooring: "Or in front of our facility, in front of our home."

Councilman Kent: "Well, I guess they would try- "

Fred Mooring: "This is a commercial- "

Councilman Kent: "If they came to that community, they would try to be consistent with what the community- "

Supervisor Kozakiewicz: "I guess the better question is does our zoning require it and I don't believe it does."

Councilman Kent: "But those are private roads, we don't have rules regarding parking on the street."

Fred Mooring: "So we're going to have a bus parked on Overbrook or Eight Bells?"

Councilman Kent: "Hopefully not."

Fred Mooring: "Hopefully?"

Supervisor Kozakiewicz: "Well, I think the gentleman behind you can answer that, so other questions? Any other questions, Mr. Mooring?"

Fred Mooring: "No. But it seems to me like we're going to, you know, Reeves Park is going to become a highway. The roads of Reeves Park are going to become a highway and we're going to have, you know, vehicles all over the place. But I would seriously like you to look into this. I believe a facility of this type has to have, you know, off street parking otherwise it's not suitable for the community. And it's not keeping in the- keeping with the community. Thank you."

Supervisor Kozakiewicz: "Thank you."

Dorothy O'Hare: "Excuse me, I'll be brief. I heard something here about an illegal apartment and they're going to use it. Well, I'm sorry because when I had to get a building permit, they told me that if it was not built according to specifications, that the township of Riverhead would make me tear it down."

Supervisor Kozakiewicz: "Right."

Dorothy O'Hare: "Or bring it back to scale, wherever it was supposed to be."

Supervisor Kozakiewicz: "Correct."

Dorothy O'Hare: "How can they profit by something that's illegal?"

Supervisor Kozakiewicz: "I think they said they would when they come in, if they need variances from the town or they need variances from the state, they are going to apply for them."

Dorothy O'Hare: "But you can't get a variance for another apartment. That makes it a two family house and in Reeves Park they are illegal."

Supervisor Kozakiewicz: "I don't- "

Dorothy O'Hare: "There's only one house in Reeves Park- "

Supervisor Kozakiewicz: "I don't think they're going to continue to use it as a second apartment if I'm understanding the point here."

Dorothy O'Hare: "If- I don't mean to be difficult."

Supervisor Kozakiewicz: "Because something is illegal today doesn't mean it can't be rectified and made legal. I could have an illegal deck on the back of my house that I never got a permit for but if I go through the process and make that deck legal, it becomes a legalized deck. Correct?"

Dorothy O'Hare: "How can they get a valid permit for something that's invalid? If you're not allowed to have a separate apartment- "

Supervisor Kozakiewicz: "You rectify it according to the code. You file the necessary permits and you deal with the agencies. Again, I'm using my example if I have an illegal deck because I never obtained- "

Dorothy O'Hare: "An illegal deck is one thing. But a separate residence, another apartment is a whole- "

Supervisor Kozakiewicz: "They would have to make it such that it's not a separate residence."

Dorothy O'Hare: "Tear it down, you mean?"

Supervisor Kozakiewicz: "They would have to- "

Councilman Densieski: "Bring it up to code."

Supervisor Kozakiewicz: "Reconstruct it or do repairs to it that would, in fact, discontinue it as a separate and distinct unit. I think- "

Dorothy O'Hare: "That's separate treatments."

Supervisor Kozakiewicz: "I think the- we're getting far afield again because I think the one person who came up and I'm sorry, I can't remember your name, really set forth- Mrs. Hopson- really set forth what it is that we have to deal with as a Town Board. The fact that we have to suggest alternatives or deny it based upon the saturation question, whether it's a change in the community character."

Dorothy O'Hare: "So it's okay for eight people to sleep in six rooms?"

Supervisor Kozakiewicz: "That's a question of- "

Dorothy O'Hare: "Who is going to double up?"

Supervisor Kozakiewicz: "Why don't we have the gentleman from East End Disabilities address that question as far as the living arrangements. Ma'am, Ms. O'Hare- "

Gus Lagoomis: "As far as- there's going to be two double rooms and then there will be five- four single rooms and that's how the eight people will live. It's not unusual for many group homes to have four people living in two bedrooms with double rooms. Is it ideal? Probably not, but there's a reality that we need to deal with, too, and that's the situation that we have. If there are any other questions, we're here."

John Schneider: "John Schneider, 27 Cruise Street. Parking. The footprint of that property does not have any front parking. It is just a small slip going into the building. If there was a truck or a

bus or anything parked across that driveway, there would be nothing able to be making that turn on Eight Bells or Overbrook. All right. There's no way you can get an emergency vehicle through there nor a car. It's just a very tight corner. On the street parking is just out of, you know, it's just out of the question.

Also a couple of the nearby residents have stated that they've seen workmen going into the house within the past few days. I'd like to know if maybe something has been started already."

Supervisor Kozakiewicz: "I- he's prepared to answer it, so- "

Gus Lagoomis: "I was there yesterday. I visited yesterday. We have had a termite inspector as per anyone else who would be buying a home has been there. If the landlady is doing something to the home, I'm not aware of it."

Supervisor Kozakiewicz: "The present owner you mean?"

Gus Lagoomis: "The present owner. We haven't done anything to the home. We haven't sent any kind of construction crews or anything like that in. We did have the architects from the State go in. We had State representatives. It's all part of the process that we need to go through so that happened, but that happened earlier in the process. And like I said, I was there yesterday, but- and I happened to be there when the termite inspector was there. But other than that, we're not aware of anything and the house looked the same to me as the first time I saw it. So I haven't seen any evidence of any kind of construction and we certainly aren't doing anything to the home."

Supervisor Kozakiewicz: "Next question. In light of all the comments raised regarding parking on this particular premises, this property, how are you going to deal with the parking question in order to prevent Eight Bells from becoming stopped or blocked or impassable?"

Gus Lagoomis: "Okay. Well, one of the things we would try to do as best as we could is to maintain the integrity of the neighborhood as everyone else is concerned with. We'd also be open if anyone has any suggestions to us other than moving, hopefully, on redoing the driveway- "

Supervisor Kozakiewicz: "Well, I've got a feeling that's what they're looking for."

Gus Lagoomis: "You know, we'd be more than happy to meet with some of you folks to discuss that and make it work. When we talk about the buses that come to get the guys, they're mini vans. They're not large buses. They're an eight person vehicle. That's what we have.

As far as trucks coming to the site, we don't own any trucks, our agency. If we have a delivery, they may come in a large truck, drop off whatever they're delivering, and then move on. Which I'm sure everyone in the neighborhood has, I would imagine. We're not anticipating, you know, we're not- our goal is not to turn it into a parking lot.

The concerns that the group have brought up are great. That's why we have these opportunities to come and share the ideas and I think we appreciate your input.

Someone had mentioned, you know, go to another community which seems to be the theme. Every time one of these is held, the response is similar to this. And your concern for the welfare of the guys is something we understand and I appreciate because no one here is saying that they don't have the right to be in the community and to me that's a big step in the right direction.

And then it's just a question of if we can learn how to co-exist. If this should happen, and I'm not saying it's a done deal, if we should be able to live together, I think a lot of your fears and anxieties will get alleviated once we're there and we show we can be good neighbors. That's all we're asking for.

And, believe me, I have- someone mentioned, I think it was the gentleman on the Board, I did live for nine years up the block from a group home. I was very happy to be their neighbor. The reason I moved is that the people living next to me without any disabilities threw their garbage in my backyard. The Town of Brookhaven wasn't able to do anything about it so I relocated. So as far as living next to a group home I don't have a problem with that.

Where I currently live now, there's a disabled person up the block from me who also happens to be a family member so if I get a little offended by that statement I think, you know, that's my right. But, again, we'd be more than happy to work cooperatively with the group. If there's a community pot that you have to pay into to be able to use the road or the beach or whatever, we'd be more than happy to be a member. And I think if this should happen and we get to learn

to co-exist, I think it will be a positive experience.

One of the things we are planning is to have an open house if this should occur in the summer. Everyone and their children would be invited and I think it would be a nice experience for everyone. Again, we're here, we'll answer any questions and I appreciate everyone's time."

Supervisor Kozakiewicz: "Okay. If there's any additional questions, because I know we've gone through the same issues over and over and over and at some point I'm going to close the meeting and I don't mean to cut people short from having the opportunity to address the concerns with this home. But I think we're now starting to get to the point where we are repeating ourselves and asking the same questions or making the same comments or stating the same reasons why we're opposed to this particular residence. So if there's something additional which has not been addressed, separate and distinct from what's been discussed."

John Schneider: "Yes. Now that we've established that that is an illegal two family house, I think the Building Department has the duty to take care of it the first thing tomorrow morning."

Wesley Greegin: "Wesley Greegin, 43 Nautical Drive. A lot of things were addressed here as far as illegal apartments, driveways, buses, cars, but the bottom line is you're putting a minimum of 12 people into a facility. Does this facility have hygienic facilities, the septic systems to handle this and how much alteration to the area, to the house has to be done in order to do this?"

Supervisor Kozakiewicz: "See, this is a new question. So this is okay."

Wesley Greegin: "Aside from that, I find it very rude on the part of this company that they come here and set up a date in February where they have to be heard before the Town Board when they know it's a summer community because they quote unquote did research and they know that most of the community does not live there during the summer although we are taxpayers and I think we pay a very hefty sum in taxes for what we have there. And I don't think this is right what's being done. The mentally handicapped need a place but not in a summer residential community. Thank you."

Janet Locke: "I live on Nautical Drive. What I'd like to know is I believe that the folks representing East End truly care about

these individuals. I think they're underestimating the neighborhood. This is a community where the folks have lived together for decades. They believe that there's going to be an assimilation. I want to know if they truly care about these individuals because I don't think there's going to be an assimilation. How can they put them here for them to be subjected to rejection day in and day out for whatever period of time they're going to be there?"

Supervisor Kozakiewicz: "The question on the sanitation. Can we get some clarification on what is there as far as the sanitary facilities?"

Gus Laqoomis: "Well, I can't tell you exactly what is there now. I can tell you that we had an architect come in, assess the situation. We will be doing some renovations to the inside of the home but he assured us that the current system is enough to deal with what we will have there. We will be making some renovations to the inside but, again, nothing will affect the outside of the house and it will not increase the square footage at all.

Basically we're going to redo the kitchen; we're going to make some cosmetic changes to adhere to New York State regulations, and as I mentioned earlier we are going to build one bedroom in the existing space that's there. We're just going to put up some walls and a floor. We're not going to do anything else.

We did have a feasibility study that was conducted by the architect and by New York State and it was deemed appropriate for the amount of people that we were going to have living there."

Supervisor Kozakiewicz: "Are there going to be additional bathrooms as part of this reconstruction as well?"

Gus Laqoomis: "That we're not putting any in. The home currently has three bathrooms in the area where the folks would be living. It has four bathrooms in the entire house."

Supervisor Kozakiewicz: "Okay. Anybody else?"

Councilman Densieski: "Would you quite asking that?"

Supervisor Kozakiewicz: "I have to ask. If it's a different question. Okay, all right."

Dorothy O'Hare: "This may be somewhat of a philosophical

question. But I would like to know how the State or the people involved in this program justify the loss of the tax revenue. This is a problem for me. In a relatively poor community- "

Supervisor Kozakiewicz: "I don't think the State cares."

Dorothy O'Hare: "Well, perhaps not but perhaps East End does."

Supervisor Kozakiewicz: "And I hate to say it that way."

Dorothy O'Hare: "Yes, I know. But it does seem like these burdens in terms of taxes and things should be distributed across things. Riverhead is not a prosperous town. It would make a good deal of difference to me if I thought there was not that many houses off the tax roll and this is another one. This is a concern of how we justify doing this to relatively poor towns. It seems to me we're in a terrible situation because the real estate is cheap, people can afford to come in here, and if they're non profit it may hurt us more financially. And that's a concern for me."

Supervisor Kozakiewicz: "Okay. At this point, I am going to close the public hearing. I know we've gone through everything and it's going to be up to the Board now to act within the 40 day period to address this issue unless we get the consent of the sponsoring agency to give us more time, if they would be willing to do that. And I'll have our Town Attorney communicate with you."

Lisa Meyer Feital: "If it would be helpful to you, we would be glad to give you another week or two."

Supervisor Kozakiewicz: "All right. They would be glad to give another week or two. All right. Okay, the time of 10:36 having arrived. I declare the public hearing closed."

Public hearing closed: 10:36 p.m.

Supervisor Kozakiewicz: "And the time still being- oh, we'll take a brief-- "

Recess

Supervisor Kozakiewicz: "If we can continue, please. Everybody's attention. I'd like to go forward. We have a gentleman

in the back- side whose next hearing is and I'd like to give him and I'd like to give him the full cooperation of everybody in the audience. Barbara, the time being 10:39, if you would read the next public hearing notice."

Public hearing opened: 10:39 p.m.

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, on February 6, 2001, at 7:20 p.m. regarding the soliciting of comments regarding the relocation of National Response Corporation from Edwards Avenue, Calverton, to the Tech Center, Great River, New York within the Town of Islip Economic Development Zone."

Supervisor Kozakiewicz: "Andrea? If any of you in the back-- could you close that door, please, so that we can proceed forward? There's a stopper on the bottom. Thank you. Thank you."

Andrea Lohneiss: "This hearing is required pursuant to Economic Development Zone regulations of the State of New York to avoid unnecessary relocations of businesses within New York State for Economic Development Zone benefits. A (inaudible) resolution is required to (inaudible) by the community from which the business is moving setting forth those reasons why the relocation is necessary. Only upon authorization of the Riverhead Town Board will this company, NRC, be able to receive tax benefits at the (inaudible).

The Town of Riverhead has been on the receiving end of three such (inaudible), two from the Town of Southampton and one from the Town of Brookhaven. Since the inception of-

(There was some inaudible discussion and the speaker was inaudible)

Andrea Lohneiss (Cont'd.): "-- several more Islip hearings are anticipated in order to allow the business to relocate from outside the Town of Riverhead to the Calverton EDZ. In each case expansion of the business was not possible at the (inaudible) location and, in fact, the relocation resulted in substantial job and economic growth for the company.

Mr. Chris Ward (phonetic) representing National Response Corporation will address the Board."

Chris Ward: "Good evening. Is this on? Hello."

Barbara Grattan: "I hope so."

Supervisor Kozakiewicz: "I'm not sure if we need it anymore."

Chris Ward: "Hello."

Supervisor Kozakiewicz: "There you go. Try to bring that-- bring it up closer to you."

Chris Ward: "Chris Ward, Vice-President from National Response Corporation, NRC in Great River. Also with me is Steven Candido (phonetic) our President from National Response Corporation behind me."

Andrea already explained the reasons why seek the Town Board approval for the consent and approval to get- seek the benefits of the Economic Development Zone in which we now reside our corporate headquarters in the Town of Islip at the Long Island Technology Center in Great River.

I'll just give you a brief background on NRC. NRC is an environmental services company specializing in oil spill removal for the maritime and oil industries. NRC was started in 1992 out here in Calverton and had grown to 30 employees including two residents of the Town of Riverhead and eight within close proximity but not Riverhead town residents.

Its corporate office at the time it moved, this past August, 2000 to Great River which was nine years later, NRC lost one of its aforementioned employees I just spoke of, the town of Riverhead shortly after the move, no other attrition has been experienced since then. The reason NRC relocated its headquarters primarily due to the inability to renew its lease with the existing landlord of our office building which was in- on Edwards Avenue in Calverton.

In addition our corporate parent named Secore Smith, Inc. (phonetic), which is a marine transportation services public company preferred that we, NRC, move our offices westerly on Long Island for many reasons including for example transportation convenience. As you all know, Islip's McArthur airport and the LIRR in Ronkonkoma are about 10 minutes from the central location in Long Island, in Great River, and more accessible labor pool opportunities and closer proximity to our parent company's corporate headquarters office in midtown Manhattan.

I think I'll let Steve come up now and explain a little bit more about our reasons and what we had a situation with our desire- or our- our try to stay in Riverhead, I guess I should put it. Okay, Steve."

Steven Candido: "My name is Steven Candido. I'm the President of National Response Corporation. I reside at Riverview Court in Oakdale.

We have a prepared statement which in the interests of saving time we'll just submit so that the Town Board members will have that. But just to briefly summarize. We certainly were interested in staying in Riverhead town. In fact, we would have preferred to stay right in our existing location on Edwards Avenue in Calverton, but we could not come to terms with the existing landlord.

If any of you have passed by there recently, you'll notice that it's vacant and has remained that way for the last six months. I think the existing landlord was being very unreasonable in what he was looking for. When that didn't pan out, we certainly looked for other alternatives within the Town of Riverhead, including building our own building on vacant land. We looked at other existing buildings and we also looked at the Enterprise Park at Calverton.

Unfortunately none of these situations met the same kind of alternative we were presented with at this Long Island Technology Center and very specifically things like access to computer networking capability and telephone and other communications capability which are critical to our business were very important in our decision.

Interestingly, although we do have quite a few employees that are east enders, as Chris mentioned, only two were actually Riverhead Town employees but we have several others that are either further east, Southold Town or on the south fork. Of the about 10 employees of the 30 total that are east enders, we've maintained nine of them and they're still doing the relatively short commute and still support the community here.

In fact, we still support the community here. We have a very close working relationship with Miller Environmental Group which is still located on Edwards Avenue in Calverton, we we're regularly here for business meetings and other activities. So although we have moved out of the town proper, we still have a lot of dealings here with the town. And I'd be happy to answer any questions, if anyone has any."

Councilman Cardinale: "Andrea, a question. Could you give me

and maybe the rest of the audience a little context here? Why do these people need our permission to move?"

