

Minutes of a Regular Town Board Meeting held by the Town Board of the Town of Riverhead at Town Hall, Howell Avenue, Riverhead, New York on Tuesday, March 21, 2000 at 2:00 p.m.

**Present:**

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

**Also Present:**

|                  |               |
|------------------|---------------|
| Barbara Grattan, | Town Clerk    |
| Dawn Thomas,     | Town Attorney |

Supervisor Kozakiewicz called the meeting to order at 2:00 p.m.

Supervisor Kozakiewicz: "I'd like to convene the meeting of March 21<sup>st</sup>. Let's see, who can we have come up? You'll do it, Steve? Thank you."

Steve Haizlip: "I'll take care of it for you, Bob."

(The Pledge of Allegiance was recited, led by Steve Haizlip.)

Supervisor Kozakiewicz: "If the Board would like to join me down below, we have a couple proclamations. We'll see if there is anyone here- American Red Cross- is there anyone here from American Red Cross? Great. We have with us today Katherine Murphy from American Red Cross. What we're doing today is giving her a proclamation and the reason we're doing so is because on a daily basis, the Suffolk County Chapter of American Red Cross has been helping the hundreds of citizens- senior citizens through their nutrition program. It's also Red Cross Month. Is that correct? So we also want to give recognition to our local chapter of the Red Cross for this particular month- March as American Red Cross Month. If someone else wants to read the proclamation- we want to just present her with the proclamation, have her say a few things to keep things moving along. Why don't we do that then?"

I'd just like to present her with a proclamation proclaiming today- I'm not sure how we proclaim today American Red Cross Month, but the entire month of March is American Red Cross Month. Thank you.

If you would want to say a few words?"

Katherine Murphy: "Oh, sure. My name is Katherine Murphy and I'm the Regional Administrator for the eastern Suffolk region for the Red Cross. We have two Red Cross offices. One is in Southampton Town Hall and the other is in the Mattituck Human Resource Center. For any information regarding first aid or CPR we have a health and safety office in Coram which also has a senior nutrition diet that anybody in Suffolk County is welcome to go to for a wonderful meal for a low cost, \$2.00 is the donation. So if you're interested in any information, please call 283-8336. Thanks. Bye-bye."

Supervisor Kozakiewicz: "Thank you very much. Now we also have a proclamation for the Girl Scouts. Is there anyone here from the Girl Scouts? Hopefully they show up later and we'll take a break in the action and we can present them with their proclamation. And we'll get back to business. Thank you."

Is there a motion to approve the minutes of Town Board meeting held on March 8<sup>th</sup>?"

Councilman Kent: "So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The minutes are approved."

Supervisor Kozakiewicz: "And Reports, Barbara."

**REPORTS:**

|                   |   |
|-------------------|---|
| Receiver of Taxes | Total collections to date is \$34,934,478.45                                      |
| Police Department | Monthly report for February   |
| Sewer Department  | Discharge monitoring report for February  |
| Bid Reports       | Roof replacement highway - opened on 3/10 - 1 bid was received from Roof Services |

Bid Reports

Chemical bids opened on 3/10 - 2 bids were received, one bid received late

Bid Reports

Culvert replacement, Peconic Bay Blvd., Jamesport, opened on 3/14 at 11:00 - 4 bids were received

Barbara Grattan: "That concludes Reports."

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

**APPLICATIONS:**

Change of Zone

From Mid Road Properties, LLC Middle Road, Riverhead, to provide senior housing

Barbara Grattan: "That's Applications."

Supervisor Kozakiewicz: "Thank you. Correspondence."

Barbara Grattan: "Moving along quickly."

**CORRESPONDENCE:**

Greater Calverton Civic Association

Opposition to the airport at Grumman site

Richard Olivo

Regarding extension of a lateral water main for proposed 9 lot subdivision known as Tall Tree Acres, Wading River

Barbara Grattan: "That concludes Correspondence."

Supervisor Kozakiewicz: "Thank you, Barbara. Any Committee reports?"

Councilman Kent: "I have- the Recreation Advisory Committee met on March 13<sup>th</sup>. We took up some items on our agenda. First of all we are working to improve the Bayberry Park field, the softball field

there, so it can satisfy the requirements of the Shoreham-Wading River Little League and be used as a limited baseball diamond. Secondly, we- they're asked- they recommended to the Board to go forward with the request for proposal, the RFP for a roller rink. And we also discussed the skate park proposal that was presented to us at the last Town Board meeting with some favorable review, though no action yet is recommended.

And there's also a resolution in our packet today calling for the additional \$5,700 that was recommended by the Rec Advisory Committee for the addition to the S. Jamesport facility for tennis court resurfacing and landscaping. And I think that's in our packet today. So they're recommending we go forward with those."

Supervisor Kozakiewicz: "Thank you, Chris."

Councilman Kent: "Also, we're looking for some new members. I'm sorry. If anybody on the Board has any proposals, we need one member from Wading River, a member from Aquebogue, two members from Riverhead and two members from Calverton-Baiting Hollow. We're trying to provide on the Committee that there should be at least two members from each area of town. And we're short some members right now, so- "

Supervisor Kozakiewicz: "How many do you presently have on the Committee?"

Councilman Kent: "Presently we have four regularly scheduled- four members who regularly attend. We had passed a policy on the Committee that if you miss more than three meetings in a row, or if you miss three meetings in a row, we discharge you. We're really looking for people who are going to participate in the Committee and work on the Committee, it's a real working Committee. And Ed joined us. I'm glad that he was there and, hopefully, he'll be attending the meetings from now on and- because I think recreation for our children and also for seniors- we also discuss senior recreation. I think it's an important service that we provide to the town, so (inaudible) have involvement from members in the community as well as Town Board members."

Supervisor Kozakiewicz: "Thank you."

Councilman Densieski: "Also, I want to point out that we did have a bomb scare in Riverhead, as Chris Kent and I know because we were in the hailstorm at our childrens' school and there was a lot of people that reacted quick such as fire departments and others that

really worked well to kind of help a really bad situation along and I want to thank all those members of the community that helped out. A bomb scare is kind of a scary thing but we had some fast acting people such as principal Enos (phonetic) and the people from the fire department up on Riley and all the others. So I want to thank them."

Supervisor Kozakiewicz: "Any other Committee report?"

Councilman Lull: "Yes. I was highway liaison. I want to simply report to the Town and a compliment to the Highway Department. In the storm we had the other night, the surprise frozen storm which gave us real black ice conditions in several places in the town, we had about a dozen accidents in town. Those accidents were all on county and state roads, not one accident on Riverhead town roads. I know the town crew never went off duty at 3:00 that afternoon and they worked all night. And they did such things as bring Fresh Pond Hill together and so forth. They did a really good job and I appreciate the job they did."

Supervisor Kozakiewicz: "If there's no other Committee reports let's go to the public hearings. Barbara."

Barbara Grattan: "Open it."

Public Hearing opened: 2:20 p.m.

Supervisor Kozakiewicz: "Oh, I'm sorry. I'll open the public hearing. The first public hearing which is special permit of Al and Carol Hubbard. The time is 2:20."

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 at 2:05 p.m. on March 21, 2000 regarding the special permit petitions from Carol and Al Hubbard for the operation of a bed and breakfast facility in an existing two family dwelling located on Main Road, Calverton- I mean Main Road, Aquebogue."

Supervisor Kozakiewicz: "I see the Hubbards in the audience. While they're stepping up to present- I assume they'll present some evidence in furtherance of their application- briefly this property is one acre in size. It's located on the south side of the Main Road in Aquebogue, east of Meeting House Deli. The property is approximately one acre as I said. It's located in Business CR zoning. It currently enjoys two family use status and the proposal is to make this

application pursuant to Sections 108-110 Subsection (1)(b)(6) of the code and 108-65.5 in order to establish a bed and breakfast on that premises. Okay. You'll have to just announce who you are."

Al Hubbard: "Okay. My name is Alexander Hubbard, 545 Main Road, Aquebogue."

Supervisor Kozakiewicz: "Okay. And do you have anything you'd like to add with respect to the application that's before us today- public hearing?"

Al Hubbard: "No. I have the copies of the registered letters and I have a copy of the survey where I propose the parking and that's what I have with me at this time."

Supervisor Kozakiewicz: "Okay. I've had a chance to look at the plans. The plans show three bedrooms on the second floor and one on the first floor?"

Al Hubbard: "Yes."

Supervisor Kozakiewicz: "Is the- the second floor would be used for guests, is that the idea?"

Al Hubbard: "Yes. All three bedrooms on the second floor, we'd put a guest, a bed and breakfast guest. There will be two bathrooms. There will be another bath. It's not in yet. I have to now go for a building permit."

Supervisor Kozakiewicz: "That's the second bath that's proposed on the second floor, is that correct?"

Al Hubbard: "Yes. Correct."

Supervisor Kozakiewicz: "So the plans that are on file with the Town are- they haven't been changed or modified in any way?"

Al Hubbard: "No. Not at all."

Supervisor Kozakiewicz: "Okay. Anything else you'd like to add?"

Al Hubbard: "No."

Supervisor Kozakiewicz: "Is there anybody else who would like

to be heard with respect to this application? No further comment, we'll close this public hearing at 12:22- I mean, 2:22. I'm sorry. That's it, thank you."

Al Hubbard: "Okay. Thank you very much."

Public Hearing closed: 2:22 p.m.

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Public Hearing opened: 2:23 p.m.

Supervisor Kozakiewicz: "I'd like to reopen for the second public hearing, 2:23. Barbara?"

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 at 2:10 p.m. on March 21, 2000 regarding the amendment to Article XIII Chapter 108, Section 108-60 Paragraph G of the Riverhead Town Code."

Supervisor Kozakiewicz: "Briefly, the public hearing that we're proposing, this is the second time we have this on for public hearing. We had it earlier in the year, I think it was January 18<sup>th</sup> if my recollection is correct. We had some language which was unclear and the thought was to come back based upon some comments that were made at that hearing and revisit this issue.

This deals with shared parking and the idea is to provide for a diminishment of parking spaces that are required. I see Rick Hanley also, our Planning Director, standing in the back so if I don't explain this real well, Rick, you'll make sure you correct me, I hope.

The idea is to provide for an applicant's ability to show conclusively that where there are two uses on a property such that one use is predominantly day time and another use is predominantly night time rather than have parking for both uses, therefore, see a parking that is much greater than what would ever be envisioned in that particular site, the applicant can have a lesser amount of parking knowing that there will be two separate uses on the premises.

We're looking to change the specific Section which is involved here which is 108-60 Paragraph G by taking out language which talked about operation, specifically when a use is not in operation. Looking at that, it seemed to destroy the intent of what the paragraph meant.

Now in taking it literally the only way an applicant could establish some diminishment as far as need was to be able to prove that one use was totally not needed and, therefore, if the use was not needed, it would not be there in the first instance, there wouldn't be a use.

So the idea was to have an applicant- and we proposed language which talks about a significantly lower parking demand. So I think that's the sum and substance of what we're trying to reach and what the goals of this public hearing would be and is and if there's any further questions perhaps we'll ask Rick to come up and explain it further. So if there's any questions or anybody who wishes to be heard with respect to this public hearing, raise your hand. Steve Haizlip."

Councilman Densieski: "Bob, I'm not sure about that whole speech you just gave but what I think you're trying to say is more trees, is that- more trees, less pavement."

Supervisor Kozakiewicz: "More trees, less pavement. That's it in a nutshell."

Councilman Densieski: "Thank you."

Steve Haizlip: "Steve Haizlip of Calverton. Are we talking about residential, municipal, or- "

Supervisor Kozakiewicz: "Off street parking which would be other than residential. Commercial uses, industrial uses, where there's more than one use on a property, so that if there's two uses, a movie theater and a candy shop."

Steve Haizlip: "All right."

Supervisor Kozakiewicz: "The understanding is the candy shop would be attracting car use or parking uses during the day. The movie theater would be attracting parking uses in the evening."

Steve Haizlip: "Yeah, I got you. Okay. Thank you."

Supervisor Kozakiewicz: "Is there anybody else who would like to be heard on the public hearing? Charles Cuddy."

Charles Cuddy: "Just briefly. I think that this does what the town is hoping to do and that is it does an on demand situation and allows the opening up of a parking field to include additional buffer

areas. And I think both of those things are prime in the town at this time and I would hope that you would do it, I encourage it and endorse it. Thank you."