Andrea Lohneiss: "Because the state wants to discourage businesses from jumping on Long Island. The reason that the EDZ program was established by the state a number of years ago was to encourage new business growth, so either from outside the state or from within the state but in situations where expansion in the present location is impossible. And the two situations that I mentioned with regard to Southampton, businesses moving to Riverhead into our Economic Development Zone, were Michael Reilly Design and Global Marine. Both of those businesses could not expand in their present location in Hampton Bays or Bridgehampton nor could they find any other properly zoned property within the town of Southampton."

Councilman Cardinale: "A follow up question. Is- in regard to the reason for this permission being required is because of the fact they're going to the Islip Economic Development Zone."

Andrea Lohneiss: "Right."

Councilman Cardinale: "They are not in a- they have not received, have they from the Town of Riverhead, any tax concessions over the last nine years?"

Andrea Lohneiss: "No."

Councilman Cardinale: "So it is not a situation in which, for example, they had been there for nine years enjoying a tax abatement and then just at the tenth year when the taxes kick in they're leaving?"

Andrea Lohneiss: "No."

Councilman Cardinale: "Do you know or does the Town Attorney know, the standard by which we measure whether we give our permission or not in these situations? Because it will be difficult for me to make a decision here unless I know what standard I'm applying."

Andrea Lohneiss: "The draft resolution that you will be considering for the next meeting states that there were extraordinary circumstances that existed and I have checked with the State as to whether that's necessary language and they indicate that it is necessary language."

Councilman Cardinale: "And what precisely are the- to sum it up, can you summarize what the extraordinary circumstances are?"

Andrea Lohneiss: "That's not the Town's job; that's the applicant's job."

Councilman Cardinale: "Which is just what we heard."

Andrea Lohneiss: "Right."

Councilman Cardinale: "That it was impossible to get their lease renewed and they checked to see if they could build and they checked to see- don't we have the same kind of opportunity that Islip is offering you in the Grumman facility?"

Steven Candido: "Absolutely. Although there is obviously an issue here of money at the end of the day because of the Economic Development Zone, that was not the driving decision in our final decision. The Epcal facility within the Town of Riverhead offered those same kinds of tax incentives but that Epcal facility didn't offer other things which in our sense are extraordinary because we do need these communications facilities, the network and computer facilities, and we're an emergency response company. We need to be close to an airport that we can get out of quickly. So those are the extraordinary circumstances that really drove our decision."

Supervisor Kozakiewicz: "I guess a question- the space you're in now, how large is that space?"

Steven Candido: "The space we're in now is 5500 square feet compared to the 6700 square feet that we previously occupied on Edwards Avenue. The reason- it's the- we have the same number of personnel basically. The reason for the reduction in space was the- we went from a divided office with a bunch of small offices into an opened area where we were able to use this modular type of furniture and we could fit the same number of people into a smaller space."

Councilman Kent: "What was the airport that was- that you were close to when you were operating on Edwards Avenue that provided you with this emergency access?"

Steven Candido: "What we used to do when we were on Edwards Avenue, was use the Westhampton Airport which although gave us some mobility was much more difficult and much more expensive because we were using private aircraft. So, again, there is an economic issue

there but it's also an ease of use."

Councilman Kent: "You're using private aircraft you said?"

Steven Candido: "We had to use private aircraft in our old location through the Westhampton Airport. We still sometimes use private aircraft depending on the severity of the emergency, but if possible we do use regular commercial service if it can work into what we're doing."

Supervisor Kozakiewicz: "I don't know if this is a proper inquiry or not but the space per square foot in Riverhead, what was that and what was the space per square foot in Islip that you- "

Steven Candido: "I don't remember the exact numbers but, in fact, the offer at the Epcal facility anyway was actually a couple dollars less square footage-wise compared to this Long Island Technology Center, but when you looked at the total loaded cost if you want to use that phrase, we actually had a cheaper alternative at the Long Island Technology Center."

Give you one quick example. The offer at the Epcal Center did not include electricity. The price at the Long Island Technology Center included electricity. So when you start factoring those types of things, the price actually came out cheaper at the Long Island Technology Center."

Councilman Densieski: "Sir, is that a business incubator there, the Long Island- "

Steven Candido: "Yes."

Councilman Densieski: "Yes."

Steven Candido: "There is a business incubator there. We are not in the business incubator."

Councilman Densieski: "Okay."

Councilman Cardinale: "Let me ask you, you don't have a lease right now, right, out here?"

Steven Candido: "No, we don't."

Councilman Cardinale: "What about if we- let's assume for the

moment that we said no, stick around, we want you here. What are you going to do?"

Steven Candido: "Well, there is no option of that happening. What this is really all about is whether we're going to get some tax credits from the Town of Islip. I can tell you that we intentionally kept our lease short at the Long Island Technology Center, an initial period of only 18 months, with the knowledge that the Epcal facility was going to become up and running and get some of these other amenities that we need, computer networking access, communications access, infrastructure. We'll still have the airport to deal with and have to balance that against everything else, but there certainly is a chance that we could be coming back here in the near future if that made sense."

Councilman Kent: "Yeah, if you use private aircraft you could utilize Epcal, if you are a tenant at Epcal you could utilize the runway at the site if you have private aircraft."

Steven Candido: "Well, we don't own any private aircraft but we haven't investigated that but that is something we could look at if that was part of the ultimate amenities that are offered at Epcal."

Councilman Densieski: "Is it fair to say that two of the reasons that- two of the many reasons that you relocated is to be closer to an airport and to be close to a business incubator? Are those fair statements?"

Steven Candido: "Certainly closer to an airport is important. The business incubator wasn't particularly critical for us. But more important than even the airport was the computer networking infrastructure and the telecommunications infrastructure. Thank you."

Supervisor Kozakiewicz: "Is there anybody else who would like to address the Board with regard to this hearing, the relocation of NRC? Okay. No hands showing up, I declare the public hearing closed at the time of 9- 10:53."

Steven Candido: "Thank you very much."

Public hearing closed: 10:53 p.m.

Public hearing opened: 10:54 p.m.

Supervisor Kozakiewicz: "Barbara, if you could, the time still being 10:53, if you could open the- all right, with that little bit of interruption, could we open up the next hearing, the time being 10:54."

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on February 6, 2001, at 7:25 p.m. regarding the consideration of a local law to add a new Chapter 94 entitled Tobacco Advertising to the Town Code."

Supervisor Kozakiewicz: "Do you want to give a little prelude to what we're talking about here in tobacco advertising?"

Sean Walters: "Tobacco advertising is a local law Chapter 94 that's going to prohibit the sale of- or the sale and post-advertising, excuse me, of cigarettes to certain business establishments in the vicinity of schools and day care centers and things of that nature."

Supervisor Kozakiewicz: "This is something that I know came to the Board. It was something that some other communities around Long Island and some other towns have enacted and incorporated. We looked at this as another thing that we could do protecting our school age children and help out in the fight against tobacco and cigarettes as such.

The legislation would prohibit certain advertising- well advertising any tobacco related products within 1500 feet or- "

Sean Walters: "It's 1000 feet of the schools."

Supervisor Kozakiewicz: "One thousand feet of the schools. Anybody who would wish to address the Board with regard to a new chapter which is this chapter, tobacco advertising, Chapter 94? Nobody? Close the public hearing at 10:55."

Public hearing closed: 10:55 p.m.

Councilman Densieski: "Nice job on the chapter."

Supervisor Kozakiewicz: "Last but not least. Barbara, are you ready? I see you looking over there, that's why I asked you that. Okay. The time of 10:56 having arrived. I declare the last public hearing opened."

Public hearing opened: 10:56 p.m.

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on February 6, 2001 at 7:30 p.m. regarding the consideration of a local law to repeal and replace Chapter 90 entitled Special Events of the Town Code."

Supervisor Kozakiewicz: "I know that this one was also something that sort evolved as a result of problems with the current legislation and problems with the way we had various groups coming in, applying for a special event approvals under Chapter 90, I'm sorry.

What we're looking to do is enact a beefed up version of Chapter 90, our Special Events code in order to hopefully get a little more control, a little more understanding of what the special events involve. There's a great deal more criteria set forth. The code provides that any special event application must be submitted not later than 30 days before the event starts. It changes the definition of events slightly and what groups are- or I think actually removes exempt groups from the equation.

If there's something I didn't touch on, hopefully, anyone who has a comment with regard to this hearing will touch upon it and Sean can add any comments thereto."

Sean Walters: "I think there are two people that wanted to testify on this special events legislation."

Supervisor Kozakiewicz: "Yup, okay."

Bruce Talmage: "Bruce Talmage, Sound Avenue, Riverhead. I'm here on behalf of the Riverhead Ambulance Corps. Two technical things that I wanted to bring to the attention of the Town Board. The first is that it's in here listed as the chief of the ambulance corps. That probably ought to be the president or the vice-president of the ambulance corps. is the contractee to the town versus the chief. He would be an elected official of the board.

And the second item was in regards to in Section 90.3 (13). It says the Town Board may require the applicant to contract for its own medical and or ambulance services. But then in Section 90-4 under C the Town Board may require the permittee to reimburse the town for costs of police and ambulance protection as may be deemed necessary by the Town Board. There seems to be a little bit of a contraindication-contradiction as to whether the town is supplying the ambulance or whether the applicant is. I think that just needs to be cleared up and straightened out a little bit.

Also, just the town in itself is not the one who contracts for the ambulance service, it's the ambulance district is another point that I wanted to bring up. And that was it. Thank you."

Supervisor Kozakiewicz: "Thank you, Bruce. I saw a hand go up in the back. Is that Bert Harris? Keith, do you want to address us? Okay."

Bert Harris: "I'm Bert Harris. I'm the President of the Polish Town Civic Association. And we're the folks that run the famous Polish Town Fair and Festival which we are known all over the world. And our people will want to know what you are going to replace Chapter 90 with, which is the application for special events. Correct?"

Supervisor Kozakiewicz: "Correct."

Bert Harris: "What do you have in mind?"

Supervisor Kozakiewicz: "It's taking the existing Chapter 90 chapter which is special events, repealing that entire chapter- "

Bert Harris: "Right."

Supervisor Kozakiewicz: "And putting in its place a new codification which is on file with the Clerk's office."

Bert Harris: "What would that be? Could we have an idea?"

Supervisor Kozakiewicz: "It's on file with the Clerk's Office."

Bert Harris: "Right."

Supervisor Kozakiewicz: "Yeah, I mean, it's extended, it's got more information in it, more details that will be asked for as far as the special events information."

Bert Harris: "Would it be- "

Supervisor Kozakiewicz: "We could provide a copy of the legislation. I mean, it's on file. Do you want us to refer a copy? You haven't seen it? You haven't had a chance- "

Bert Harris: "No, we haven't seen anything."

Supervisor Kozakiewicz: "Okay."

Bert Harris: "We would like to know because in fact I was in Barbara's office today and we got the application for the Chapter 90."

Supervisor Kozakiewicz: "Right."

Bert Harris: "And- "

Supervisor Kozakiewicz: "Well, that's still in effect, the present Chapter 90."

Bert Harris: "Okay."

Supervisor Kozakiewicz: "It hasn't been changed."

Bert Harris: "Is it going to be a monetary thing?"

Supervisor Kozakiewicz: "No. The numbers are still going to be the same. It will be \$100 application fee."

Bert Harris: "All right. But I know most of you folks know how we run a fair and you're certainly always invited to come to any of our meetings and we're just anxious to know that- what is going to happen. Do you know that it costs us about \$50,000 to put the Polish Town Fair on the road and a lot of people don't believe that. But last year we had to pay \$250 for the show mobile, which is fine. We don't object to paying any money to the town. We- every year we have to have the emergency medical technicians and we offer them \$2,000 to come to our fair. And they turned us down. We had to hire- "

Supervisor Kozakiewicz: "Mrs. Harris- "

Bert Harris: "Yes."

Supervisor Kozakiewicz: "This is a discussion which is dealing with the question of changing the code."

Bert Harris: "Okay. Oh, okay."

Supervisor Kozakiewicz: "All right, so--"

Bert Harris: "But I just wanted to bring this forth, you know, that we do spend a lot of money in the town and we're just hoping that if it's a monetary thing, we'd like to know about that."

Supervisor Kozakiewicz: "It's- the fee is the same as I mentioned. It's still a \$100 dollar application fee for the Chapter 90 permit."

Bert Harris: "Right. I did see that today."

Supervisor Kozakiewicz: "It's just to point out to people that what we don't hope will happen as has happened in the recent past, is we get a special events application filed- "

Bert Harris: "Oh, I see."

Supervisor Kozakiewicz: "And it's happened already."

Bert Harris: "Okay. So we're probably fine then, right?"

Supervisor Kozakiewicz: "I don't think you are going to have a problem."

Bert Harris: "Okay, very good. Well, that's all."

Supervisor Kozakiewicz: "Okay. Thank you. Anybody else who would like to address the Board? Oh, that's right, Keith. I'm sorry."

Keith Lewin: "My name is Keith Lewin. I'm a resident of River Road in Calverton. And I'm addressing the Board on this issue as a private citizen. The concern I had is in reviewing this proposed change in the legislation, is there doesn't seem to be any exemptions for essentially any organization and for some of the things such as churches and schools have 150 spectators or participants in a meeting or in a social event, at a barbeque for a church or a football game for a school, it's extremely easy to get to that number and to have every time the school is going to have a sporting event that may have large numbers of spectators, there doesn't seem to be an exemption in this present law about that."

My church I go to tends to have one barbeque a year where we sell 400 tickets. The entire barbeque is on our own property. The parking is on our property and it's off the street. This is one more piece of paperwork that they would have to be filing and I'm not sure that it's worth the effort of either the town or the organization to have this additional thing being done.

I can understand in larger groups, whether it's for a church or is for a school or anything else. But for a relatively small non- nuisance type events, I think maybe there needs to be some exemptions made and some leeway so that these organizations aren't burdened by additional paperwork. A lot of these are run by volunteers. It's difficult to get people to work in these things and many volunteers are very much afraid of coming down to Town Hall to try to get permissions for things because they think they'll be overwhelmed.

So I just ask consideration of some exemptions for things such as schools, religious organizations, many some public service organizations, at least under some limited circumstances. Thank you."

Supervisor Kozakiewicz: "Thank you. Anybody else?"

Councilman Kent: "Can I ask Sean a question on that? Does the law provide that if you have some type of event on your own property that you do not utilize public town property or public highways or encroach upon them or- does it- would there be a requirement to do some type of filing with the town?"

Sean Walters: "Right now with the special- either the special events or the special events as we're proposing it or the shows and exhibitions legislation, in- you would be- some- like- I'll give you an example. Some of the vineyards have certain things; it's all on their private property. They apply for permits to comply with zoning requirements and things of that nature. So- and I only know this because it came in the door a couple weeks ago, to apply for something like this.

Right now, there's 150 spectators or- well, not spectators, but persons or less who would not require the legislation or the permit. In the former legislation, the exemption almost wiped out the entire rule. Just about every organization except the for profit promoter, that's the only one that would have to get a permit. So we're "

Councilman Kent: "So church barbeques of greater than 150 person would require- "

Sean Walters: "Could potentially be required to get this type of permit."

Councilman Cardinale: "You know I was- I happen to have a, Bertha if you want it, I have a copy of the draft here. What it says actually is where more than 150 are expected, you need the permit and they define special event as any form of entertainment of two weeks duration. So I don't know if a barbeque is an entertainment. That's one of the issues that we should also discuss if we look at the definition. Is it- any entertainment- the special event that is covered is any form of entertainment of two weeks duration or less open to the public conducted- usually conducted outdoors with or without an admission held on a one time occasion basis which may include but not limited to carnivals, circuses, fairs, bazaars, outdoor shows, horse shows and exhibitions, concerts, road rallies and parades. So I don't think under that definition a church picnic is included, period. Because it's eating. I'm not entertained when I eat."

Councilman Densieski: "The number still sounds awful low, 150 may be low."

Councilman Kent: "What if Warren McKnight plays banjo."

Councilman Cardinale: "Then it's entertainment or maybe not if you've ever heard Warren. No, I'm kidding. He's very good."

Supervisor Kozakiewicz: "Anybody else who would like to address the Board on Chapter 90, this public hearing to repeal and replace? No? I guess we can close that at 11:07."

Public hearing closed: 11:07 p.m.

Supervisor Kozakiewicz: "Do we want to take a brief breather and then come back for public session, guys?"

Councilman Kent: "Let's roll."

Supervisor Kozakiewicz: "All right. I'll tell you what, I will depart and use my office for a moment and then I'll join you if you want to go into open session. You know, the public hearing closed, we are now in the public period comment. There are some cards; we will address the cards. There's some cards first, which we'll do, your

right to address us on anything that you think is relevant to the town. Certainly you can also address us on resolutions. All right. I'm going to step away for a moment and I'll be back."

Councilman Lull: "Let's just start with the cards that we have so we can use the open mike for everybody. Joan Griffin."

Councilman Densieski: "Lt. Smith, if it's quiet out in the hall, can we have that door opened up, please? Thank you."

Joan Griffin: "Good evening. Joan Griffin, Calverton Civic Association. A couple little things, not just Calverton but all over Riverhead, graffiti on the buildings. There's one building on Manor Road and I guess it's Middle Country Road opposite Splish Splash. There's a large building there with tons of graffiti on it. Is there anything that can be done? And a building on Mill and Route 58, I guess, on the southwest corner opposite the Cauliflower Association."

Councilman Densieski: "Yeah, they just painted over the graffiti on that one but it comes back rapidly."

Joan Griffin: "Is there any type of paint that's kind of like graffiti proof when people write, you know when people write on it, the kids, whatever, that it's washable instead of it's stuck there?"