Supervisor Kozakiewicz: "Thank you, Mr. Cuddy. Is there anybody else who would like to address the Board with respect to this public hearing? Nobody else? I declare the public hearing closed at 2:27."

Public Hearing closed: 2:27 p.m.

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Public Hearing opened: 2:27 p.m.

Supervisor Kozakiewicz: "And at this time, 2:27, I declare the third public hearing of the day opened."

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 at 2:15 p.m. on March 21, 2000 regarding the increase and improvement of the Sewer District pursuant to 202-B of the Town Law. The estimated cost of the improvements shall be at no cost to the District."

Supervisor Kozakiewicz: "Mr. Brown."

Jonathan Brown: "Jonathan Brown, 737 Roanoke Avenue, Riverhead, New York appearing of counsel to Allen M. Smith with regard to this offer of dedication, essentially a lateral main."

This project has been before this panel before for public information. The properties that we're dealing with are the Lerner Heidenburg (phonetic) property and the Ad Chem Puhfal (phonetic) property on Route 58.

It's our understanding that the lateral main was sized in such a way as to provide for the additional rated flows from the additional facilities and the purpose of this dedication is to allow the additional hookups of the Lerner Heidenburg property into the lateral main, that being most notable the Applebee's Restaurant that's sited to go in on that location.

Being that as it may, I have nothing further to add."

Supervisor Kozakiewicz: "Thank you, Mr. Brown. Just- is there anyone else who would like to address the Board with respect to this public hearing? I would like to just add a comment that there was a memorandum from Michael Reichel. I don't know if the Board has seen it but he couldn't be here today because of a meeting he was with New York State DEC technical staff. He's indicated that he is prepared to accept the dedication of the lateral and the manholes on behalf of the Sewer District and that further they've been installed in accordance with the Riverhead Sewer District specifications and they've been inspected by their personnel.

So saying that, if there's no further individuals who wish to address the Board, going once, going twice, okay, George, George Schmelzer."

George Schmelzer: "The resolutions?"

Supervisor Kozakiewicz: "No, no, public hearing still George, on acceptance of a sewer main and manholes. Okay. I declare the- if there's nobody else, I declare this public hearing closed at 2:30 p.m.

Public Hearing closed: 2:30 p.m.

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Public Hearing opened: 2:30 p.m.

Supervisor Kozakiewicz: "And at this point, we'll open our last and final public hearing of the afternoon. It's 2:30."

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 at 2:20 p.m. on March 21, 2000 regarding the consideration of an amendment of Article XXXV of the Riverhead Zoning Ordinance to provide for an area with the Wading River Hamlet to be designated as Pine Barrens Receiving Areas."

Supervisor Kozakiewicz: "Rick Hanley please."

Rick Hanley: "Rick Hanley, Planning Director. The intent here is to amend the Zoning Ordinance to provide for additional areas for pine barrens receiving credits. The area that's been identified is approximately 25 acres in size. It's on the north side of Route 25A in Wading River, essentially across from Camp Wauwaupep (phonetic). The intent here is to allow for pine barrens credits to be used in a

condominium project that the Planning Board has already approved and rather than have these credits that the Health Department will move around in the community in a somewhat haphazard fashion, our opinion is that there should be a receiving area expansion so that there is an identified place for these credits to be placed.

The 25 acres would allow for a transfer of approximately 7,500 gallons of wastewater from areas within the core to this site for condominium development or commercial development.

All the properties are presently vacant. Thank you."

Supervisor Kozakiewicz: "Thank you, Rick."

Councilman Kent: "I have a question on that. Rick, could it also include ag credits so if someone wanted to purchase or contribute towards the acquisition of development rights in agricultural properties, could they also receive those credits also?"

Rick Hanley: "We've made a distinction between receiving areas for pine barrens credits and receiving areas for transfer of development rights from agricultural land. One of the reasons for that was when the town ratified the Central Pine Barrens Plan there was an issue as to the number of acres of receiving area versus the number of credits in the sending area. There was a balance to be maintained. So we made a distinction between the two. So there isn't much ability the way the ordinance is written to use either or situations. So this would be strictly for pine barrens credits from the core."

Supervisor Kozakiewicz: "Thank you. Is there anybody else who would like to address the Board? George Schmelzer, please."

George Schmelzer: "This pine barrens stuff was approved by three towns, Riverhead, Southampton and Brookhaven. So why not have the ability to transfer them within the three towns with all this restrictions? It's really a farce the way it's going on. Nobody wants the development rights from the pine barrens but still they have it in the law. It's impractical. It would be more practical if you could put it anywhere within the three towns, regardless of school district. How about it?"

Supervisor Kozakiewicz: "Well, the subject of this hearing is the creation of the zone within the town. You're saying you would not wish to limit that to the town despite legislation which says it's

between towns- within the towns. Is that what you're saying?"

George Schmelzer: "Yeah."

Supervisor Kozakiewicz: "All right. Are you- so you're not in favor of what we're proposing to do today?"

George Schmelzer: "Of what? This?"

Supervisor Kozakiewicz: "This particular- "

George Schmelzer: "I don't care if you loosen it up, I don't care, it's better to me, make it easier for everybody not just a fake and a farce. You should be able to do it with any (inaudible) three towns. If the pine barrens is in three towns, I don't- that's what I mean, see. And how about when- well, I don't want to drift to another subject, so that's about it. Thank you."

Supervisor Kozakiewicz: "Okay, thank you. Sal Mastropolo and then Bill."

Sal Mastropolo: "Sal Mastropolo, Calverton. I'm a little confused. Are we transferring development rights? I mean, that's what I thought we were talking- "

Supervisor Kozakiewicz: "We're providing for the transfer of development rights and we're creating an additional area for the receipt of those credits and the development rights."

Sal Mastropolo: "Well, is the public hearing beyond the 25 acres that they want to make into condos? I mean that's what I thought it was. It was, you know, take a large portion of land and make it a receiving area. But now I'm hearing things specific to that condominium project which is 25 acres. If this doesn't pass, does that mean that the condominium is out? Is the approval of the condominium project contingent upon the transfer of the development rights out of the pine barrens?"

Supervisor Kozakiewicz: "I don't know the answer to that and will have to ask Rick to come back in. My understanding is this area does not- is not limited only to the area that's encompassed by the condo project, that it's an area that is indicated- 25 acres north of 25A which is essentially an area that's identified as commercial. Because our pine barrens legislation is designed on wastewater credits, that's why it's been limited to the commercial area."

As far as the issue of whether that condo project would fail or not proceed, I have to defer to Mr. Hanley on that because I don't know the answer."

Sal Mastropolo: "Well, I think it's important that we understand all of that, particularly since there's quite a few people here from Wading River and if that condominium project is dependent upon this public hearing, they should understand that."

Supervisor Kozakiewicz: "Mr. Hanley's right here."

Rick Hanley: "The history of this map is that a number of years ago, say 18 months ago, the Planning Board did approve a condominium map of a certain number of units. The number of units was in conformance with our Zoning Ordinance. The applicant- to what I understand, has decided that he would like an amendment to that map showing larger units, the same number of units just a different unit size, which I think then tipped the scales beyond a number of gallons per day per acre per unit to a greater number which required the use of development credits.

If the question is should the Planning Board not approve the amendment prior to this Town Board approving the map, I think that's a reasonable question. In fact, we've already asked that question of counsel- the Planning Board counsel that is. In my view the number of units meets the Zoning Ordinance. The square footage of disturbance meets the Zoning Ordinance. In every other way, this map meets the Zoning Ordinance except for ground water flow which typically we don't as a Planning Board or a Town Board deal with. It's normally just purely a Health Department matter.

We have asked the opinion of the Planning Board counsel on that matter in terms of just procedure, in terms of decision-making."

Supervisor Kozakiewicz: "Does this- does the area that's encompassed by this public hearing-- I think the question that was asked, deal only with the 25 acres upon which this condominium project is- "

Rick Hanley: "The project is on a parcel of 13 acres so there are three or four other parcels that are vacant that are made part of this area. It's not strictly for this property- "

Supervisor Kozakiewicz: "That was one of the questions."

Rick Hanley: "Yes."

Supervisor Kozakiewicz: "Okay."

Councilman Densieski: "Rick, the- you said it's got Planning Board approval. Is it with recommendations, do you know or the map- "

Rick Hanley: "The map was originally approved 18 months ago without this whole issue. We are now considering the amendment. We had an appearance by the applicant at the last Planning Board meeting. We are now preparing that resolution and as soon as Dick Ehlers gives me his opinion that if there is a stipulation in the resolution, it will be there."

Councilman Densieski: "Okay. Thank you."

Supervisor Kozakiewicz: "One other additional question, just so we're clear. What is the name of the map?"

Rick Hanley: "Wading Woods is the name."

Supervisor Kozakiewicz: "Wading Woods. Okay."

Rick Hanley: "Wading Woods."

Supervisor Kozakiewicz: "Okay."

Rick Hanley: "Which I guess is a combination of a number of different ideas up there. The original map was called Parvis Farahzad Condominium Map."

Councilman Lull: "Rick, another thing quickly. In answer to George's implied question, you say there are about three or so additional parcels that are not included in this condominium map--"

Rick Hanley: "Right."

Councilman Lull: "-- that are included in this receiving area."

Rick Hanley: "Right."

Councilman Lull: "That does, in fact, raise the value of the pine barrens credits themselves."

Rick Hanley: "In the view of the economist, the larger the

receiving area, the greater the value for the credit. Yes."

Sal Mastropolo: "Sal Mastropolo, Calverton. I think I heard him say that the number of units would not increase but the size of each unit would increase? Do we know what the impact of that's going to be on the school district? I mean, are we going to change from, you know, one bedroom condos to three bedroom condos and now we're going to have families move in there, with children? Does anybody understand the impact of that?"

Charles Cuddy: "Charles Cuddy for the 13 acre condo that's called Wading Woods which was originally a map proposed by Parviz Farahzad. What happened with that map was that it was approved. The site has 39 allowed units on it, we have 36. The Town in other words would allow us to have 39. When we did that, the units that we had were somewhat smaller than they now are. We've increased the units by several hundred feet- square feet in size. We have not increased the number of units.

The units as they were before and now except for an increase in size are no different in number. They are virtually no different in location and all that was done- we went to the Health Department, the Health Department required that we get credits in order to use this site. The Town doesn't require that. So we are going back and forth between them. This allows the pine barrens credits as Mr. Schmelzer, I think, pointed out to be somewhat more flexible and allows them to be used in this particular area.

It's not going to change anything that we proposed before; it's not going to change anything that we're going to do now. The amendment to the map simply added some square footage and realigned the buildings. That's all that we did. It should not have any different effect than it would have had before.

Would we still do it if we didn't get this yes? Yes, we would still do it."

Councilman Kent: "The last question though was whether the increase in size will mean more bedrooms per unit and whether more bedrooms would appeal to a family rather than- "

Charles Cuddy: "No. These are limited to two bedrooms to start with."

Councilman Kent: "They're limited to two bedrooms."

Charles Cuddy: "That's right."

Supervisor Kozakiewicz: "Thank you. Bill Kasperovich. And is there someone in the back also had their hand up? Okay. Sandra Mott, okay. Sandra, you can come up next."

William Kasperovich: "William Kasperovich from Wading River. After such a nice description of the previous public hearings, you come onto this one that's quite confusing. One- could somebody clear the air that the pine barrens have been designated specific area. There are boundaries to the pine barrens. Are there or are there not boundaries to the pine barrens?"

Councilman Kent: "There are boundaries- "

Supervisor Kozakiewicz: "There are boundaries to the pine barrens area, the compatible growth and the core area. This is the designation of receiving districts so that the pine barren credits which would be within the pine barrens area can be transferred for use by an applicant- a project sponsor at another location. So this particular area is the- what's being proposed is to add an additional receiving area for the use of those pine barren credits. So we're not looking to expand or change the pine barren boundaries."

William Kasperovich: "Well, doesn't this extend the boundary?"

Supervisor Kozakiewicz: "No."

Councilman Kent: "Just of the receiving area."

Supervisor Kozakiewicz: "All we're doing is just increasing the area where a pine barrens credit can be taken and put to use."

Councilman Kent: "I don't know if you understand the very premise of the program. If you own property in this area- "

William Kasperovich: "Well, when the program was being explained to the Town Board, I was sitting right there and I was just as confused as everybody else."