Councilman Densieski: "None that I know of. I think the process is to- like the other people on Mill Road, too, is just keep repainting over it unfortunately."

Joan Griffin: "Okay. And then Mark Kwasna and his department did such a good job on Osborne Avenue with the flooding situation. Can he look into Oakley Avenue? Youngs Avenue by Crown Sanitation floods beautifully now thanks to the berms being built over there and Manor Road just south of the big bend in the road, those are all bad flooding spots. And Oakley especially- "

Councilman Densieski: "Oakley we are, as a matter of fact, the attorney's office is trying to correspond with the owner for a possible drainage ditch over there so Oakley we are working on, and I'll pass on the others to Mark Kwasna. Possibly, if you want to give that in writing to us so we can transfer it to Mark."

Joan Griffin: "Thank you."

Councilman Lull: "Mike Spindler."

Mike Spindler: "Mike Spindler, Calverton, New York. Calverton. The first time I've even done this and bear with me. I have a letter here I'd like to read to the Town Board and to the Supervisor.

I wrote this letter to respond to frequently asked questions regarding an open to the public airport at Calverton. This letter contains excerpts from a more detailed letter that I have written to the town, but due to time constraints was unable to read tonight.

It is not my intent to criticize anyone personally with anything I say or imply in this letter. The fact that I am a commercial pilot and flight engineer and have flown out of public and military airports for over 20 years, I feel qualified to share my views and firsthand experience regarding this public airport issue.

I also reside, pay taxes, and operate a small business with my family in Riverhead. Many of the facts and statements I will make are based on firsthand conversations with airport managers, civil engineers, consultants and FAA officials. I am a strong advocate of sustainable development, balanced economic development approaches that benefit the local economy, environment and quality of life.

I feel some in our town are being misinformed by a small group of public airport advocates, many of whom do not even live or pay taxes in our town, on many critical issues regarding a public airport at Calverton. I believe this misinformation could prove to be detrimental to our town as a whole and to the pursuit of good sustainable compatible development and the new economy economic growth at the Calverton site.

It is imperative that our decision makers know exactly what they are doing and what the ramifications of their actions are when dealing with public airport use at Calverton. There can be no assumptions or uncertainties when deciding on opening something as complex and as influential as a public airport. The decision to open a public airport must be based on sound economic environmental aviation and airport infrastructure facts and need. Not assumptions, hearsay, speculation, half truths, or emotion.

I would like to make it perfectly clear that I agree with the current publicly owned private use designation of the runway at Calverton and agree with 99% of what I am familiar with in the current zoning regarding use of the runway at Calverton. I do not support opening the runways to the public at Calverton for a number of reasons based on fact and past history. I am a strong advocate of keeping the

10,000 foot runway operational and using it to entice new economy industries and operations to our town, bot aviation and non-aviation related.

To keep the shorter runway is questionable in light of the real estate value of the land that it occupies. One runway is completely adequate under the current private aviation use zoning. The corporate aircraft operators I envision using the runway at Calverton fly into airports with one runway routinely. Many airports throughout the country operate perfectly fine with one runway.

Unless, of course, you agree with the following excerpt made by a group advocating a public use airport in their mission statement. And I quote: this billion dollar diamond in our own backyard can be the cornerstone of Riverhead's contribution to the regional aviation infrastructure needs of the future. Do I hear reliever airport in that statement, as a regional airport like McArthur or even Farmingdale's Republic Airport, something we want to leave to our children's future? I would surely hope not.

Anyone who sincerely appreciates our area's quality of life on the east end could never make such a statement.

First and foremost, I would like to remind all concerned that the town of Riverhead already has the use of two general aviation airports literally within minutes of our town, Gabreski Airport and Brookhaven's Calabro Airport. And another regional airport, McArthur, within 30 minutes of our town. Riverhead residents have the luxury of being able to use these public airports for all the aviation services one could need, from recreational flying to airline service, for vacation and business travel, without placing the heavy burden of public airport operations and all that goes with it on Riverhead town.

That is a very good position for the town to be in. We have total access to these airports at no expense to Riverhead taxpayers and our quality of life. It makes me very happy that I can say without reservation advantage Riverhead.

Aviators wishing to visit our new downtown tourist destinations to include the aquarium, theater, restaurants, etc. can do so by flying into Gabreski or even McArthur and Gabreski is closer to downtown Riverhead than Calverton's front gate is to downtown. With these three airports at our immediate disposal, there is clearly no justifiable need for a public airport in Riverhead town. We already have the use of three. Unless, of course, again, you're a member of a

pro-public airport group and you want one because all the other towns have one as they have stated so clearly in promotional ads. There's one in the newspaper at one time.

A public airport operation is not a toy as this group seems to imply or something to have because someone else has one. Public airports are born out of necessity, require great sacrifice and place a great burden upon a community in many ways.

In response to the general statement that public airports create high tech, high paying jobs and revenue, I ask could someone please show me the jobs and revenue associated with Gabreski, East Hampton and Brookhaven airports? Gabreski Airport has almost identical runway lengths and configurations as Calverton. Gabreski also has night operations and a full precision instrument approach with weather reporting capabilities. It has the same open space to the north as Calverton has to the south.

Gabreski is subsidized by the county, by the military and accepts FAA funding. Gabreski already has large jet aircraft operating there- there's a 727 on the ramp over there right now. Gabreski had over 73,000 civilian aircraft operations, take offs and landings, in 1999. Advocates of public airport use at Calverton often compare Gabreski to what they envision at Calverton.

Where are the hundreds of jobs and millions of dollars in revenue at Gabreski? I've flown out of there for over 20 years- "

Supervisor Kozakiewicz: "Mike- how much longer are you going to be because I understand from Jim- I walked in- that you got up around- or are all the people giving you your time, the people on the card?"

Mike Spindler: "Yes."

Supervisor Kozakiewicz: "Okay, well, okay."

Mike Spindler: "I've flown out of there for over 20 years and I've never seen either of them."

Supervisor Kozakiewicz: "I didn't hear that, I'm sorry."

Mike Spindler: "Do the taxpayers of Riverhead want over 73,000 aircraft operations, take offs and landings at Gabreski, at lower altitudes over their town, with little to no jobs and revenue associated with it?"

East Hampton Airport had approximately 50,000 take offs and landings this past year. It's subsidized by the FAA and the town's taxpayers, has a GPS non-precision approach and has a substantial runway configuration. Where are the thousands or even hundreds of jobs at East Hampton Airport?

Yes, I do realize that East Hampton Airport does provide a justifiable service for their area due to the roadway access problem to their community. But even with all their airport traffic and subsidies, East Hampton Airport is a break even operation for the taxpayer.

Riverhead does not have this highway access problem and, remember, Riverhead town has the luxury of being able to use Gabreski for all of our inbound tourism without the operational headaches and tax burden of public airport operations.

As for Brookhaven Airport, by opening to public use, Calverton would enter into competition with yet another struggling town taxpayer subsidized FAA funded public airport. By opening Calverton to public use, instead of having two economically weak airports in our area at Gabreski and Brookhaven, we would now have three competing for much of the same general aviation business.

This competition and injustice to the Riverhead taxpayer, has already started and is evident by the following advertisement posted through the aviation community by a public airport group. And I quote- this is what's stated by this group. If you own an aircraft or an aerospace related company and would like to relocate to this Calverton airport facility to take advantage of lower lease payments, the taxpayer, or tie down fees, please call this group. This statement is obviously not in the town's best interests and appears to be an aviation at all costs approach to Calverton. This is completely irresponsible and economically unacceptable.

As a taxpayer, I am appalled at this reckless approach to attracting aviation to Calverton where this is setting a very bad precedent be it a public or private airport. I believe that by keeping Calverton private, exclusive and unique, one would attract substantial, quality, high-end aircraft maintenance and refurb operations to the facility that would be compatible and not conflict with the surrounding public airports.

Calverton could become an employee base for graduates from Dowling's aviation programs at Brookhaven thus working with our

surrounding public airports, not against them. It is also noteworthy that Dowling College has recently cut back substantially on their operation at Calverton- at Brookhaven. They have a tech center there.

I have often heard that if open to the public, the FAA would provide all the funding to maintain a public airport at Calverton. This is without question false. Based on conversations I have had with officials I have had at the FAA's regional headquarters and local airports, I would like to clear the air regarding this issue.

The FAA does not and will not maintain open to the public general aviation airports in any shape or form. The revenue needed to maintain a public airport at Calverton would have to be generated by Riverhead town. Generous subsidies by Suffolk County and the military pay for maintenance at Gabreski Airport. East Hampton and Brookhaven airport is also subsidized by the town taxpayer and any revenue generated by the airport must go back into the airport fund.

When a municipality agrees to FAA funding, the revenue generated through use of the airport must go back into the airport fund for maintenance and operational costs. So let's forget about the FAA maintaining a public airport at Calverton. The FAA, and this is from their officials at their regional headquarters, do not do this. Period. FAA funds are used exclusively for capital improvements. They even call it the CIP program, the capital improvement program. The capital- now, let me emphasize to you as it was emphasized to me by the FAA and other local airport officials.

This is not some bottomless pot of gold at the end of the runway. An airport must qualify, be able to justify and substantiate the need for this improvement and expansion when applying for these funds. The FAA also establishes priorities when distributing these FAA funds.

Let me use the control tower at Calverton as an example. I'm sure the public airport advocates would like to see this control tower operational. Who would pay for it? At Gabreski, even with over 73,000 take offs and landings per year, that airport did not qualify for funding of the control tower. They have a control tower there. The military provides the funding required to improve, maintain, operate and staff the control tower at Gabreski. So who would pay for a control tower at Calverton? The Riverhead taxpayer.

One must understand that in order to justify FAA funding, the airport will often have to expand its operation thus putting many airports in an obvious catch-22 situation. Another catch-22 with FAA

funds deals with control of the airport operations. Once FAA funding is agreed upon, the municipality who owns the airport has limited control over who uses the airport and must commit to a 20 year obligation to the FAA. If they renege on the 20 year obligation, they have to pay the funds back. So if you decide you don't like your airport, you've got to pay the funds back.

These control restrictions are not an issue with a private use runway. The town through lease operational guidance and zoning can be much more selective and profitable. With the current aviation zoning at Calverton, Riverhead taxpayers come first. All revenue generated from the private use of the runway can be spent as the town sees fit.

As one can see, FAA funding can quickly become a vicious circle. You don't want to increase your airport's traffic but to get the FAA funding for certain improvements, you have to attract and accept bigger and more aircraft to qualify. Now, the town has to generate revenue to pay for the higher operational and maintenance expenses caused by this increased use. It's like a dog chasing its tail; something that Riverhead town cannot afford to do.

How can one even remotely compare a general aviation public airport at Calverton or anyone else, to the old Grumman operation at Calverton as public airports advocates often do? Grumman conducted approximately 9,000 operations per year there as compared to how many I stated before at these other airports at their peak, while providing approximately 2500 jobs and tax revenue. They ran a first class operation, producing a product that was and still is vital to our country's national security. When Grumman aircraft flew, they more often than not departed the area keeping air traffic- airport traffic pattern work to a minimum. They very rarely flew on weekends or at night. Yes, Grumman was a very good considerate neighbor.

Grumman's aircraft were flown by professional military and civilian test pilots. These aircraft were maintained by highly trained and skilled maintenance personnel. This is not always the case with a public general aviation facility, believe me.

How can one compare the 73,000 take offs and landings, tax burden, almost nonexistent revenue gain, minimal seasonal employee base, FAA funded Gabreski Airport to Grumman's 2500 jobs, relatively limited flight ops, tax revenue generating operations at Calverton? To believe that a public general aviation airport will do for Riverhead what Grumman did is nothing short of ridiculous.

I say keep the spirit of Grumman alive. To open the runway at Calverton to public use would degrade its current exclusive status to just another town owned, revenue losing, FAA funded, general aviation airport. With the current aviation zoning uses and the publicly owned private use designation, Grumman or any other high quality operation with aviation needs or interest has complete access to the runway at Calverton right now provided they are willing to pay for it.

No, the runway at Calverton is not closed. It's open to the- to only the best of what aviation have to offer Riverhead town.

There are many issues I have not mentioned here due to time constraints not the least of which is the degradation of quality of life and property values associated with public airports. In short, property values and quality of life always go down when a public airport opens in a community. It's a fact.

Think of it this way. Close a public airport, close the Gabreski Airport and see what happens to the property values and the quality of life in that community where the airport once was. Yes, they go up.

I respectfully urge the Supervisor and the Town Board members to take the time to read the complete version of this letter. I will drop it off at Town Hall as soon as possible. Thank you."

Supervisor Kozakiewicz: "I'm not sure if I can make out this name. Is it Mikey Rauff, Bethpage. It looks R-A-U-F-F. Adam Cohen? Cohen, C-O-H-E-N, Adam? Butch Langhorne."

Butch Langhorne: "Good evening. My name is Butch Langhorne, I reside in Calverton and I'm here tonight as a taxpayer of Riverhead and also as an employee of the Town of Riverhead, being on the Zoning Board of Appeals. I just have to ask a question of the Board. I submitted a letter on the 12th of January to the Supervisor, Mr. Kozakiewicz, addressing the hopes that I could meet with the Town Board.

I'm here tonight to ask you whether or not that question was put before the whole Town Board, because in the letter that I wrote you, I stated that I would like to speak with the whole Board and not any part of the Board. I think it's important that I speak to the whole Board.

The question I have for you folks tonight is whether or not you have discussed it. I realize that you had a week off but it has been

almost a month and I have not heard anything from the Supervisor or--

Supervisor Kozakiewicz: "Any of the other Board members? Yeah, I happened to find the letter on my desk which is sort of a mess right now and I started to poll the members, whether they wanted to bring this up at the next work session which would be the 15th I believe. Is that correct? The date would be the 15th. So if that date's available for you, we could accommodate you."

Butch Langhorne: "Thank you very much."

Supervisor Kozakiewicz: "Okay. Eve Kaplan. Eve Kaplan."

Eve Kaplan: "Everybody still awake? My name is Eve Kaplan, I represent the North Fork Environmental Council; I'm the Riverhead Coordinator, and I just wanted to find out if you will be voting on the resolution on TS Haulers sand mine tonight and what's happening with that."

Supervisor Kozakiewicz: "The resolution was discussed Monday, I think. We talked about it at our meeting regarding resolutions and I know that we were going to have a draft circulated to talk about it. I'm prepared to take it up tonight; I don't know if the balance of the Board- since we haven't seen a resolution- would prefer to see the resolution before we act on it."

Councilman Cardinale: "Well, obviously, we'll have to read it before we act on it. Where is it?"

Supervisor Kozakiewicz: "Right. I think Dawn has it and we need to circulate it and talk about it. We haven't had a chance to do that yet with the chaos tonight. I know that we're not under any time compulsion to do it today. We did receive an extension from the applicant's attorney extending our time to respond to this to the end of this month which means we'd have to address it at the next Town Board meeting."

Eve Kaplan: "Okay. And is it possible for you to make public the decision by the Suffolk County Board of Ethics regarding whether Mr. Densieski will vote or not?"

Supervisor Kozakiewicz: "It's my understanding that under our code that determination- I don't know if it becomes public, the decision itself."

Dawn Thomas: "No, the decision would not become public."

Supervisor Kozakiewicz: "Okay. I don't know if you heard that."

Eve Kaplan: "No."

Dawn Thomas: "No, the decision would not become public."

Eve Kaplan: "Okay, so it's not possible to know whether he'll vote until you actually vote. Is that what you're saying?"

Dawn Thomas: "Unless he decided to tell you himself."

Supervisor Kozakiewicz: "I think it's up to Mr. Densieski to address it since it's a personal issue that was addressed to him."

Councilman Densieski: "I really like when you come to the meetings, so you'll have to come to the meeting to see how I vote."

Eve Kaplan: "Okay."

Councilman Kent: "Will that be tonight?"

Councilman Densieski: "Good question."

Supervisor Kozakiewicz: "I think we're going to recess once we get through the comments from the people. We'll take a break. I hate to do it, but I think we've got to."

Eve Kaplan: "Okay. Well, I'd just like to say for the Environmental Council, it is our position that we'd just like to remind you that you did vote against a special permit for TS Haulers in 1997. You also voted to make land mining illegal in the Town of Riverhead in 1998. We feel like it's the duty of the Town Board to enforce its own laws and to protect the citizenry for the same reasons why sand mining was made illegal at that time, and so we understand that the company provides some jobs. We understand they've been great citizens and so forth. It's not really a reason to allow them to operate illegally. And we just encourage the Town Board to do the right thing and maintain your record on this case."

Supervisor Kozakiewicz: "Thank you."

Eve Kaplan: "Thank you."

Supervisor Kozakiewicz: "I know that- was it Marilyn Binder, did you surrender your time?"

Councilman Lull: "She did. Everybody on the card did."

Supervisor Kozakiewicz: "Everybody on the card did? Okay, Rolph. I wasn't sure if everyone surrendered the time. Okay."

Rolph Kestling: "Rolph Kestling, Wading River. I'll just take a couple fast questions. First of all, the gentleman who was here from the National Response. I noticed he said they could have used an airport close by and that's one of the reasons they left. So you can figure out the town lost 30 jobs. Okay?"

Second one. I noticed the Town has 26- over 26,000 people now?"

Councilman Densieski: "No."

Rolph Kestling: "Twenty-eight- "

Supervisor Kozakiewicz: "I think you're talking about the- "

Rolph Kestling: "The last survey, yes."

Supervisor Kozakiewicz: "I know I saw that- "

Rolph Kestling: "Twenty-six thousand x, x, x amount. Okay."

Supervisor Kozakiewicz: "Right."

Rolph Kestling: "Are we a first class town now or still a second class town."

Supervisor Kozakiewicz: "A town of second class."

Councilman Densieski: "A town of second class."

Rolph Kestling: "A what?"

Supervisor Kozakiewicz: "A town of second class."

Rolph Kestling: "A town of second class. How much further do we have to go?"

Supervisor Kozakiewicz: "I think- "

Rolph Kestling: "You should know."

Supervisor Kozakiewicz: "I think- "

Rolph Kestling: "I mean this question came up a lot of times."

Supervisor Kozakiewicz: "I think the issue is this. We can, in fact, look to change our status. It would- my recollection is that we'd have to put it up for a vote. I can't recall the exact procedures off the top of my head, Rolph. I know that because of where we're located, it's a little bit different criteria. If it was an upstate community, I think certain population, it automatically becomes a town of first class. Because we're, you know, considered part of suburbia, Long Island, it doesn't trigger automatically."

Rolph Kestling: "I know, I remember Southampton neglected to do a- "

Supervisor Kozakiewicz: "They failed to do a final step and their town of first class status was questioned- "

Rolph Kestling: "Well, I'd like to see because then we can vote for our council people in districts instead of sitting up with the whole east end of Riverhead. Right? I mean we could have a councilman in Wading River and could have a councilman from Calverton; we could have a councilman from Baiting Hollow."

Councilman Densieski: "Didn't you guys have a Supervisor for like 17 years?"

Rolph Kestling: "Believe me, I know."

Councilman Densieski: "For the first time you were speechless, Rolph."

Supervisor Kozakiewicz: "Rolph, Rolph?"

Rolph Kestling: "Yeah. Okay. So I'd like you to investigate that."

Supervisor Kozakiewicz: "All right."

Rolph Kestling: "Now the next thing is, when people relinquish time, they should have a card up there saying that they wanted time and then- "

Supervisor Kozakiewicz: "They did."

Rolph Kestling: "Okay."

Supervisor Kozakiewicz: "They did. There was more than one signature on that card. More than one name."

Rolph Kestling: "Okay, because that guy kept up and, you know, everybody in the audience can just say I'll relinquish my time."

Supervisor Kozakiewicz: "Yeah, I think that's why a lot of people smiled when he say if there's more I could go into, but I noticed a couple of smiles on people's faces."

Rolph Kestling: "Okay. The rest I'll leave for another time."

Supervisor Kozakiewicz: "Thank you."

Rolph Kestling: "Thank you."

Supervisor Kozakiewicz: "All right. That's it for cards. Anybody else who would like to address the Board? Mr. Cunningham."

Pat Cunningham: "My name is Pat Cunningham. Northeast Motor Sports. You've got to forgive me; I've got laryngitis. I can hardly speak. I would like to bring up a couple surrogates to speak. Tonight we brought over 1,000 people out here for a public support meeting and when it was announced that we probably wouldn't get in until 11:30 or 12, it was a family group, a lot of them had to leave. We brought also petitions with us, about say 5,000 in support. But I'd like to call a couple of people that would speak for me and explain what we're all about. The first one would be- Helen, you want to speak?"

Councilman Densieski: "Mr. Cunningham, how many signatures did you say you had on the petition?"

Pat Cunningham: "We had about 5,000."

Councilman Densieski: "Are you going to submit that to the Town Board?"

Pat Cunningham: "Yes- "

Supervisor Kozakiewicz: "Okay, your name and address, please."

Helen Lawrence: "My name is Helen Lawrence, previously Helen Wintermeyer (phonetic) and I'm from Quogue. The reason I'm up here is because everybody left and I really don't know what's going on and- "

Supervisor Kozakiewicz: "Six public hearings, unfortunately you didn't pick a good day to show up."

Helen Lawrence: "I want to thank you for staying here to hear us and I'm sure it's the most important thing on your slate tonight. This is my daughter, Joey Wintermeyer, and I guess what I really am up here to say is as an eastender and I've been out here for most of my life and my family before me was out here forever, and Joey was born out here. I'm a graduate of Suffolk Community College and also is my daughter. I'm a graduate of Southampton College and I teach there as an adjunct in photography at times. My daughter graduated from Southampton College and when she was 16 years old she got a 1986 Monte Carlo and if she had- if it weren't for a local drag strip, she would have been racing on the street maybe.

But I think that motor sports are now the largest growing industry in the country and maybe everywhere else. I don't have any statistics; I wasn't really prepared to do this, except to come and beg of the community to take a look at the two of us and do we look like your average, you know, if anybody's afraid of a drag racer, well, here we are. And do you have anything you want to say because I'm on the spot here.

I guess that motor sports is just a whole family affair. We are forced to travel all over the northeast. I have to take off work on the weekend which is the way I make my living. I'm a wedding photographer, I shot Chris' wedding a long time ago. You look a lot different now."

Councilman Kent: "I look a lot better."

Councilman Densieski: "He just lost his vote."

Helen Lawrence: "And we're forced to go all over. We race at Maple Grove, Pennsylvania and right at Maple Grove, I guess if there are any women in the audience you are familiar with going there to the outlets. And it's very much like Riverhead because the women and the whole families go- they go there shopping and they do all the outlet shopping and then the rest of the family drag races. It's a whole family affair. You have the junior dragsters, and the motor cross bicycles and then when I saw my daughter take the car out to the drag

strip it looked like so much fun that I did it and I have pictures of my car here with me tonight.

And I gave Chris an article that was printed a couple of years ago in the Southampton Press and Channel 12 News was out at the local drag strip which isn't a really good representation of what drag racing is all about. And, it was also- we were also written up in the New York Times. What I'm really trying to say is that it's a family affair and the amount of almost all year round revenue that it brings in is just unbelievable, what it could do for the town and for the local people and for all different types of people that work and live in the town.

Most of- I mean we're honored as drag racers when we go to other places in Pennsylvania and in New Jersey and Delaware and Maryland. We're like stars and we're honored and it's like here in our own town, it's like you don't want us. I really wish that I could take the whole room and everybody in the town to other towns where you could just see what it does for everybody. And I'm sorry that I'm not more well versed on statistics and all that but thank you for listening to me."

Pat Cunningham: "Next I'd like to call Tim from Digger O'Dells."

Tim Yousik: "Tim Yousik, again, a business owner in Riverhead. You know, I got involved a little bit with their project by reading their business plan and looking at their layout. Aside from a drag strip, they also, which interests me is the opportunity for a road course in Riverhead.

A few years back during the Stark administration and then during the Villella administration, we had a company in this town by the name of Mid Atlantic Race Complex, that it proposed a road course. And I'm not into racing but what intrigued me about it was the type of business that would follow a race complex. They had Chrysler, Pirelli, General Motors, Corvette (inaudible), and several others.

We missed a real opportunity in this town to have real jobs. Aside from the fact that this sport brings in a lot of revenue, it would have provided 2500 plus jobs that pay real money, \$50,000 plus a year. And it never seemed to have gotten a serious look at it although I believe it had very large public support.

We have the same opportunity in front of the Board again.

Whatever it takes to get to the point where we can give these gentlemen a decision, I think that should be a priority. We cannot miss another golden opportunity and I think that's what we're about to do. So please take a serious look at it. Thank you."

Pat Cunningham: "I'd like to call Peter Scalisi of Northeast Motor Sports. He has the petitions with him and he'll explain the situation."

Peter Scalisi: "Good evening, gentlemen. Peter Scalisi, Northeast Motor Sports. I know it's kind of late. We had over 1,000 people here tonight but the second you guys made an announcement you wouldn't see us until 10:30, we lost about 999 of them. So I'll be extremely brief.

I just wanted to say- I had a few people that wanted to come and speak from the area. I have- we did a small petition drive over about the last 10 day period. I had about 125 of these books circulated. I collected about 15 tonight and I have about 5,000 signatures in here right now that I'm going to present to Barbara.

I'd just would like to call it open to the floor, for anybody, you know, to come up and speak, you know, give their opinion on it. You had a couple of people, Pat. We lost- as I said, I did a list tonight of everybody that came signed it, we had 998 people between they were packed in here and everybody outside in the parking lot. But they're all gone so whoever's left from the area, come on up."

Supervisor Kozakiewicz: "Your name and address, please."

Jeff Lawrence: "I'm Jeff Lawrence, I live in East Quogue."

Supervisor Kozakiewicz: "Okay."

Jeff Lawrence: "I own Lawrence Racing Engines in Westhampton- "

Supervisor Kozakiewicz: "Excuse me, hold on a second."

Jeff Lawrence: "I own Lawrence Racing Engines in Westhampton Beach. We're a small machine shop. We build racing engines. And, of course, I have customers from all over Long Island, New York, New Jersey. A lot of customers from Riverhead. And, of course, this opportunity, what these gentlemen want to do, I think could change the whole face of racing.

You know, there's, of course, Long Island has a lot of racing heritage with Bridgehampton and Westhampton drag strip and Riverhead raceway. Of course, Islip Speedway is long gone; so is National Speedway. But what they're proposing, I think, could be a real world class facility. There's the room; it's not close to any residential areas that would- and it doesn't look like it will be just based upon what's all around it. You've got county parkland and Calverton cemetery.

I think what it would do is on a big event level can bring in money into the area from elsewhere, you know, not- it won't be our own people spending money on each other. I think it can be a real boom to the economy of Riverhead and all the local towns because let's face it, the east end is in summertime anyway, tourism. And it would certainly bring that in.

On a weekly basis, you know, the local racing, whether it's motor cross or drag racing, or circle track, you have your local racers and it's- of course, it's time limited. And I don't think- I mean I don't know what the criteria is, certainly you guys have to weigh everything because that's your job, but I think it would- all I can say is I would encourage you to look at the proposal very closely and see if you can't find a way to go with them. Because I think it would be good for the whole area in a lot of ways. Thank you."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address the Board?"

Ray Lapolie: "How are you doing? Ray Lapolie from Bay Shore, New York. Racing has been on Long Island for a long time, a very long time. Good racing hasn't been on the Island for a long time because we haven't had a facility to do it right. Englishtown has a facility. Racing is very big going down south. There's about seven or eight tracks in Jersey, okay, good tracks. Here on Long Island we have nothing. We have a couple small track that are not safe.

If we had a facility what these people are talking about, what we would have is a boost in the economy for here and all of Long Island, machine shops, it just goes on to all different things. It just snowballs.

I've seen some of the plans that they have and they do have a beautiful facility and on a national event it would bring a lot of money to this town. We have to look at the whole picture here and see what we have. It seems to be a very good deal. If you look at

Westhampton, if you look at National Speedway that used to be here years ago, this is nothing compared to that. This is a state of the art track. That's what they want to build here. And I'd like you to take a good look at it and give us a fair shake.

I'm from Bay Shore and if you don't know, Deer Park Avenue is a drag strip of kids, running up and down the roads. Now, we don't want that. None of these people here drag strip on the street. They're all family people. They work at jobs here and everywhere and they need this track. They need help from Long Island. Thank you."

Butch Langorne: "Again, I'm Butch Langhorne, resident of Riverhead, 55 going on 56 years, live right across the street from the Grumman site. I've heard about the race track. I've spoken to Tim on many occasions about the previous track position that they wanted to attempt to bring to the town. I've heard a lot of discussion about what they want to do tonight. None did they talk about the environment. Okay. Sure, they might bring it money, it might bring in money, but is it something that we want in our town? When I say we, I'm not talking about Butch Langhorne who lives in Calverton. I'm talking about Riverhead proper. So, yes, as I told Curtis Highsmith, as I told Tim Yousik, hey, I'm not totally against it. I'll listen. Make me see and I'll change my mind. Thus far, I haven't been able to see. So I haven't changed my mind.

So as many folks as I've heard talk about it, I don't think- I know pretty much a lot of people in Riverhead. The ones that spoke are not from Riverhead. Okay. So I think you need to listen to the folks from Riverhead as well. Thank you."

Supervisor Kozakiewicz: "Well, that's what- I think we're going to look at the petitions to see how many of those were Riverhead residents, Butch."

Joan Griffin (From the audience): Inaudible

Supervisor Kozakiewicz: "Joan, you gave up your time, right? That was for a public hearing. All right. We're not acting on it tonight. We're not acting on it tonight, Joan. Your name and address."

Scott Salzer: "Scott Salzer. I live in Aquebogue. I'm a Riverhead resident myself and I just wanted to say that, you know, Riverhead has become industrially and like the businesses on 58 are growing up. It's a very rapid business that we have going on here in

Riverhead and the town is growing very quick. And, you know, as Councilman Densieski, he races at Riverhead Raceway. He is a resident and this is something I think that this town would definitely I think get an advantage of. Not only that because Riverhead Raceway- I don't think Riverhead Raceway will be there within the next 10 years.

This is a perfect opportunity, this is a landmine to make money. Environmentally, you guys have lived here for how long. Give us the opportunity- that track, Riverhead Raceway has been there- "

Supervisor Kozakiewicz: "Scott- Scott. Address us. This is not give or take between the audience."

Scott Salzer: "I'm just- I would just like to let everyone know like- because I see people shaking their heads against it."

Supervisor Kozakiewicz: "Everyone is entitled to their feelings and their opinions- "

Scott Salzer: "I know."

Supervisor Kozakiewicz: "--and what we're asking you to do is address the Board- "

Scott Salzer: "Okay."

Supervisor Kozakiewicz: "--with what you feel and your comments and what you want us to take under consideration with regard to this proposal."

Scott Salzer: "Well, what I would like you guys to take under consideration would be that you see Riverhead Raceway, you know, every Saturday night you hear the noise. You know, people don't mind it, you know. They live- "

Supervisor Kozakiewicz: "Well- "

Scott Salzer: "Well, people might not mind it but they live with what- "

Supervisor Kozakiewicz: "-- that's not 100% true."

Scott Salzer: "They live with what they have to hear."

Supervisor Kozakiewicz: "I know what we received as far as

some- actually it's gotten better, I've got to say. Over the years, they've done a lot at the Riverhead racetrack to address a lot of the concerns that were raised. The town has a long- I mean the Town of Riverhead, this governmental body has had a lot of involvement with that particular piece of property. And over the years they've been able to do a lot of things to minimize the amount of noise that comes across to the neighboring properties, the times they operate under, redirecting outdoor microphones and intercom systems so that it's not a problem. But, just, you know, I just- go ahead."

Scott Salzer: "Well, what I'm trying to get to, my point is is that if you look at that place every Saturday night and see how many people come from around the Island or whether it's tourists or whatever it is go there and if that place ever closes down, the racing on Long Island, there is none. And, you know, this is a perfect opportunity for people that are still with racing or that want to get involved in it, I mean this is- I mean we've had this land- I mean, I'm only 23 years old and I'll tell you that, you know, since I moved here eight years ago, you know, Grumman site- there's always talk of something going on and, you know, this is the time to act and I think this is a perfect opportunity where this business would be successful. That's all."

Dave DiCeaser: "I didn't come here prepared to say anything but I did stay here five hours and I feel- "

Supervisor Kozakiewicz: "As have the rest of the people."

Dave DiCeaser: "I feel like Butch said it the right way. He said I come here to listen to the pros and cons, hoping that you will change my mind. And I would like to ask a question to the Board for the people."

Barbara Grattan: "Could you please state your name?"

Dave DiCeaser: "Oh, I'm sorry. Dave DiCeaser, Baiting Hollow."

Supervisor Kozakiewicz: "Okay."

Dave DiCeaser: "And I have a big concern. First of all, there are homes around the Grumman area and, you know, pretty nice homes there. I'm concerned about two factors. Number one is the noise. And, you know, this is a very peaceful place to live. You guys know that. Out in the Knolls there it's just beautiful. So I'm concerned about the noise. And I'm concerned about the traffic. I hear they're

talking about a lot of automobiles coming in. And that's what we're concerned about, our quality of life. I've addressed you so you can find out for me, okay. Thank you."

Supervisor Kozakiewicz: "Well, these issues that you are raising- "

Dave DeCeaser: "Yeah."

Supervisor Kozakiewicz: "The issue of noise and the issue of traffic, I think, are two of the ones that have been touched on by the audience and then, of course, another one was the environmental implications. I assume by that what type of contaminants could leak, what kind of ground water discharge there could be.

I think what I'm hearing, however, is that, and these are certainly issues that would have to be part of any environmental review, the- as far as this particular project is concerned. As you may know, our town code does have a noise ordinance in place. Clearly this property would have to, or any proposals on this property would have to adhere to the noise- the code, the limitations on what type of decibels can go across the property line.

I have expressed these concerns to Mr. Cunningham and to Mr. Scalise as far as my reservations with the project and in particular with the drag racing. I know from a fellow attorney who has been involved with that particular operation, that there's been an ongoing feud for lack of a better way to describe it between the Town of Southampton and that operator over the years, probably the last 10, 15 years over the issue of noise and there's been ongoing court battles as a result of that.

And I think they appreciate- and when I say they, Mr. Cunningham and Mr. Scalise, that this is an issue and clearly not something that the residents should be subjected to if it can't otherwise be mitigated. And I don't know if it can. You know. I don't know the answer to that.

So, but your- the issues you raised are legitimate issues if the Board chooses to go forward."

Dave DeCeaser: "I'm sure the audience understands that. One other thing that I heard earlier. Now, we have something at Calverton cemetery, something like 27 funerals a day. I mean, you know, that also, the noise could be disruptive for that. Because that's, again,

the people should go out here and, you know, they're regular people like you and I so I have no qualms about that- I just, again, it's the noise for the burial site there. It's a beautiful- that's where I'm going to go as a Korean vet, so, I guess, that's our concerns."

Supervisor Kozakiewicz: "All right."

Councilman Densieski: "7,128 burials at Calverton."

Barbara Grattan: "Thank you."