Councilman Kent: "If you own property in the pine barrens, it can't be utilized or some of it can be but a lot of the area in the pine barrens cannot be utilized at all. So you will get a credit. You could sell your development credits to someone in a receiving area that can purchase the credit and increase either their density or

their yield. In this case, they're increasing the size of the units. In exchange they're purchasing some development credits from someone who owns property within the pine barrens."

Supervisor Kozakiewicz: "I hate to confuse this more, but this is- our local Zoning Ordinance which was put in place as part of that pine barrens plan and our particular ordinance when we deal with receiving areas, in computation we do it on a gallonage flow. So if an industrial site had a certain gallonage that would be allowed, say it was 300 gallons per day, when that particular piece of property within the pine barrens area is sold for a credit, the person who is receiving it and receiving area can now increase the size of their project by that additional 300 gallons per day flow. So the premise upon which the receiving area or this district works is the computation is based upon a gallonage per day type of flow. I'm not sure if I'm still making myself clear."

Councilman Kent: "Well, Bill, you're (inaudible). You're saying this property can't be developed so you are taking the rights to develop that property and selling them to someone else so that they can increase the amount of development on another site. But that site where you increase the development has to be in a receiving area. The pine barrens is the sending area, you are sending the right to develop from the pine barrens to another area that's identified as a receiving area and that area can receive the credit, the development credit. That's the very basic explanation for it. (Inaudible)."

William Kasperovich: "Well, what's confusing to me is that north of 25A, the geology that close to the shore, it changes a great deal from the upstream side of the Peconic River. The pine barrens water collects and runs into the Peconic River. This is now in an area where it doesn't. So I think there's a- what's confusing is there a limit as to how far these development profits can be extended beyond the collecting area of gallons of water."

Councilman Kent: "The statement you made about the Peconic is the reason why we're taking the development out of the area because it is collected and it does feed into the Peconic River and into the Peconic estuary. They're trying to protect that area."

William Kasperovich: "All right, the estuary. That was the word I was thinking of."

Councilman Kent: "So we're getting the development out of that area and we're putting the development in another area that will not

have as great an impact upon environmentally sensitive areas. And the pine barrens has been considered environmentally sensitive because our drinking water is below the pine barrens so we don't want to develop on top of it because then that will impact the ground water which will impact our drinking water."

Supervisor Kozakiewicz: "And we've essentially identified areas that are industrial or commercial because we're dealing with this gallonage per day and this is an area that's been zoned CR zoning, so that's why it's being proposed up there."

William Kasperovich: "Okay."

Supervisor Kozakiewicz: "All right."

William Kasperovich: "We'll let it go at that."

Supervisor Kozakiewicz: "Thank you. Sandra Mott."

Sandra Mott: "Hi. Sandra Mott- "

Councilman Kent: "The other one."

Sandra Mott: "Sandra Mott, Riverhead. Maybe I wasn't listening properly. This- you already have a project in mind for making this amendment, there's a specific project that you're planning to accommodate?"

Supervisor Kozakiewicz: "A project has been approved."

Sandra Mott: "It has been approved, okay."

Supervisor Kozakiewicz: "It's been approved. We don't get into the gallonage per day issue. It's a 36 unit- that's part of this 13 acres. The balance, the 25 acres, is the total receiving area. There's no projects in place for those."

Sandra Mott: "And the 36 units, I understood, it's no larger than a two bedroom unit."

Supervisor Kozakiewicz: "Right."

Sandra Mott: "I might be wrong, but I understood when Riverhead Landing on Middle Road was being proposed, I thought I understood that that was strictly an adult community and, therefore, they indicated

that there would be no effect on the school- and the addition- for additional schools. But when we went to actually look at the property we were advised that that was not the case. Only one individual has to be 55 and older to occupy the units and children do live there. So, I don't know if this is the same kind of a development in regard to making an offer to the town for coming in, but we were rather surprised because we- they said only one person had to be 55 and older. Is this going to be an adult only community or- no, it's strictly any age which means that there would be a burden additionally, you know, people have children- "

Supervisor Kozakiewicz: "Well, it's approved. The project has been approved, you know."

Sandra Mott: "So there's no consideration as to that."

Supervisor Kozakiewicz: "I mean, it's not, the project's not-"

Sandra Mott: "I heard the gentleman here refer to children and increased school need and so no. So, as I said, maybe I wasn't tuned in completely to this particular project. But I just wanted to say that because when we went to Riverhead Landing, and I understood that that's how they promoted themselves, that we ended up with more children than anyone had anticipated."

Councilman Lull: "Sandra, what- the question of children came up. These were originally approved as two bedroom apartments, two bedroom condo- dwellings, yes. The question was since they were using an expanded size of facility, was that going to mean more bedrooms so that it might mean more children. And the answer to that was no, it's still two."

Sandra Mott: "It's still two."

Councilman Lull: "Yes."

Sandra Mott: "Okay. Thank you very much."

Supervisor Kozakiewicz: "Is there anyone else? John White and then Rolph."

John White: "John White, Calverton. I just had a question. On this 25 acres in total, this is industrial or commercial zone?"

Supervisor Kozakiewicz: "This is, I believe, Business CR

commercial."

John White: "Okay. Is that the total acreage in the area of this Business CR?"

Supervisor Kozakiewicz: "No. There's other Business CR zones that are up that way- in that particular vicinity up in Wading River."

John White: "Okay. My question would be then- "

Supervisor Kozakiewicz: "And we've already approved some other receiving areas up in the Wading River area, south of 25A and we've also approved additional receiving areas over on Kroemer Avenue. And, again, just as a backdrop, our pine barrens legislation- just I'm not sure if you were here when that- made this comment- is based upon a gallonage per day- "

John White: "Right."

Supervisor Kozakiewicz: "-- type of flow which is easier to deal with in a commercial and an industrial type of build-out as opposed to a residential and we've put the receiving areas in those particular zoning use of districts."

John White: "Okay, I understand that. Now, how many acres in total are in this particular area that have this Business CR, right in the immediate vicinity of this 25 acres, roughly?"

Supervisor Kozakiewicz: "We're going outside the subject of the hearing and to be honest I don't know specifically what the total CR zoning is. I'd have to pull the Wading River master plan map and I could better advise you on after doing that. It basically extends 500 feet northerly of 25A and 500 feet, I think, southerly of 25A from the Brookhaven-Riverhead town boundary to a location east of the shopping plaza."