Pat Cunningham: "The issues just raised. We intend to meet all ordinances of the town. We have Alley, King, Rosen and Fleming (phonetic) the environmental company that did the environmental study for the navy at Grumman. They are doing our environmental study. We have Dunn Engineering that are going to do the traffic studies. They already did the traffic studies for Calverton and the navy. We have one of the engineers sitting in the back if you want to ask any questions. But we are going to meet all town ordinances. If we don't, we don't- we will not be in business. And that's the way it is."

At this time, I'd like to propose, if possible, that our proposition could come to a vote shortly, say maybe could be brought up into the next working session, and then the following Town council, if we could have a vote. We feel that we've been here 11 months, we went through all the procedures. I think we answered most of the questions. We showed the economic feasibility and there are other communities out there that are willing to give us land free to do this in other states. We cannot hang out here until this thing goes on and on.

The election season will be upon us. We feel that there will not be too much activity out of the present members here on voting during that. We'd like to remove it from political considerations of the election period. And try to bring in as close a vote as possible in the time span that I just requested."

Supervisor Kozakiewicz: "I don't know how to react to that. It's been a topic of discussion amongst the Board and I think generally speaking the Board members- I shouldn't say that, I'm not going to speak for the entire Board. I will say that I think some Board members have found the idea, the concept, to be an attractive one. Clearly, we'll need to look at the petition."

It will involve a little bit of a departure from the philosophy of this Board because in the past, and this is going to have to be a consideration by the Board, in the past we have always tried to de-politicize the question of uses on that property by referring it to the RDC and having the RDC look at the hard line questions as far as the finances behind the proposal and then recommending that it come to the Town Board.

As you know, the RDC has a problem with the fact that it is not you or Mr. Scalise who are coming to the table with the money and that there is a party behind you who may or may not be there in their minds with the money to make the project work. I guess-- and I'm speaking for the RDC, it's like me going to one of the gentlemen here and saying I like your 250 CC Suzuki Kawasaki (inaudible)-- but I don't have the money. Can you wait six months while I get someone to buy it for me? That's part of the issue we're going to have to wrestle with as a Town Board and that's part of the problem.

And, again, I don't mean to demean anybody but that's where we are going to have to go. And I know you guys have submitted a proposal. You've put it on the line for lack of a better way of describing it indicating that this is public now so we might as well put it out there, that you would put certain money on the line in order for us to reach a determination of suitable backer for lack of a better way of describing it within a certain time period and if you fail to do that, that money is ours."

Pat Cunningham: "That's right. We were willing to do- "

Supervisor Kozakeiwicz: "So that's something- that's something that, again, we have to address."

Pat Cunningham: "We're putting up \$100,000 in escrow. If you're not suitably acceptable with our funding source, in 120 days it's your money. It's a win-win situation for you. It's as simple as that. We'll pack our bags and leave if you're not- if you find our proposal credible."

Supervisor Kozakiewicz: "Okay."

Pat Cunningham: "Thank you."

Supervisor Kozakiewicz: "This gentlemen and then Charlie."

Paul Ceberek: "Paul Cerebek, Calverton, New York. I'm having a

hard time- "

Supervisor Kozakiewicz: "I'm sorry, I didn't catch your name and your address."

Paul Ceberek: "Paul Cerebek, Calverton."

Supervisor Kozakiewicz: "Okay."

Barbara Grattan: "Could you spell your last name?"

Supervisor Kozakiewicz: "Ceberek."

Paul Ceberek: "C-E-B-E-R-E-K."

Barbara Grattan: "Okay."

Paul Cerebek: "I'm having a hard time understanding besides noise and maybe a little traffic, what the problem would be here. I'm 20 years, going to be 21 years old. When do I get to start enjoying things around this town? All right. I get chased out of everywhere I go. I can't drive around in my truck, I can't drive on the beach, I get in trouble for that. I can't drive my quad somewhere."

Supervisor Kozakiewicz: "Well, if you're getting in trouble driving on the roads, there must be another reason for that other than the fact that you're driving on the roads."

Paul Cerebek: "That's beside the point. I- "

Supervisor Kozakiewicz: "Well, you brought it up."

Paul Cerebek: "I brought up and that's beside the point. This man and the gentlemen that are with him are extremely interested in the Grumman site. I mean, how long do we have to wait- "

Supervisor Kozakiewicz: "As I said, the Board is going to have to make a departure from its usual reasoning. Mr. Cerebek, you don't have to give me an attitude."

Paul Cerebek: "No, I know."

Supervisor Kozakiewicz: "All right?"

Paul Cerebek: "I've been here as long as you have. I'm an

impatient person to begin with and this is just getting past my (inaudible) here. I've just seen, you know, I see good things pass by and I don't like to see that happen. This will benefit the entire Island. Even more. When I went to college, it's four hours away, I know people that came to Long Island to race their race car from upstate New York and that's incredible. Just think how many more people will come to the area and help us flourish, however you want to put it, you know, in our community. The whole island will benefit. Local dealerships- if we have an ATV track, which I'm in- oh, I'd love it, you know, the local sales will increase. People will come around. Oh, Mom, can I have a dirt bike? Can I learn how to race? Everyone benefits. Everyone.

You have race cars. Maybe in the snow- when it snows, we'll have year round, we'll have snowmobile races. And I love that, too."

Supervisor Kozakiewicz: "I notice the SkiDo hat."

Paul Cerebek: "Yeah. Sorry about that. I just- I can't see where the problem is. Are we going to wait, and wait and wait, you know. This guy is serious. And the people here are serious about doing this. This would be incredible. Don't pass it by."

Supervisor Kozakiewicz: "Thank you."

Paul Cerebek: "That's- I don't know what else to say. Thank you."

Supervisor Kozakiewicz: "Okay. Charlie- Charlie Cetas."

Councilman Kent: "What kind of bike do you ride, Charlie?"

Charles Cetas: "Bicycle. My name is Charles Cetas. I'm Vice-President of the North Fork Environmental Council. And I just want to let you guys know that my Board voted a couple months ago in opposition to this proposal for a race track, BMX facility. And I don't want to make a long dissertation as to why we're opposed, but, you know there are a number of quality of life issues, noise, pollution, all kinds of stuff- "

Councilman Kent: "Why don't you wait until we are voting on it to bring it up. I mean this- "

Charles Cetas: "All right. I'm not going to give you a long dissertation, okay. I'm just, let you know that's where we stand."

Okay.

Joan Griffin- since you wouldn't let her speak, I'm speaking for her. Her organization has done a survey and I just want to read a statement they had written up.

With the tough decisions you gentlemen must make regarding the airport issue, sand mining issue, and the race track, we of the Calverton Civic Association just wish to assist you in making the proper decision for all of- "

Supervisor Kozakiewicz: "Is that how they describe it?"

Charles Cetas: "-- Riverhead. To accomplish this, we went to the Board of Elections and purchased a list of all registered voters in the town of Riverhead. We then mailed out an informal survey to the registered voters of Calverton, Baiting Hollow. Unfortunately this does not include voters that were registered after August, 2000 nor does it reflect residents who have not registered.

We mailed the survey to approximately 2200 voters in Calverton, Baiting Hollow and although the returns are still coming in we feel it only prudent to inform you the results as of today. The feelings of the voters of Calverton indicate and it's question 11, is the one referring to on their survey, do you favor the motor cross or drag strip? And the percentage of the votes coming in according to the Calverton Civic is 15% yes; no, 85%. And this is what they've got so far and that's the percentage of what they've got.

These are some of the comments that they've been getting that were sent back concerning the race track. Have you ever been to Williamsburg, Virginia? This is a quote: commercial areas need more character in outside design, more than just a box. Colonial designs with maybe a focal point example of (inaudible). Don't develop Calverton as a one season area, example as a drag strip or motor cross.

Another survey respondent said motor cross and drag strips seem to fit in with Riverhead's perception of itself. How else can we explain the snowmobiles and ATV's that careen over private property and along the Long Island Sound shores. There's still a wild west mentality here. We have incorruptible identify and a clear mission statement. Have no quibblings among your Board members and collusion with politicians or developers. (Inaudible) have realistic souls.

Another one responded absolutely not, this is in do you favor a race track?"

Councilman Densieski: "Excuse me, Charlie, I have a question. Just for my own personal knowledge. You said your Board voted and they voted this project down. Has your Board ever endorsed any project and if they are- "

Charles Cetas: "We endorsed- yeah, the aquarium downtown, absolutely."

Supervisor Kozakiewicz: "Okay."

Councilman Lull: "And Riverhead Centre."

Councilman Densieski: "Yeah, and the Riverhead Centre."

Charles Cetas: "May I continue or are you guys going to kibbutz?"

Supervisor Kozakiewicz: "Go ahead. Because we're trying to get done before 6:00 this morning."

Charles Cetas: "Okay, I want to move things along, Bob."

Supervisor Kozakiewicz: "Do you want to just submit that?"

Charles Cetas: "No, this is Joan's stuff so I have to give it back to her."

Supervisor Kozakiewicz: "All right, okay."

Charles Cetas: "Another respondent said ask any resident of Dover, Delaware or Daytona Beach, Florida what they think about having a Nascar race track in their town. Traffic, noise and pollution would come to mind. Ask the Supervisor to drive down I95 in Delaware before and after a race after he sits in traffic for a minimum of three hours, ask how he like auto racing or racing."

Another respondent said, sand mining, motorized race tracks and airports will not enhance our town. It is not compatible with the quality of life that we expect in Riverhead. Another respondent said I do not want a race track or an airport anywhere in Calverton. So that's just a sampling of what the Calverton, Baiting Hollow residents feel about the motor cross racing and so forth at Calverton.

Another issue, I guess we had battling press releases this week, in the newspaper or on the radio. There was a statement in yours--

Supervisor Kozakiewicz: "And there was a statement in yours."

Charles Cetas: "Yup."

Supervisor Kozakiewicz: "Let them read them in the press rather than keeping us here all night. Unless you can't avoid it, Charlie. You're running out of time."

Charles Cetas: "Well- well just one particular point. You said the court however has ruled that the company is entitled to operate without any form or fine until the town ruled on an application which has been considered by the town for the past three years. Are you saying that the current application that is before you now has been considered for the past three years?"

Supervisor Kozakiewicz: "I think it's been kicking around for almost that long, yes."

Charles Cetas: "The current application that's on before you now--"

Supervisor Kozakiewicz: "Well, as part of that court case, yes. And in yours, let me quote you."

Charles Cetas: "No, Bob, the court case was decided in September."

Supervisor Kozakiewicz: "Let me quote you. Let me quote you. Let me quote you. Okay. If we want to get into this. You talk about- "

Charles Cetas: "Well, Eve Kaplan, she wrote the press- you'd have to- "

Supervisor Kozakiewicz: "All right, fine. I mean, it's just- "

Councilman Densieski: "No, no, no. I'd like to hear it."

Supervisor Kozakiewicz: "It talks about- "

Councilman Kent: "I haven't seen it."

Supervisor Kozakiewicz: "You talk about so much sand has been mined that groundwater has been hit in both mining permits- "

Charles Cetas: "Well, is that- "

Supervisor Kozakiewicz: "-- ground up- "

Charles Cetas: "Are you saying that's not a true statement?"

Supervisor Kozakiewicz: "If it was, do you think the DEC would allow it to continue, Charles?"

Charles Cetas: "I don't know. I don't know what the DEC- "

Supervisor Kozakiewicz: "There's a DEC monitor on the property. What you're inferring is that the DEC is totally closing their eyes- "

Charles Cetas: "I don't know. This is information that we have been told. Okay?"

Supervisor Kozakiewicz: "Did you check out the facts?"

Charles Cetas: "Well, he brought it up. No, I'm just- no, can you say that that's not a true statement, what we said in our press release?"

Supervisor Kozakiewicz: "You said it, then it's true. All right."

Charles Cetas: "I'll take your word for it."

Councilman Kent: "You guys can take this argument- "

Charles Cetas: "All right. Well, anyway that was the only point that I- do you consider the application before you now as- "

Supervisor Kozakiewicz: "Charlie, are you going to sum up? It's five minutes. It's 12:10- 12:12."

Charles Cetas: "Well, I didn't get a yes or no answer from you."

Supervisor Kozakiewicz: "Charlie, are you summing up?"

Charles Cetas: "I just want an answer to my question, that's all."

Supervisor Kozakiewicz: "I said in that- I said in that report that we have done what we have- we've used all of our resources- hold it, I'm speaking. You won't even let me speak, Charlie."

Charles Cetas: "Okay, go ahead."

Supervisor Kozakiewicz: "There was an inference that the town has not done its job, we have not tried to stop this operation, that we've allowed it to continue, and that we're turning a blind eye. In fact, we spent almost \$8,000 to get a TRO which lasted a day. The judge turned around and said sorry, we're lifting it."

Charles Cetas: "And we commend you for doing that. Okay?"

Supervisor Kozakiewicz: "Well, it doesn't infer that. All right."

Charles Cetas: "I think if you read my letter that I wrote after the, you know, for the public hearing on this, I think what I said was that we hoped that you would deny this special permit and then immediately order them to cease operation. We understand the complexities of a legal situation. Okay? And so all I'm asking to get from you is what- how old do you think this current application is? Is it three years or is it (inaudible)."

Supervisor Kozakiewicz: "I found the other spot. I found the other spot that's an issue of discontent, now that you've been up there. In the meantime, TS Haulers has not been forced to slow down or stop its illegal and damaging activities. Police and code enforcement officers sent by Riverhead Town Board on October 20, 2000 to order closure of operations at TS Haulers were called off the same day by Town Attorney Dawn Thomas."

In fact, October 18th or October 19th, the TRO was gained from the court, from Bromley Hall. In fact, on October 20th we went there and padlocked the operation and closed it down. In fact, two or three days later, business days, the operation was allowed to reopen under Judge Bromley Hall's decision. That's totally false, total fabrication of the facts. That on October 20th we sent them out there and then told them to come back. And the insinuation is that we simply wouldn't allow the court to do its job; we wouldn't allow the TRO to take effect. What do you have to say about that one?"

Charles Cetas: "Well, I think it also went to the Appellate Court. I think the Appellate Court decision said that you- "

Supervisor Kozakiewicz: "No. I'm asking you to respond to that particular sentence. The sentence that infers that the Town Attorney called them off."

Charles Cetas: "Well, did the Town Attorney- "

Supervisor Kozakiewicz: "Did you check out those facts?"

Charles Cetas: "I didn't write that statement. Okay?"

Supervisor Kozakiewicz: "Okay. So you didn't know that on October 20th, in fact, the gates were padlocked? Yet you infer that the Town Attorney is calling them off. Yes or no? Yes or no? You've asked me for a simple yes or no. Yes or no, Mr. Cetas? Enough of this. Next speaker, please."

Charles Cetas: "Wait, wait, wait."

Supervisor Kozakiewicz: "Next speaker, please."

Charles Cetas: "Wait a minute. Give me a chance to reply. Repeat the question."

Supervisor Kozakiewicz: "Mr. Ceberek. Okay, yes or no."

Charles Cetas: "Repeat the question."

Supervisor Kozakiewicz: "Yes or no."

Charles Cetas: "Repeat the question."

Supervisor Kozakiewicz: "Yes or no? Did you infer by that comment on October 20th that the Town Attorney was called off when, in fact, there had been a TRO issued and served upon TS Haulers that same day?"

Charles Cetas: "I think we- I admitted- I- Bob- "

Supervisor Kozakiewicz: "You've indicated your- "

Charles Cetas: "What I said about we commended you for your efforts that you did."

Supervisor Kozakiewicz: "Well, that's not what the press release infers."

Charles Cetas: "Okay, then I apologize. On behalf of the NFEC if it was incorrect- if it was incorrect what that statement said, then I apologize to you. Okay?"

Supervisor Kozakiewicz: "Well, I think you owe an apology to the Town Attorney, too, because you seem to infer that- "

Charles Cetas: "Well- "

Dawn Thomas: "I wish I could get my kids to listen to me that well."

Charles Cetas: "No. If she took offense at what we said, then I apologize."

Dawn Thomas: "I just wish you would have checked your facts with my office first."

Charles Cetas: "Right. Right."

Dawn Thomas: "That would have been probably an appropriate thing to do."

Charles Cetas: "Absolutely. I agree with you. Okay. And- "

Supervisor Kozakiewicz: "And if it's not the same application for the last three years, I apologize to you."

Charles Cetas: "Okay."

Supervisor Kozakiewicz: "How about that?"

Charles Cetas: "Thank you."

Supervisor Kozakiewicz: "All right?"

Charles Cetas: "All right- "

Supervisor Kozakiewicz: "Now, let the other speaker go because you've been up there for 12 minutes now."

Charles Cetas: "I've got a different subject. Simple

question."

Supervisor Kozakiewicz: "No, Charlie. Charlie, I'm going to ask the officer- "

Charles Cetas: "I just want to know what's happening with Calverton Industries."

Supervisor Kozakiewicz: "Your time is up. We can talk about this in the hall. Charlie, please."

Charles Cetas: "All right."

Supervisor Kozakiewicz: "It's getting very late."

Charles Cetas: "I just want to congratulate you for continuing the litigation to try to do something about this issue. And that's what I'm trying to say and so I'd just like to- "

Supervisor Kozakiewicz: "Sir, if you don't leave, I'm going to ask the office- Lt. Smith- "

Charles Cetas: "Okay, I'm going. But my understanding is- "

Supervisor Kozakiewicz: "Lt. Smith."

Charles Cetas: "My understanding is- "

Supervisor Kozakiewicz: "Lt. Smith. I can't take this anymore. All right."