John White: "Okay, it's basically hundreds of acres then."

Supervisor Kozakiewicz: "Well, I'm not sure if it's hundreds, but it certainly is more than 25."

John White: "Okay, so it is- "

Councilman Kent: "The question, I think, John, let me see if I could just paraphrase this so we can be clear. I think what he wants

to know is the 25 acres that are proposed, is that the entire CR zoned property in this location or- "

John White: "Basically, yes."

Councilman Kent: "-are there other CR zone property that are actually contiguous that we're precluding from mapping- "

John White: "Exactly."

Councilman Kent: "-- as a receiving area."

John White: "Because I'm wondering if it's actually fair to the other owners because these other 12 acres for some reason are going to be included in this to bring it to the 25, is it really fair to the other people in the neighborhood because it's going to make this property worth more on a real estate market honestly if it is a receiving area. And I just- if that's a good area to put as a receiving area, maybe we should put more acreage involved in it so there could be a spot if this is the right area for it, you know, and if people, you know, do- "

Supervisor Kozakiewicz: "So what you're really proposing is we should- if there's other areas up there that could benefit as well as a receiving area, you think we should expand it. Correct?"

John White: "Well, I think it would be more fair to the other people. I mean I have no objection to the project, you know, at all. I like the idea that the units- "

Supervisor Kozakiewicz: "This is not dealing with the specific project. This is just dealing with the question of whether we should extend our boundaries for establishing a new- we're not really- although we've gotten on the issue of establishing this condo map, we're talking about this condo map, this is not really a question of the condo map as opposed to an extension of the receiving area for pine barren credits."

John White: "Right. Like I say, I would think that if it is a good area for it, that maybe we should look at maybe making the area bigger to be more fair to the other people in the neighborhood where you don't have somebody standing there, you know, like obviously is this man has the 13 acres next door and somebody wants to expand this condo project, he's kind of got the advantages over his neighbor which I would rather see it all be in an even playing field, you know, where

if he doesn't deal with that guy he can go buy it from somebody else if this did happen to work. As far as I can say with the project itself, I do like the bigger units. I think that would be nicer and I do like the other part where we were talking about not adding to the school district so there's no additional cost to the town. I mean that's basically, you know, the questions that I had and I appreciate the answers. Thank you."

Supervisor Kozakiewicz: "Rolph Kestling."

Rolph Kestling: "Rolph Kestling, Wading River. There's something strange. We go over that way quite often and a couple weeks ago, we stopped by when we seen the sign there. But it said the public notice for the Planning Board. Okay. But where you write in the information, it was totally blank. Nothing in it, just the sign. The second thing is for this public meeting, wouldn't there have to be another notice there, a posting of a town public meeting? I didn't see any. I'm not saying it wasn't there, but I- can anybody verify that that sign was there?"

Supervisor Kozakiewicz: "For this particular hearing, there would not need to have been a posting of the property. This was a motion by the town on its own motion to extend the receiving area and change our zoning boundaries to increase the receiving area. So the answer to the second question is no, there would not have been a need for the posting of the property. Just the publication in the paper and that would- "

Rolph Kestling: "So in other words, the residents around there that don't happen to read the News-Review wouldn't know anything about this public hearing."

Supervisor Kozakiewicz: "As far as the- if you didn't read the paper you wouldn't have known about this particular expansion of- "

Rolph Kestling: "If they didn't read the paper, they wouldn't know about it. Probably- that's not fair either. Now, another thing. You're very concerned about population in the school. This will increase the school population especially in Shoreham-Wading River. Besides that, you've been approving these trailer park homes willy nilly, which isn't increasing anything. So I think you better look at this thing a little closer. I think there's something not kosher. Thank you."

Grace Lulejian: "Mr. Supervisor, Councilmen. My name is Grace

Lulejian and I have a house in Wading River and have had it since '85. It's now not my primary residence but I've spent most of the last two years there. What has- and I haven't been able to come to the meetings in a couple of years- no, over a year. But I'm very- I'm quite intrigued about this proposal because a question was asked, would there be any additional bedrooms? These are supposed to be, although 39 apartments were approved there would be fewer than that, thirty- "

Supervisor Kozakiewicz: "36."

Grace Lulejian: "36. So that's maybe a couple thousand extra square feet added. I would like to know, and somebody did ask the question, would it- could it expand- would there be more bedrooms? And the answer was no. Well, if each apartment is going to be expanded by a couple of hundred feet and I'm quoting the speaker- unfortunately I didn't catch his name who said that- I would like to know how those couple of hundred feet are going to be utilized. And I want a specific answer.

My reason is this. In the 20 odd years- 25 years- 29 years that I have been in real estate in two states and living in Manhattan for a quarter of a century and working there for almost 50 years, I know a little bit about real estate. And where I come from a couple of hundred feet can create a den which developers are always pointing out in their illustrations, in their literature, can be used for a third- an extra bedroom or a dining area. So I would- I'm just very interested in knowing something specific about this. Thank you. And, of course, my idea is extra bedroom that could mean- or sleeping facilities, let's put it that way, could impact the school district. Thank you very much."

Supervisor Kozakiewicz: "Thank you. Sal Mastropolo."

Sal Mastropolo: "Sal Mastropolo, Calverton. Now I'm a little bit confused because of what I've heard just recently. Okay. First of all, what caused the consideration of this public hearing? The town or the property owner?"

Supervisor Kozakiewicz: "The town."

Sal Mastropolo: "The town. Okay. For a transfer of development rights- "

Supervisor Kozakiewicz: "Or a change in the area that would be

designated receiving area."

Sal Mastropolo: "In the receiving area- "

Supervisor Kozakiewicz: "Correct."

Sal Mastropolo: "Okay. If you are going to transfer the- if you're going to create a bigger receiving area, okay, out of- for property that's in the pine barrens, doesn't the individual who's receiving the credits have to own property in the pine barrens to transfer those credits?"

Councilman Kent: "No, they buy it. They purchase the credits."

Sal Mastropolo: "They purchase the credits."

Supervisor Kozakiewicz: "The credit is out there floating. It's got a monetary value and you can buy the credit and then apply it to your parcel in order to increase your- what you can do."