Pat Cunningham: "Mr. Supervisor, one last comment. The speaker said about the surveys going out to the Calverton citizens. We know of various supporters in Calverton never received those surveys. So I would suspect it might be selective.

Two, mention of traffic there. We have our traffic engineer."

Supervisor Kozakiewicz: "Rather- I'm going to cut you short, Mr. Cunningham- "

Pat Cunningham: "Okay, fine."

Supervisor Kozakiewicz: "And I don't mean to because, but it's getting very late. We're going to look at the petitions. I'm sure

there's going to be more surveys that will come in from the Calverton Civic Association, Greater Calverton Civic Association, just like you will supply us with more petitions in support."

Pat Cunningham: "Exactly."

Supervisor Kozakiewicz: "We're going to have to look at those and let us look at these issues. Okay? Have a little faith in us as a Town Board that we're going to- "

Pat Cunningham: "I have ultimate faith."

Supervisor Kozakiewicz: "Okay? And rather than get into a he said/she said, they didn't go to the right departments or right household we did, all of ours are from Calverton or town residents, theirs aren't. This is going to go until six in the morning if it doesn't get put to a stop. So if you would, we'll look at these. I know the Board is going to take a hard look at all the petitions. And then we'll move forward accordingly."

Pat Cunningham: "Thank you for your consideration."

Supervisor Kozakiewicz: "Thank you."

Paul Ceberek: "One thing, is there going to be another meeting on this?"

Supervisor Kozakiewicz: "Well, to be quite honest, there was no public hearing on this tonight. Well, we, I think, Mr. Ceberek, with all due respect to everyone here who spent a lot of time and effort, it's now up to the Town Board to look at the petitions and determine whether the appropriate action is to forward with the deal, to entertain the proposal from Northeast Motor Cross to put the money on the table in an escrow arrangement, whether this is something our attorneys feel comfortable with, and that's where we are.

There will not be a public hearing on it until or unless the Board as a whole says, yes, let's enter into an agreement with Northeast Motor Cross. I think what Northeast Motor Cross is asking for is an answer so they can decide whether they're going to stay in the community or go elsewhere which, I think, we as a Board have to respond to.

But as far as a public hearing, until we get to the point where we take the next step which is to say yes we're going to go forward

with a contract, there will not be a public hearing on it. No.

Paul Cerebek: "All right."

Supervisor Kozakiewicz: "Okay? Joan, please, I want to put an end to this. I know, everyone is going to be 30 seconds. Is there anybody else who would like to address the Board? The gentleman in the back. Joan."

Joan Griffin: "I promise you, 30 seconds. Riverhead residents got the survey, not the Brookhaven Calverton residents."

Supervisor Kozakiewicz: "We can take this up, okay, Joan. I know you're going to want to have a chance to talk to all of us on this topic."

Councilman Lull: "Joan, you can- "

Councilman Kent: "Yeah, Joan, I'd actually like to see those surveys at some time tonight."

Joan Griffin: "I'll make copies- "

Councilman Kent: "Excuse me. Not this morning. Some time in the future- "

Supervisor Kozakiewicz: "Not this morning."

Councilman Kent: "Okay?"

Supervisor Kozakiewicz: "Your name and address, sir?"

Mark Sing: "How are you doing? Mark Sing from Amityville. I'm just here to say that if we follow the rules not in my backyard, we would have no railroad tracks, no highways, no airports. And everybody who don't want a racetrack in their backyard, that's all I've got to say. You know. So actually to vote fair and New York won't be New York if we keep things out of people's backyards. Thank you."

Councilman Kent: "Thank you."

Supervisor Kozakiewicz: "Thank you. Yes?"

Warren Goodwin: "Yes, how are you doing? I'm Warren C. Goodwin

from New Highway Performance and I have my own business in West Babylon. I know it's not in the Town of Riverhead, I know this already. But we used to come out here years ago to Indian Island when I was small, coming up, right down in your backyard. And I know the whole history of out here in Riverhead.

What we don't have out here is we don't have a race track and all our race track and all our activity is in New Jersey. Nothing is out here for us. Now, I know that some people have said that they have their enjoyment of what they like to do. Some people like to golf; some people like to play tennis; some people like to race. I happen to be the one that likes to race. You might like to golf. Somebody else might like to golf. But all I'm saying is, you know, give the guy a chance, you know, and, you know, look at everything on the table and see what he's going to do. All right? Thanks."

Supervisor Kozakiewicz: "Thank you. Lou."

Lou Passantino: "Lou Passantino, Wading River. I'm just going to ask the Board tonight if they have any resolutions that are going to be voted upon at this point in time, do you feel that you have any resolutions that will be voted on that have not been brought to the residents here for our inspection?"

Supervisor Kozakiewicz: "One has been discussed- "

Lou Passantino: "All right."

Supervisor Kozakiewicz: "-- which we have to look at which is the TS Haulers. The other one is to discuss entering into an agreement with AES, Long Island, which is a company that wishes to acquire an option for the purchase of property at Grumman to establish a power plant or a generating facility."

Lou Passantino: "Okay. And if there's anything with TS Haulers."

Councilman Kent: "A tabled resolution- are you calling- "

Councilman Densieski: "Yup, there's going to be at least one tabled resolution called tonight, too."

Lou Passantino: "Well, that's my question. So that we have- "

Supervisor Kozakiewicz: "So you have a comment- to comment on

it. Right, and we also have one more- "

Lou Passantino: "Well, time to comment on it and at least to see it again. Because somebody may have seen it months ago."

Supervisor Kozakiewicz: "Yeah. And we also have one more which is the proposal for the ADD group home. We're going to suggest one other alternative location for them."

Lou Passantino: "Okay. Because looking at the hour here and I do have to be places in the morning. I most likely won't be here when you get to talk about those and I think if you have anything that's on the- that you're thinking about bringing up for a vote, it should be brought up at the beginning of the meeting."

Councilman Lull: "Usually we do that."

Lou Passantino: "I know that."

Councilman Lull: "You know that."

Lou Passantino: "I know but I've always been up here asking those questions. Now we're hearing about four or five. And, obviously a lot of people had to leave this meeting because of all the public hearings, very good comments, sometimes over and over again, maybe then we understand exactly what they're saying. Well, the reason I'm bringing that up is because I will be cutting out right now, have to get up early in the morning to go to work- "

Councilman Lull: "It is early in the morning."

Lou Passantino: "So- yeah, it is early in the morning. It will be a few hours from now. So, thank you."

Supervisor Kozakiewicz: "Thank you."

Councilman Lull: "Thank you, Lou."

Barbara Grattan: "We're cutting out, too. Let's go."

Councilman Kent: "Yeah, I've got to go, too."

Supervisor Kozakiewicz: "Ann."

Ann Miloski: "My name is Ann Miloski and I'm from Calverton."

And I really resent that you have allowed everyone to speak from Motor Cross and yet, the one gentleman spoke five times and then you refused to let Joan Griffin. She gave up five minutes of her time for something different. We never knew that this was going to be on."

Supervisor Kozakiewicz: "Ann, how am I going to put an end to this tonight?"

Ann Miloski: "I am- well, I just want to say that- "

Supervisor Kozakiewicz: "I mean it's already 12:25- it's already 12:25."

Ann Miloski: "And order of procedure I think that the people of the Town of Riverhead should be allowed to speak if everybody from out of town can speak. We pay taxes here. Thank you."

Supervisor Kozakiewicz: "I understand that, Ann, but at some point it's got to come to a close. And I don't mean any disrespect to any particular party. Charlie was able to present the petition. We're going to have a chance to review the petition. We have the petition from Northeast Motor Cross. There's no decision being made on this particular application today. We've had about five hours extra discussion on things that may or may not even been a topic tonight, so at some point we've got to put a closure on it. Charlie."

Charles Cetas: "I'm not going to get up to speak on- I just want to try and repair any damage that was done by me, between you and me tonight."

Supervisor Kozakiewicz: "There's no damage. I just wanted to state that you started with a question attacking me on my press release- go ahead."

Charles Cetas: "Can I- Bob, can I finish? I just hope that we can have- this is a complicated issue. The sand mining issue is a complicated issue. I think everybody involved understands that."

Supervisor Kozakiewicz: "They all tend to be complicated."

Charles Cetas: "I know that. And I just hope that, you and I and the NFEC and the town can have some rational discussions on what we can do about it and how, you know, we can proceed and how to do the best thing for the community and the quality of life in the Town of Riverhead. I think that's all we're concerned about and we'll all

works towards that."

Councilman Densieski: "That sounds reasonable."

Charles Cetas: "Okay? Thanks."

Councilman Lull: "Thank you, Charlie."

Supervisor Kozakiewicz: "At this time, I'd like to declare- well, go to resolutions I guess actually."

Councilman Kent: "I move that we close this- "

Supervisor Kozakiewicz: "Is there a second?"

Councilman Kent: "Yeah, we recess this Town Board for the purposes of opening this Community Development meeting."

Councilman Lull: "Yeah, I'll second it."

Councilman Kent: "I would like to just recess the whole meeting."

Supervisor Kozakiewicz: "Okay, you want to recess the meeting?"

Councilman Kent: "No. Session."

Supervisor Kozakiewicz: "The motion is to close the Town Board public period and reopen with the CDA."

Councilman Cardinale: "Seconded."

Meeting adjourned: 12:30 a.m.

Meeting reopened: 12:40 a.m.

Supervisor Kozakiewicz: "Let's go to- reopen the Town Board aspect and start the resolutions."

Councilman Kent: "Yeah, let's get rolling."

Resolution #55

Councilman Kent: "No, 85."

Barbara Grattan: "Oh, I'm sorry. How about 85?"

Councilman Kent: "Okay. This authorizes the Fire Marshal to attend classes, February 24th and 25th. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution#86

Councilman Cardinale: "86 authorizes the attendance at the 2001 training school held by the Association of Towns. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #87

Councilman Densieski: "Authorizes electrical inspector to attend the National Electrical Code seminar. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #88

Councilman Kent: "This authorizes our financial administrator to attend the New York State Officers' Association 2001 annual conference. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #89

Councilman Cardinale: "The- this resolution is a budget adjustment- "

Barbara Grattan: "We're going to do 89, 90,91, 92. That's it."

Councilman Cardinale: "89 through 92- "

Supervisor Kozakiewicz: "We're going to take them up in a batch."

Councilman Cardinale: "89 through 92 are all budget adjustments and I'm offering them together."

Councilman Densieski: "Second them together."

Councilman Cardinale: "Yes."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. Resolutions are adopted."

Resolution #93

Councilman Densieski: "Grangebels Park bulkheading and footbridge capital project budget adjustment- adoption. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #94

Councilman Lull: "Animal shelter donation fund budget adjustment. So moved."

Councilman Kent: "Seconded. It's to feed the deer."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #95

Councilman Kent: "This is the Wading Woods condo- water- well, it's a condo project, it's the water improvements I would imagine budget adjustment. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #96

Councilman Kent: "This is a Chapter 54 project. We're demolishing the structure or we're doing some securing of a structure at 247 Overlook Drive, budget adoption. So moved."

Councilman Lull: "So moved- second."

Councilman Kent: "It is a demo- pretty cheap for a demo."

Councilman Densieski: "No, it's not a demo."

Supervisor Kozakiewicz: "It's not a demo. It's a securing."

Councilman Kent: "Yeah, it says demo on- "

Supervisor Kozakiewicz: "It's actually a securing of a structure."

Councilman Kent: "Okay. I thought it was a securing because it's only 1435."

Supervisor Kozakiewicz: "Right. Yes. That structure would be- cost a lot more than that to demo. Is there a second?"

Councilman Kent: "Yes, Jim seconded it."

Supervisor Kozakiewicz: "I'll move- moved and seconded. I'm sorry."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz."

Supervisor Kozakiewicz: "I'm abstaining on this one."

Barbara Grattan: "Resolution is adopted."

Resolution #97

Councilman Lull: "Budget adoption for the highway maintenance facility roof replacement. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #98

Councilman Lull: "General fund budget adjustment in the Justice Department. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #99

Councilman Kent: "99 accepts the retirement sadly of Charles Downs in the Highway Department. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Cardinale, yes; Densieski."

Councilman Densieski: "I wish it was earlier so I could say a bunch of nice things about him because he did a good job but good luck and yes."

The Vote (Cont'd.): "Kent, yes; Lull, yes; Kozakiewicz."

Supervisor Kozakiewicz: "He was a master with a torch I understand and it was a good retirement party. Yes."

Barbara Grattan: "The resolution is adopted."

Resolution #100

Councilman Kent: "I'd like to move 100, 101. Those two both appoint interpretation consultants for the Police Department and the Justice Court. So moved."

Councilman Densieski: "Second 100 and 101."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Cardinale, yes; Densieski, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120

Councilman Kent: "Okay 102 through 120 all appoint various employees to the Riverhead Rec Department, rec aides, bus drivers, I think that's it. Yes, it's all rec aides for the various rec programs and bus drivers for the Recreation Department. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolutions are adopted."

Resolution #122

Councilman Lull: "Appoints Richie Stiegler part time driver messenger. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #122

Councilman Densieski: "Promotion to CEO and that is Walter O'Kula probably known as a/k/a Sonny O'Kula. So moved."

Supervisor Kozakiewicz: "Is there a second?"

Councilman Kent: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #123

Councilman Lull: "Promotes Ben Miller to CEO. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #124

Councilman Cardinale: "This promotes William Devos to CEO. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #125

Councilman Kent: "Okay. 125 authorizes the Town of Riverhead

to remove rubbish, debris and the cutting of grass and weeds from property pursuant to Chapter 96 entitled Trash, Rubbish and Refuse Disposal of the Town Code. This property is located at 43 Kay Road. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #126

Councilman Cardinale: "Is it 126 or 127?"

Supervisor Kozakiewicz: "126."

Councilman Cardinale: "126 authorizes the release of performance bond for Southern Interiors/Fashion Bug. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #127

Councilman Kent: "127 authorizes the release of the performance bond that was posted by John Tandy regarding Republic Abstract for improvements on Roanoke Avenue, I believe. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #128

Councilman Densieski: "Authorizes the release of a performance bond for Stephen Wirth d/b/a the Little Guppy. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes."

Supervisor Kozakiewicz: "Probably spent more on paper."

Councilman Densieski: "Yeah, we did."

Supervisor Kozakiewicz: "Than the bond."

Councilman Densieski: "Killed like two trees."

Barbara Grattan: "The resolution is adopted."

Resolution #129

Councilman Kent: "Yes, after the diligent and persistent work of our Town Attorney, the Supervisor will be authorized the execute the necessary stipulations and/or releases in connection with the Manor Lane Estates. These are for road improvements out in a neighborhood out in Jamesport. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #130

Councilman Densieski: "Authorizes release of Suffolk County National Bank irrevocable letter of credit of Country Vue Estates (Water District key money). So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #131

Councilman Lull: "Authorizes the release of certificate of deposit for Country Vue Estates. So moved."

Councilman Kent: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #132

Councilman Densieski: "Authorizes the Supervisor to execute an agreement with Peconic Land Trust. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #133

Councilman Lull: "Authorizes the Town Clerk to publish and post a help wanted ad for part time animal control officer- ratifies the publishing and posting of a help wanted ad for the part time animal control officer. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "With that amendment, moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #134

Councilman Densieski: "Awards bid for removal and disposal of grit and screen Riverhead Sewer District and the Riverhead/Southampton Scavenger Waste District, even though they'll probably never pay us. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #135, #136, #137

Councilman Kent: "Authorizes the Town Clerk to advertise for bids relative to the Riverhead Water District construction of Plant No. 12 contract No. 3 for the electrical work. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Take the next three all deal with plant- "

Councilman Kent: "Okay, and also authorizes the Town Clerk to advertise bids for general construction and mechanical work for Plant 12, contract No. 2."

Supervisor Kozakiewicz: "And contract No. 1."

Councilman Kent: "And contract No. 1, done in reverse order."

Supervisor Kozakiewicz: "Right."

Councilman Kent: "The Clerk to advertise for bids for the Riverhead Water District construction Plant No. 12, contract No. 1 for well and well pump work. So moved, Resolutions No. 135, 136 and 137."

Councilman Lull: "Seconded. Oh, I'm sorry, that was yours."

Supervisor Kozakiewicz: "No, you were on the first one."

Councilman Lull: "All right."

Councilman Densieski: "Second. If nobody else wants to."

Supervisor Kozakiewicz: "Who seconded that? Lull?"

Barbara Grattan: "He should because he's on the first one."

Supervisor Kozakiewicz: "It should be yours, Jim. You did

second first."

Councilman Lull: "Okay."

Supervisor Kozakiewicz: "All right."

Councilman Kent: "He seconded first?"

Supervisor Kozakiewicz: "Yeah, he seconded first."

Councilman Kent: "I firsted first."

Supervisor Kozakiewicz: "All right. "Moved and seconded-- 13-- we wasted more time than if we-- "

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. Resolutions are adopted."

Resolution #138 and #139

Councilman Lull: "How about 138 and 139? 138 authorizes the Town Clerk to advertise for bids for Riverhead Water District Shade Tree Acres. 139 authorizes the Town Clerk to advertise for bids for Riverhead Water District for Extension No. 60, Equestrian Estates. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolutions are adopted."

Resolution #140

Councilman Densieski: "Authorizes the Town Clerk to publish and post notice to bidders for Stotzky Park all children's playground. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #141, #142, #143, #144, #145, #146

Councilman Lull: "Authorization to publish a bid for chemicals and 142 authorization to publish a bid for diesel fuel. 143 authorization to publish bid for propane. 144 authorization to publish bid for water service materials. 145 authorization to publish bids for electronics. 146 authorization to publish bid for one new four post mobil electro-hydraulic jack. And that's it. So moved those 141 through 146."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolutions are adopted."