Sal Mastropolo: "Okay. What is the town- what kind of- what consideration, okay, financial consideration, is the town going to receive for transferring these credits or making a bigger receiving area in the hamlet of Wading River? I mean, the landowner who this is just going to happen to fall on, is going to get a windfall, okay. Because he's going to be able to make his apartments bigger and, i.e., sell them for more money. What are we, the people of Riverhead and you the people of Riverhead, going to get out of this?"

Supervisor Kozakiewicz: "It's not a monetary issue; it's a question of, I think, do we establish these receiving areas in order to make the pine barrens credits work and the whole program work. What I'm hearing is obviously a resistance to the idea of this zone being extended or increased."

Sal Mastropolo: "Yeah, particularly if it's going to fall on a condominium project which, okay, one is I don't like the idea of where it's going and two is if it's going to create bigger apartments which could be mean bigger families, that's going to have a direct impact on the school district. And, I mean, that's all I hear at these public meetings is- "

Supervisor Kozakiewicz: "There's been a number of points you've made and it's certainly something we have to take under advisement of the Board."

Sal Mastropolo: "Thank you."

Supervisor Kozakiewicz: "You want to have one more?"

Grace Lulejian: "Again, Grace Lulejian from Wading River. My question, Mr. Supervisor, is this. I expected that the gentleman who answered a question about the square footage and who said that- very vaguely I thought, that it would simply mean another couple of hundred feet, several hundred feet is what he said added to each unit, I expected that he would answer my question as- "

Supervisor Kozakiewicz: "Oh- "

Grace Lulejian: "-- to how that is to be allocated. May I ask him to come here and- "

Supervisor Kozakiewicz: "Sure. He's still here."

Grace Lulejian: "I know he's still here. I've been watching him. I gave him a chance to answer my question. Thank you."

Charles Cuddy: "I didn't have a chance to come to the microphone. Let me just say something preliminarily. This application that everybody is now concerned about was three and a half years- three and a half years before the Planning Board. We had three separate hearings. They were all noticed and published correctly. When we had those hearings, we had approval for the same number of bedrooms that we now have. We've expanded the living area of these units. We haven't expanded the number of bedrooms. There were going to probably be children before, there probably will be some children now. I don't know if there's an anti-children approach going on but I'm hoping that these number of units, and you realize this is 13 acres and 36 units, are going to be exactly the same as approved on two separate occasions by the Planning Board, one for the original one, and one for the present amended map. Nothing is going to change as far as the number of bedrooms go.

Is there going to be additional living space? Yes, there is. But the same thing that's been approved as I said on two separate occasions by the Board is what's before this Board. We're not asking for approval for our condominium project. We're going to go ahead with the project. We've paid to get these units. The units that you buy you have to pay for. You have to pay, and in our case we paid \$16,000 per unit, and we had to pay for each of the units that we needed to increase our density. And that's what we've done. So I

hope that answers your question."

Grace Lulejian: "No."

Charles Cuddy: "Well, what would you like me to answer?"

Supervisor Kozakiewicz: "I think the specific question if I can paraphrase it, is if there's going to be an increase in square footage per unit, is there going to be a den?"

Grace Lulejian: "How- how is it- exactly how is- "

Supervisor Kozakiewicz: "You have to come up to the microphone."

Grace Lulejian: "Oh, I'm sorry."

Charles Cuddy: "I think I know what your question is. You want us to say if the increased area is going to be another bedroom. I said to you- "

Grace Lulejian: "No, that was never my question. I know better than to ask it that way."

Charles Cuddy: "Okay, well, the answer is there is going to be additional area in each condo unit that's going to be allocated whether it's a den or whether it's some other area in- but it was already there. We just made them bigger. We didn't take them and change them. What you're anticipating and your premise is that we took them and we cleverly made another room. We made them bigger. That's what we did."

Grace Lulejian: "How?"

Charles Cuddy: "By adding square footage to the living room, to the bedrooms, to whatever there was, we added square footage to it. That's all we did. We didn't create new rooms- "

Supervisor Kozakiewicz: "Excuse me. If I can ask this question. There's an amended plan that's on file."

Charles Cuddy: "That's right. That's right."

Supervisor Kozakiewicz: "That amended plan would show the increased size of the units from the approved plan?"

Charles Cuddy: "That's right."

Supervisor Kozakiewicz: "Does that show a floor plan of what's been proposed?"

Charles Cuddy: "There's a plan that show exactly what's there."

Supervisor Kozakiewicz: "So there's something on file that we can compare?"

Charles Cuddy: "That's right. That's right."

Supervisor Kozakiewicz: "That's in the Planning Department. Yes."

Charles Cuddy: "Yes."

Supervisor Kozakiewicz: "Okay. So that- I mean we can look at each unit and see what the difference is in the size, what units are- what the room layout is, and we can compare it that way. And, again, just so it's clear, the project is Wading Woods so when you look for it, it would be on file. Thank you. So maybe that will clear a lot of the issues. Okay. Thank you."

Charles Cuddy: "I want to put one point on the record so it's completely clear. Apparently when the first plan was approved, there was a footprint approved. There was not a design that was approved. There is now a design and the increased footprint. So I was wrong when I said to you that there was a comparison that you could make. You can compare the footprints but there was no interior design the first time."

Supervisor Kozakiewicz: "But there is an interior design that can be looked at now- "

Charles Cuddy: "That's right."

Supervisor Kozakiewicz: "It's on file with the Planning Department."

Charles Cuddy: "That's right. That's right."

Supervisor Kozakiewicz: "Under the title Wading Woods."

Charles Cuddy: "That's correct."

Supervisor Kozakiewicz: "Okay. Just so we're clear. Steve Haizlip."

Steve Haizlip: "Steve Haizlip of Calverton. When this hearing opened up, I heard 25 acres."

Supervisor Kozakiewicz: "That's correct, 25 acres is the total area that's being envisioned for the addition of a receiving district."

Steve Haizlip: "Oh. And then- "

Supervisor Kozakiewicz: "Of that 25, there's 13 that would be the project which has been the main focus- thank you, Chris, of today's hearing."

Steve Haizlip: "Now, oh, so what happened to the other 12 as far as receiving TDR? This is important."