Resolution #147

Councilman Kent: "This authorizes rates for the Police Athletic League, PAL, programs for registration fees for the year 2001, includes baseball, softball, soccer, football, and cheerleading. So moved."

Councilman Densieski: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. Resolution is adopted."

Resolution #148

Councilman Densieski: "Authorizes rates for umpires and referees for Police Athletic League PAL programs for the year 2001. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #149

Councilman Densieski: "Terminating tax exempt status previously granted for Peconic United Methodist Housing Development Fund Company pursuant to Article 11 of the New York State Private Housing Finance Law. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent."

Councilman Kent: "Shouldn't we be sending a copy of this resolution to somebody? Just so that they can be put on notice."

Councilman Cardinale: "Well, it's at the bottom, Chris. Shall immediately advise the property owner by certified mail return receipt requested."

Councilman Kent: "Oh, okay, I'm sorry."

Supervisor Kozakiewicz: "Yeah."

Councilman Kent: "Okay, yes."

The Vote (Cont'd.): "Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #150

Councilman Lull: "Accepts the offer of dedication of waterfront property owned by John and Frances Divello on Dolphin Way. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "I recall discussing this a while back, a way while back. I don't know if there- was there access to this piece?"

Supervisor Kozakiewicz: "From the Sound front."

Councilman Cardinale: "Just from the Sound?"

Supervisor Kozakiewicz: "But not from Dolphin Way."

Councilman Densieski: "The reason why (inaudible)."

Councilman Cardinale: "Well, if it's- "

Councilman Kent: "The taxes are \$100."

Councilman Cardinale: "We're taking- it's \$100 tax and we're taking it for nothing, why not? Yes."

The Vote (Cont'd.): "Kent, yes; Lull, yes; Kozakiewicz, yes.
The resolution is adopted."

Resolution #151

Councilman Lull: "A resolution authorizing the issuance of \$1.5 million dollars in serial bonds of the Town of Riverhead, Suffolk County, New York to pay the construction of an addition to and the reconstruction of the municipal garage in and for said town. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "Discussion, please."

Supervisor Kozakiewicz: "Yes."

Councilman Densieski: "I had brought up to I don't know if it was to all the Board members or not, we're entering into this agreement which I wholeheartedly support for quite a few reasons. But there is one issue on here that I don't agree with and I don't think the Town should be in the business of inspecting cars. I own a business that inspects cars. It's very, very expensive. I don't think we need to be doing that. I don't think it's going to be beneficial to the taxpayers. I would like to know if the other Board members think we should or shouldn't."

For the- as far as the rest of this, I wholeheartedly support it

because right now we have a lot of duplication of services and with the electronic equipment that it takes to fix these cars and trucks these days, there's no reason we need to have one set of these tools and lifts and everything else at the highway barn and the other at the municipal garage. It's a smart move. It's a financially good move to put it all under one roof. We've got a really good crew over there.

I am concerned about the inspection machine. That program is only going to be in place for about another four years, then they will probably want something that will be just as expensive. It's very noisy. It's going to create a lot of noise inside the facility. It's going to tie up a bay in the facility. I'm a little concerned about it.

If you guys want to let it go the way it is- "

Councilman Kent: "Where do we take cars now for inspection?"

Supervisor Kozakiewicz: "We go out. We out source those. And this resolution is essentially allowing us to go forward, get the permissive referendum period to expire. We'll then go out to bid and this can be a matter that we can look at at further detail later in the road. It's maybe a little bit premature."

Councilman Densieski: "Okay, that's fine. I'm- "

Councilman Lull: "Bring it up at a work session later on."

Supervisor Kozakiewicz: "I think what we probably should do is bring it up at that time after the bids have come in and we can bring you can bring your concerns in. We can have the representatives from the municipal garage come in and express their reasons for why it works so we can hear everybody's input on it."

Councilman Densieski: "That's a fair idea."

Councilman Cardinale: "I have further discussion. I have two concerns. One is the general concern I expressed during the hearing that struck me that the one and a half million dollar bond pay the cost of construction of additional reconstruction of the garage was very heavy per square foot, but it was explained to me that it's about \$50- \$150 per square foot, 50 for equipment and 100 for the building which still seemed high.

But the thing that really is bothering me about this is I have

subsequently learned that this \$1.5 million dollar investment of general town- I guess it's called the general budget- from the general town budget is being made on property that is owned by the Water District. I understand that the property upon which this municipal garage will be built isn't owned by the town but by the water district. And it strikes me as odd and unreasonable perhaps to spend a million and a half dollars to improve property that the town doesn't own.

And it also strikes me as odd in particular because the water district I am told only services 90% of the town people and services only 65% of the property so that they're not equal. The town itself and the water district are different entities. So I'm concerned about making an investment of a million and a half on property that the town doesn't own but the water district owns.

And I understand this isn't of this administration's making but it's apparently a long standing practice that we build town structures on property that the town doesn't own so- "

Councilman Densieski: "Phil, doesn't the town own the water district though? Don't the taxpayers of Riverhead own the water district?"

Councilman Cardinale: "No, they don't, not everyone. The water district is owned- the water district is taxed only to those who receive water. So if everybody received water like everybody used the highways it really doesn't make a lot of difference in my mind. But because the water district only services 65% of the property and we're building on the- with the funds owned by 100% of the property owners, I have a problem with that."

Councilman Densieski: "I don't."

Supervisor Kozakiewicz: "Well, I guess the bigger question is do we envision- "

Councilman Cardinale: "Selling the water district."

Supervisor Kozakiewicz: "-- the Commissioners, us, as the water district, kicking the municipal garage off in the next couple of years after this happens and I think the answer to that is no. But is there any further discussion?"

Councilman Kent: "Don't you see any problem with that?"

Dawn Thomas: "That's the first time I've heard that discussion and I haven't had a chance- I'm understanding your position. I haven't had a chance to research that all."

Councilman Cardinale: "I'm also told incidentally that Stotzky Park which is water district property but all of the improvements are built by the town so that it's a similar situation that a problem in my mind exists, which I bring up because I just learned of it. And maybe the Town Attorney can look at this."

Councilman Kent: "Maybe as Water District Commissioners we can suggest a subdivision of certain parcels owned by the Water District- "

Supervisor Kozakiewicz: "As Commissioners of the Water District we can convey the property to the Town of Riverhead if it's a major problem for us."

Councilman Kent: "I think we should do some of those. Unless there's some disadvantage to that. Jack, do you know of any disadvantage to that? Gary, do you have any problem with that? Come up here and sign this deed I've got right here. Well, I say we recess to prepare deeds and reconvene at- "

Councilman Cardinale: "At 3:00 a.m. yeah, tomorrow morning."

Supervisor Kozakiewicz: "Further discussion? Do we want to move to the vote?"

Councilman Densieski: "I'm comfortable with it. I mean, the Water District is there- "

Councilman Kent: "I think we should take up the issue very soon about perhaps conveying some of these parcels from the Water District to the town where we've made improvements that are paid by the entire town. Because I think that is an issue."

Councilman Densieski: "Yeah, I think Phil is raising valid points but I think the big issue here is do the taxpayers of Riverhead want to pay \$1.5 million? I think that's the real issue but I think his points should and will be addressed."

Councilman Lull: "Yeah, I think we need to do that."

Supervisor Kozakiewicz: "Saying that, if there's no further

discussion, let's take it up for a vote."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "I have the two reservations indicated, one on the amount of the bond and the second on the property ownership issue. I would abstain."

The Vote (Cont'd.): "Kent."

Councilman Kent: "I'm going to vote yes but I do want to take up that issue. I want the Town Attorney to research, one, whether it's a significant issue and, secondly, what steps can be taken to do the proper conveyances so that the property upon which the town as a whole has invested for improvements, what it's going to take to have those properties conveyed from the Water District- or to any District that owns properties to the Town of Riverhead.

We have a similar situation over the Sewer District. When we make improvements like that, that's only paid for by the residents- I mean the users of the Sewer District, those within the District itself. All right. So this might be a benefit to the Water District when we're using town-wide monies to make capital improvements to property owned by the Water District and Gary is back there rubbing his hands together saying it's all mine but we're going to fix that. But I vote yes."

The Vote (Cont'd.): "Lull."

Councilman Lull: "Yeah, I'll vote yes, too. I think it's not just this issue, it is the whole issue of Stotzky Park and all kinds of other things. This is the town-wide policy we have to work on. Yes."

The Vote (Cont'd.): "Kozakiewicz, yes. The resolution is adopted."

Resolution #152

Councilman Lull: "Adopts a local law to amend Chapter 95 entitled Taxation of the Town of Riverhead. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #153

Councilman Kent: "This resolution 153 authorizes the Town Clerk to post and publish public notice of a public hearing to consideration proposed local law for an amendment of Chapter 101 Vehicles and Traffic of the Riverhead Town Code. It's starting not to mean much to me anymore. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #154

Councilman Densieski: "Is the order calling for public hearing for plant improvements for the Riverhead Water District. I hope it's not that \$1.5 million, Gary. So moved."

Councilman Kent: "Now here we're taking Water District money and we're spending it on town property. Is that right? No. I'm just kidding."

Supervisor Kozakiewicz: "No."

Councilman Kent: "I second it."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution#155

Councilman Cardinale: "155 is an order calling for a public hearing Extension 63 to the Riverhead Water District Saddle Lake Condominium. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #156

Councilman Lull: "Resolution calling for a public hearing for Darren Development Corp. lateral water main, Riverhead Water District. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #157

Councilman Densieski: "This is a resolution calling for a public hearing at the Meadows at Aquebogue for a lateral water main for the Riverhead Water District. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #158

Councilman Densieski: "Approves the special permit of Riverhead Centre, LLC. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "Since it's after 1:00 in the morning, I'm going to just reserve my comments for all the comments I've made about it in the past. Yes."

The Vote (Cont'd.): "Cardinale."

Councilman Cardinale: "Much has been said about this. I'm going to remind everyone before my vote that the Town Board in this and in every other special permit has in its code the criteria that is to be considered and I have looked at that-- it's a general criteria-- and after listening to the proponents and opponents and I believe that the proponents have met their burden in establishing the criteria that the use that is proposed will not prevent or substantially impair either the reasonable or orderly use or the reasonable or orderly development of other properties in the neighborhood.

That the hazards or disadvantages to the neighborhood from the location of such use at the property are outweighed by the advantage to be gained by the neighborhood and the town. That the health, safety, welfare, comfort, convenience and order of the town will not be adversely affected by the authorized use and that such is in harmony and promotes the general purpose of the chapter.

I was particularly interested to learn that the residential community to the west of this project is, in fact, on industrial land as a pre-existing use. So I think that it is appropriate to grant the special permit.

I vote yes."

The Vote (Cont'd.): "Kent."

Councilman Kent: "We've have deja vu all over again. We voted on this several times and I voted yes in the past and I'm going to vote yes tonight. There was one conditions that I wanted to place in the special permit approval. I think we're going to take it up in a different way, the only reservation I had about approving the special permit. And I think this project for all the past faults-- I think it's gotten better with every application and I think it's good and it's ready to be built pursuant to this permit. So I'll vote yes."

The Vote (Cont'd.): "Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #159

Councilman Cardinale: "Resolution 159 is an order calling for a public hearing in the matter of the increase and improvement to the facilities of the Riverhead Water District. So moved."

Councilman Kent: "I will second it but I just want to make one comment on this. I actually read the resolution and something triggered my memory. On the second page, letter (e) in the third Whereas clause, I remember we removed it the last time we approved this resolution and I would like to remove it again. The SCADA or SCADA control system should not be charged against this account. It is a district-wide expense and this is not a district-wide improvement. So I don't know if Gary is here- he was here. We removed it the last time we did this type of resolution and I would like it to be removed again. I don't know if he's willing to strike it."

Jack, do you see him out there? Would you join me in that though? I mean, as I recall, didn't we two years ago or three years ago when this came up the last time--"

Councilman Lull: "Are you asking for a date?"

Councilman Kent: "Didn't we take out the SCADA from this resolution?"

Councilman Lull: "Yes."

Councilman Kent: "Excuse me?"

Councilman Lull: "Yes, we did."

Councilman Kent: "So I don't know if this is just an oversight or if it's a dream or if it's 10 after 1 or what it is, but I'm- "

Councilman Cardinale: "It is 10 after 1, Chris."

Councilman Kent: "Okay. Do you want to leave it in? We can strike it, I guess, when we approve it."

Councilman Cardinale: "You can strike it. I'll pass anything at this point."

Barbara Grattan: "So what are you doing? You're leaving it in?"

Councilman Kent: "I guess we can leave it in for the public hearing and strike it on the approval."

Councilman Lull: "Yes. It's only a public hearing."

Supervisor Kozakiewicz: "You can make a note of that."

Barbara Grattan: "Okay, so where are we? Are we voting yet?"

Supervisor Kozakiewicz: "I think we're going to have a discussion."

Councilman Cardinale: "Chris is about to second it."

Supervisor Kozakiewicz: "Chris was about to second it."

Councilman Kent: "I did second."

Supervisor Kozakiewicz: "Yeah, okay. Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #160

Councilman Cardinale: "This authorizes the Town Clerk to publish and post notice of public hearing special permit Sunken Ponds."

Councilman Densieski: "Second the motion."

Councilman Cardinale: "So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "Sorry to cut you off, Phil. Yes."

Councilman Cardinale: "That's all right."

The Vote (Cont'd.): "Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #161

Councilman Kent: "This refers the special permit petition of Mid Road Properties to the Riverhead Planning Board. And we determine

the action to be a Type I. So with that determination, we are referring it to the Planning Board. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #162

Councilman Lull: "Approves temporary sign permit of Win Properties with is Daewoo Motors, emphasis on the word temporary. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #163

Councilman Cardinale: "Approves Phase II site plan of Riverhead Daewoo, Inc. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "This is not the greatest site plan in the world but it's a lot better than what's there now. Unfortunately the parking lot is laid out kind of crummy. There's not enough green space in the front but it's already there and they're going to make it better than what it is, so with that said, I'll say yes."

The Vote (Cont'd.): "Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #164

Councilman Densieski: "Approves the site plan of Nextel of New York, Inc. d/b/a Nextel Communications. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes."

Councilman Kent: "This is a fixed telecommunication antenna to an existing monopole. So we encourage that and I vote yes."

The Vote (Cont'd.): "Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #165

Councilman Lull: "Approves the site plan of Riverhead Center LLC. So moved."

Councilman Kent: "We have a corrected resolution here. It's nicer print."

Councilman Lull: "165, yeah, I like your print better."

Councilman Kent: "I like the font."

Councilman Lull: "Okay, it's still 165 and I still move it."

Councilman Cardinale: "Seconded."

Councilman Kent: "It's the whole thing, with the declarations?"

Supervisor Kozakiewicz: "Okay it was moved and seconded?"

Councilman Lull: "Yes."

Supervisor Kozakiewicz: "Okay."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "Yes, this is a- it is 1:15. This is 45 minutes into the longest meeting of the year and this is also

noteworthy because this is, I believe, the last approval that the town sees in regard to the Riverhead Center. The site plan has been worked over pretty well over the last five years. It's as good as it's going to get. I vote yes."

The Vote (Cont'd.): "Kent."

Councilman Kent: "Nobody's here for the victory. Oh, Charlie is still here. Okay. Where's Bobby Giannos? I was here the first time this was approved in 1997; he was smoking a cigar in the lobby. I think he's down looking, you know, for contributions at this point, right? I'll vote yes."

The Vote (Cont'd.): "Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #166

Councilman Densieski: "Declares lead agency and classifies action of zone change for Hidden Meadows at Calverton and refers petition to the Planning Board. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "This is indicating that the- that this is an unlisted action. Is this correct? We're going from industrial to residence. I get it."

Supervisor Kozakiewicz: "Right, yes."

Councilman Kent: "Yeah, this is that property that borders on the back of Timber Park."

Councilman Cardinale: "Yes."

Councilman Kent: "It's all residential community. There was an industrial piece for some reason still sitting in the back and they're changing it to residential."

Councilman Cardinale: "We're down- we're upzoning."

Councilman Kent: "We're actually- upzoning."

Councilman Cardinale: "Yes."

The Vote (Cont'd.): "Kent, yes; Lull, yes; Kozakiewicz, yes.
The resolution is adopted."

Resolution #167

Councilman Cardinale: "This refers the special permit petition to the Riverhead Planning Board. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes."

Councilman Kent: "We're declaring this- we're determining this to be a Type I action. This is the Serota Plaza and we're determining it to be a Type I action and referring it. I vote yes."

The Vote (Cont'd.): "Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #168

Councilman Lull: "Approves the site plan of Meier Development LLC. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes."

Councilman Kent: "And he will be smoking a cigar in the lobby. Yes."

The Vote (Cont'd.): "Lull, yes; Kozakiewicz."

Supervisor Kozakiewicz: "I think we have to wake him up first. Yes."

Barbara Grattan: "The resolution is adopted."

Resolution #169

Councilman Kent: "This approves the site plan of East End Cardiology. So moved."

Councilman Lull: "So I don't have so far to go. Yes."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #170

Councilman Densieski: "Approves site plan of 755 East Main Street which is directly across the street from Town Hall. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #171

Councilman Densieski: "Authorizes the law firm of Liebowitz & Associates PA in connection with the Cablevision franchise renewal agreement. So moved."

Councilman Lull: "Sorry, second."

Councilman Densieski: "Discussion."

Supervisor Kozakiewicz: "Moved and seconded. Yes."

Councilman Cardinale: "Yes. I- earlier this evening our advisor, Elizabeth Chamberlain, also known as Zabby had been here but she was ill and asked me to- "

Supervisor Kozakiewicz: "I think that was last evening."

Councilman Cardinale: "Yeah, that was last evening. It was before midnight- to read into the record a mercifully short statement on this.

In her view, as our advisor, she indicates the public she believes will not be served by hiring an attorney from out of state to negotiate a new contract while the old one has not been honored. The better strategy she believes is to sue Cablevision for breach of contract before negotiating a new one.

In fact, the lawsuit could be handled in house by the Town Attorney. She suggested the resolution should be tabled until the Board can reassess more fully the cost and strategy. She adds that Southampton is doing negotiation- the- handling the matter of Cablevision on their- through their own Town Attorney's office.

This is a premature action on the part of the town, she believes, potential loss of taxpayer monies and underutilization of our Supervisor who was Town Attorney himself for six years and could direct the lawsuit in house.

Finally-

Councilman Kent: "Talk about friends- "

Councilman Cardinale: "Yes. Finally, she says we can put together a franchise agreement based on careful selection from the best available in the other towns and then at that point hire counsel to check it. My view- "

Councilman Densieski: "Phil, did you write that-"

Councilman Cardinale: "No, no. She actually wrote this and handed it to me before she went home ill."

Supervisor Kozakiewicz: "I'm glad she asked you to read it."

Councilman Cardinale: "Yeah. She- I, as you know, have been since I entered service of the town, been working on the Cablevision committee. I feel the following- I feel about this proposal conflicted. I have told Vinny and I have told Bob that certainly we need expert counsel in a very complex area. The question that raises its head is at what price, with what skills and for what purpose do we need counsel.

Prior to this year, this town spent a good deal of time producing an agreement through the previous Town Attorney, Lauri Dowd, and submitting it as a proposed agreement to Cablevision. They failed to respond to that very extensive contract proposal for eight months, and

when they did respond, they responded by red lining virtually every substantive provision we had asked for.

We then struck- having been so rebuffed after a good deal of effort, we took the position that the town would not further negotiate with Cablevision until they came to terms with at least three glaring violations of the current agreement. Specifically, the senior citizen discount which they unilaterally abrogated; the PEG or Public Educational and Governmental Access Channel which we were entitled to which Cablevision promised and did not produce; and they have also breached the current agreement by unilaterally imposing rules for access to their studio for public access of the airways by the public without our prior approval- submission to us and approval of those rules because it is the town not Cablevision who sets the rules for public access in our community.

We also have other violations I believe of most favor town status by- which is in the contract which indicates that the town must receive the best rates and best programming offers that Cablevision makes within the east end because the facility is in our town. And there were some other issues.

We said to them we will not further negotiate until this- those violations to the current agreement are addressed, having once tried very diligently to negotiate an agreement and been rebuffed. That's been our strategy. We're now looking at each other eye to eye and waiting for somebody to blink.

To the extent that hiring this outside firm is a prelude to a retreat from that position, I don't support it. To the extent that it is bringing in expert counsel to review the fine points of law surrounding our contract which are- which they are very complex and very fine the points, then I believe hiring some counsel is a good idea. Okay. So I agree on counsel.

Now the question is at- what counsel? At what price? With what skills, for what purpose? This is a firm that is a Florida firm. I'm not clear from this as to how and in what capacity we are in and in what manner we are retaining them. It seems clear that they are going to charge us anywhere from \$450 to \$85 for services with a blended rate of \$200. However, if we want to use some of the work that they have done for Southold which they allege is- will be useful to us, then we're going to have to pay Southold \$6,200.

I haven't been able to speak to them; Bob has. I was unable to

be on the conference call so I am uncomfortable voting for this resolution because of these two reasons. One, I do not support the resolution if it is to negotiate an agreement and move from our strategic position that we will not negotiate a new agreement until they come to terms with the violations of the old agreement.

I do support hiring counsel to litigate. I am not convinced that these are the best choice for litigation counsel because I haven't had an opportunity to review the matters with them. So, I am going to abstain from the vote hoping to- I'm going to abstain ultimately from the vote but I wanted to put that on the record before I vote and I really want to go home, so start to vote now."

Councilman Densieski: "Yeah, I know. Thanks for keeping it short, Phil. I disagree with Zabby. The community was not and has not been served for the past 10 years. Originally all five east end towns were supposed to band together. In unity there is strength. We were going to pool our resources, all five town and our strength and negotiate. Well, that never happened. Now, Southampton has a deal and by going with Southold we are going to share a certain amount of costs like originally all five towns were supposed to do.

In the last 13 months that I know of and I thank Phil for diligently trying to get a deal with the thing, but we've not had one negotiation meeting with Cablevision. Not one negotiation to try and get money back and I know Phil, I think was it 19 letters?"

Councilman Cardinale: "Nineteen letters and a extensive contract before that last 12 months."

Councilman Densieski: "Okay. The 19 letters, after 16, 17, I think we should see that it's not working. I think that we have to go with litigation and we have a top FCC litigation team here. I've spent a lot of time with the Town Attorney talking about this firm. I'm very comfortable with it. I think it's the way we should go. We are entitled to a lot of things. This is going to include the litigation that Phil is absolutely right. They owe certain amount of monies and this team, I think, is actually going to try and recoup it for us. So that's my discussion."

Councilman Kent: "Can I ask a question?"

Supervisor Kozakiewicz: "I have one."

Councilman Kent: "Yeah, can I just ask a question. Bob, maybe

my question- maybe your answer will be- what you might want to say may be the answer to my question. Is it their approach that they are first going to try to act upon the breach of the prior agreement before they work to renegotiate or to negotiate a new agreement?"

Supervisor Kozakiewicz: "I think the more narrower issue or the way I can respond to that is they have not had a chance to review the franchise agreement. So I think the answer to the question generally is yes. I think that I did- well, I didn't think- I did express to counsel that we feel the present franchise agreement is not being adhered to, that it is being breached, but what we really need to know is the ins and outs of what the breach or what the impacts of the language in the franchise agreement mean vis a vis the changes in the federal legislation.

Counsel indicated that without having a chance to review our particular franchise agreement, obviously she was not prepared to state whether we have or what our case involves as far as breach. But I think as far as the general approach and what I would ask counsel to do at the outset is to see what rights we do have to stand on to enforce our rights to the fullest extent possible under the FCC to get that accomplished.

She- the counsel I spoke with just so it's clear, was Ila Feld who is the particular partner who has been assigned and has been working for Mr. Tria (phonetic)-- we're trying to get resolved here. I know it's long."

Councilman Kent: "She works for Mr. Tria, too?"

Supervisor Kozakiewicz: "No, no. If you want, you can go outside. This is a long night."

Councilman Densieski: "Can I go outside?"

Supervisor Kozakiewicz: "But I guess the answer is generally yes, that would be the approach. Chris, that would be the approach."

Councilman Kent: "Okay, good."

Supervisor Kozakiewicz: "But I don't know the answer what they're going to tell us once they review the franchise agreement."

Councilman Kent: "Is Southold's franchise agreement similar to ours?"

Supervisor Kozakiewicz: "I haven't seen their franchise agreement."

Dawn Thomas: "You mean their existing?"

Councilman Kent: "The one that's being breached."

Dawn Thomas: "I don't know."

Councilman Kent: "Okay. I want something done so I'm willing to take a chance on this firm and if they don't work out, we can always fire them."

Supervisor Kozakiewicz: "Agreed. Any further discussion? Okay. Vote, please."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "Yeah, I'm heartened by you know with my discussions with Bob and his comments tonight. I think we're basically on the same page. However, since I was unable today to speak with this firm, I'm going to abstain as I indicated."

The Vote (Cont'd.): "Kent."

Councilman Kent: "I would usually defer to Phil on this because he's been handling Cablevision for as long as I've been here. But I do wanted to get some action going on this and I- like I said, I'm willing to commit some monies to this firm because I think Phil, Bob and I all agree that we should be taking action on the breach of the existing agreement first. Maybe this firm can get us some- get us moving in the right direction, because right now we're not moving. So, I'm going to vote yes."

The Vote (Cont'd.): "Lull."

Councilman Lull: "And I'm concerned about the impact of what we're doing and I appreciate Phil's picture of us standing face to face with Cablevision but before they draw their six gun, let's pull out our oozi (phonetic). Yes."

Supervisor Kozakiewicz: "That's an interesting analogy. Maybe Ila Feld is our oozi because clearly I think Phil and I have had this conversation a number of times. Without the help of counsel who is proficient in the area of the FCC and what its implications mean in

relationship to our current franchise agreement, we're unable to really get a good feel where, you know, unfortunately or fortunately we've taken a tough stance with Cablevision but I think we need assistance with counsel at this point. And I vote yes."

Councilman Cardinale: "I want to just add one thing. I agree with you that we do need this counsel and we do need the expertise or we need counsel and I would suggest that we ask her to make certain when she starts working for us that she deals with their legal department. Because Cablevision has persistently given me their PR department and it's been impossible to get anywhere."

Supervisor Kozakiewicz: "It's interesting you mention that because that was, in fact, a part of our conversation and she sort of indicated to me that maybe Cablevision feels that we are a more rural community and, therefore, overbearing to come with counsel, but she sort of felt that if we come in with the oozi, they'll react with their oozi."

Councilman Cardinale: "That would be I think a good thing."

Councilman Kent: "Was there any connection between this discussion and the fact that the Cablevision guy just left?"

Councilman Cardinale: "There may have been, yeah."

Supervisor Kozakiewicz: "It may have been when we started talking about oozis."

Barbara Grattan: "Okay, that resolution is adopted."

Resolution #172

Councilman Cardinale: "172- "

Councilman Kent: "Before we do this, I have a question on this resolution."

Supervisor Kozakiewicz: "Well, it hasn't been- "

Councilman Kent: "Do we have to have any kind of a public hearing to sell property?"

Councilman Densieski: "Sure, we do."

Councilman Kent: "Well, this is authorizing the transfer of properties and I don't remember having any kind of public hearing- "

Supervisor Kozakiewicz: "This was never part of the packet in the discussion yesterday in part of our work session discussion."

Councilman Kent: "Is there some time- "

Councilman Densieski: "Let's table this one."

Councilman Lull: "This is out of order."

Councilman Densieski: "Let's table it."

Councilman Kent: "Using a bob line taken from Phil, if this is good two weeks- "

Councilman Cardinale: "If it's good now, it's good two weeks from now."

Supervisor Kozakiewicz: "Well, I- "

Councilman Kent: "If it's good two weeks from now, I mean, what the heck, let's do it then."

Supervisor Kozakiewicz: "I know this project is something that we need to address- "

Councilman Kent: "I know, we've got to work on this, but- "

Supervisor Kozakiewicz: "And this has got to be resolved."

Councilman Kent: "I thought we had to have a public hearing in order to sell property of this kind for this price especially for \$10,000, but- "

Supervisor Kozakiewicz: "It may have already been discussed way, way back in the whole urban renewal plan for that area, put in place and- "

Councilman Kent: "Let's put it over because I don't remember ever talking about it."

Councilman Densieski: "I make a motion to table."

Supervisor Kozakiewicz: "Motion to table."

Councilman Cardinale: "I'll second it."

Supervisor Kozakiewicz: "Moved and seconded to table."

Barbara Grattan: "Densieski and who?"

Councilman Kent: "It was Cardinale."

Supervisor Kozakiewicz: "Phil and- "

Councilman Kent: "Oh, we're closing on this on Thursday? Oh, that puts things in a completely light."

Dawn Thomas: "I don't- "

Councilman Lull: "Is there a record of a hearing?"

Supervisor Kozakiewicz: "I don't know."

Councilman Kent: "I don't think you need a public hearing for this type of transfer. No, I'm just kidding."

Supervisor Kozakiewicz: "There was a motion to table and a second to table."

Councilman Kent: "That takes precedence over any other motion that can be made."

Supervisor Kozakiewicz: "That's right. There's a motion on the floor."

Councilman Kent: "I'm sorry. (Inaudible)."

Barbara Grattan: "Okay, so are we going to vote on this tabled resolution?"

Supervisor Kozakiewicz: "We've have to vote on the tabling resolution."

Barbara Grattan: "Okay, Densieski, tabled."

Councilman Kent: "You moved it. What's your vote?"

Councilman Densieski: "Yes, to table."

The Vote (Cont'd.): "Cardinale."

Councilman Cardinale: "Yes, to table, even if we do have to close on Thursday. If it's authorizable, we can authorize it at our work session on Thursday."

Supervisor Kozakiewicz: "No work session this Thursday."

Councilman Cardinale: "Well, then we can- "

Councilman Kent: "We'd have to- maybe we can have a special meeting tomorrow- or today."

Supervisor Kozakiewicz: "Yeah, at about 2:00 tomorrow."

Councilman Kent: "Today. Oh, that's right- "

Councilman Cardinale: "Thursday is two days from now. It's tomorrow."

The Vote (Cont'd.): "Kent."

Councilman Kent: "I'll vote yes and if we need to have a special meeting, I'm willing to spend all day here today. So- "

The Vote (Cont'd.): "Lull, yes; Kozakiewicz."

Supervisor Kozakiewicz: "Yes, to table."

Barbara Grattan: "The resolution is tabled."

Resolution #173

Councilman Lull: "Refers the change of zone petition of Tanger Manufactures Outlet Center to the Riverhead Planning Board. So moved."

Councilman Kent: "Seconded. We determined this to be a- "

Supervisor Kozakiewicz: "Moved and seconded."

Councilman Kent: "-- we determined this to be a Type I action

and we're referring it to the Planning Board. This is to allow movie theaters at Tanger Mall. Seconded."

Councilman Densieski: "This is a Type I action?"

Supervisor Kozakiewicz: "Yes, because of the size of the property involved."

Councilman Densieski: "Oh, okay."

Councilman Kent: "For limited purposes."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #174

Councilman Densieski: "Amends Resolution 989 of 2000 requesting land acquisition for recreational purposes. So moved."

Councilman Lull: "I'll second it."

Supervisor Kozakiewicz: "Moved and seconded."

Councilman Densieski: "And exactly what this was is one numeral was wrong on the request on the tax map so we're corrected the problem- "

Councilman Lull: "Also the total number of acres was incorrect, too."

Supervisor Kozakiewicz: "Correct, correct."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #175

Barbara Grattan: "175 is to pay bills."

Councilman Lull: "So moved."

Councilman Kent: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. Bills are paid."

Councilman Densieski: "I've got a resolution I'd like to bring off the table, please. Resolution #43- Resolution #43 of 2000 rescinds Resolution #820 of 2000 that appoints the advisor for public access TV. So moved."

Supervisor Kozakiewicz: "Is there a second? This is to-- just, Mr, Tria, since you're asking-- this is to rescind 820 which appointed Zabby as an advisor. This would rescind that prior resolution, correct. Is there a second? Motion to take off the table, is there no second? Second, Jim?"

(There was some inaudible discussion among the Board members)

Barbara Grattan: "So this still stays on the table?"

Councilman Kent: "Okay. Do you have another one you wanted to- "

Councilman Lull: "176."

Councilman Kent: "Oh you want to move 176?"

Councilman Lull: "Authorize the Town Attorney to suggest alternative sites in connection with Individualized Residential Alternative for the developmentally disabled group home living. So moved."

Supervisor Kozakiewicz: "Moved. Is there a second?"

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved by Councilman Lull; seconded by Councilman Cardinale."

Councilman Cardinale: "Where's the resolution saying- "

Supervisor Kozakiewicz: "Oh, you don't have it?"

Councilman Cardinale: "Could you- "

Councilman Densieski: "No. I don't have it either."

Dawn Thomas: "I just passed it (inaudible)."

Councilman Densieski: "Oh, you did?"

Councilman Kent: "This basically says that as an alternative, they should buy the house they're renting."

Councilman Densieski: "Okay, I'm going to vote no on that because I think we have too many in town. I've already stated my reasons. I think we should tell them that we are saturated as we clearly are and if you start suggesting alternative sites someone else is going to snatch them up- one of these other 30 companies are going to snatch that site up and put a group home in there. So on this I'm going to vote no."

The Vote (Cont'd.): "Cardinale."

Councilman Cardinale: "Can I see the resolution on this?"

Supervisor Kozakiewicz: "Oh, I'm sorry."

Councilman Cardinale: "I believe as I understand it that this resolution is indicating that we are suggesting as an alternate- "

Councilman Kent: "They buy the house they're renting."

Councilman Cardinale: "That they buy the house they're renting rather than build a new one in a new location. I'm inclined to vote yes on this and my reasoning is that before we take the action that Ed has indicated, I think we need additional research and the Town Attorney is compiling that and in the interval we can't do much harm because this is already a house that is being used for this purpose. We're not like creating a new site. And I'd like to hear the response as to why they could not purchase this house instead of building a new one. So I vote yes."

The Vote (Cont'd.): "Kent."

Councilman Kent: "I'll have to abstain."

The Vote (Cont'd.): "Lull, yes; Kozakiewicz."

Supervisor Kozakiewicz: "I understand Councilman Densieski's

point. I don't want to get into a long winded discussion which will probably become a substance of a lawsuit if we need to go that step. I'd like to suggest that they pursue the place that they're in. They're there; they've been existing at that Middle Road location. Therefore, I think it's a proper suggestion. And I vote yes."

Barbara Grattan: "The resolution is adopted."

Supervisor Kozakiewicz: "Do you want to call it a night?"

Councilman Densieski: "Motion to adjourn."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded to adjourn. Let the record reflect that the time of eight- yeah, eight- 1:38 a.m."

Barbara Grattan: "Rest assured, this will reflect."

Councilman Cardinale: "Record by one hour and ten minutes."

Councilman Densieski: "I was wrong, I said 1:30."

Meeting adjourned: 1:38 a.m.

Barbara Grattan
Town Clerk