Councilman Lull: "It's not TDR's- they're not TDR's, Steve. They're pine barrens credits. The other acreage is not developed."

Supervisor Kozakiewicz: "There are no proposals as I understand it that are before us at this particular time and the condo map was before the Planning Board. But there are no projects- it's just the design or the concept is to make the pine barren credit more- the (inaudible) asset there, a little more economically viable and we're spreading out the area where you can send the pine barren credit to, the land that will be included.

You're right, it is 25 acres and 13 of which is this project, Wading Woods."

Steve Haizlip: "Sounds like the future coming up. Okay."

Councilman Lull: "Actually, you're right, Steve. It is. What you're doing is you're adding the receiving area. By adding the receiving areas you're increasing the price of the credits that come on those pine barrens credits-- the price of the pine barrens credits. By increasing the price of the pine barrens credits, you're increasing the value and the potential protection of our ground water."

Steve Haizlip: "Right. All right. Now, Mr. White mentioned about adding some additional land of the neighbors to make it more attractive and be fair to them. But how many credits do you have in

the pine barrens to do that? I mean isn't there a limit of credits you've got? Am I asking a stupid question?"

Supervisor Kozakiewicz: "No, you're not."

Steve Haizlip: "Okay, Bob. Thank you very much."

Supervisor Kozakiewicz: "You're not asking- I think your question to- is simply put. If you take all of the lands that are located within the pine barrens and determine how many credits would come out of the particular pine barrens area, what is that number?"

Steve Haizlip: "Okay. That's what I'm- "

Supervisor Kozakiewicz: "Okay. And, therefore, depending upon what that number is, how many- what's the area that you should really look at as far as the receiving district. And that's something, again, we're going to have sit down with Rick and as a Board determine if this is the way we want to go. It's a public hearing today and certainly we're going to have to give it some real hard thought. Thank you."

Steve Haizlip: "Okay, thank you very much."

Supervisor Kozakiewicz: "Sid Bail."

Sid Bail: "Good afternoon members of this Town Board, Supervisor. Being around several years and just briefly talking to Mr. Cuddy back there and we said you remember what we said about these condos over the years. Right. I realize that the condos are the idea of something that came out of the Wading River Hamlet Study in 1989 and it was like people in the community that were involved and they were given a series of choices, etc. One of the suggestions was owner occupied condominiums and, you know, it's a good faith kind of thing. I'm not- "

Supervisor Kozakiewicz: "As opposed to apartments."

Sid Bail: "Yes."

Supervisor Kozakiewicz: "Is that right?"

Sid Bail: "The idea of people with an equity stake and that, you know, might be a better addition to the community. However, with the transfer of development- one of the things I do remember also

going many years back, is that one of the other selling points is with these quote smaller condominiums, that it was unlikely- not that this is anti-kids, but that there would probably be few kids, and it might even attract older residents such as myself, okay, who might want to get out of their bigger house and get into like one of these condos. The lady's concern over there about making this more attractive.

As a marketing tool, I think it would be very good, very good for Mr. Cuddy, very good for Mr. Cuddy's potential clients, etc. The idea of expanding in the TDR zones, I think TDR- you have to have them. It's very, very important but like another consideration besides the school district size, etc. or increasing school district size. Suppose we expanded the TDR zone, would this apply to, say, properties within the CR zone as well as the residential zone?"

Supervisor Kozakiewicz: "I think it may already include some of it, CR, I think we did that last year and we adopted those additional zones either our first or our second meeting when we started out. We had already one of these resolutions on where we approved the change."

Sid Bail: "All right. My concern is also about traffic impacts, you know, densities, like Wading River and 25A- it's a two lane road, for the foreseeable future it will apparently remain a two lane road. So I would be very careful about the idea of expanding the receiving zones. Thank you very much."

Supervisor Kozakiewicz: "Thank you. Bill Kasperovich."

William Kasperovich: "William Kasperovich from Wading River. If you would bear with me a moment. Mr. Cuddy expressed that this thing has been dragging for three and a half years. Let us remember that this covers two past administrations where the Town Board changed and it's now the third. There have been a number of objections from many people in Wading River for building condominiums. This all started when it was establishing the Hamlet Study. A lot of people objected to this. They did not win out.

But now we talk here about 39 units permitted- "

Supervisor Kozakiewicz: "Thirty-six."

William Kasperovich: "Well, if they wanted to go to 39, they could go to 39- on 13 acres. That would mean three units per acre, a unit being a one-family apartment. That means a third of an acre per family. This is a population concentration that is not normal to the

existing Wading River area. So it's been up before the Town Board and before the Planning Board and there have been opposition to a condominium in Wading River and we have to- we are now looking at every side of this issue so that there are no avenues to deteriorate into or that other developers can take advantage. And so they're giving consideration to one developer on 13 odd acres but now we have two other owners that have not shown any development or special permits or requests and they are going to get a benefit of situation by this 13 acres. And this is where I think the serious concern by the Town Board is necessary. Thank you."

Supervisor Kozakiewicz: "Thank you, Bill. Anybody else who would want to address the Board on this particular public hearing? Seeing no further- make sure nobody else wishes to address the Board, I declare the public hearing closed. It's 3:18."

Public Hearing closed: 3:18 p.m.

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Supervisor Kozakiewicz: "At this point, I'd like to open up the floor to public comment- public comment on resolutions. I see we have some cards, and additional, anything else that's business with respect to the town. Once again, just to remind everybody, we do have a five minute rule in effect. I'd like to try and keep tabs on that. I would ask for each and everybody's respect of the speaker who is before you in order to make sure they get their full five minute time period in order to address the Board. Sandra Mott."

Sandra Mott: "Sandra Mott, Riverhead. I basically have several questions but I'm going to make a comment first. I had a very disappointing conversation with my neighbor who had a return call from Mr. Lull on Sunday evening regarding the animal shelter. I use very disappointing because I can't find any other words. But, frankly, she was told that any new facility would probably take about two years, that it wouldn't be a no kill facility. No cats would be considered and that there was no money for cats in the process. And, therefore, there would be no change in the code to include cats. But yet a dialogue should be made and continued.

I've been doing a dialogue basically one on one for over two and a half years with the previous administration and the current one. And I'm going to use it for the previous administration because that's where most of my time was spent.

I went to a work session several weeks ago and Mr. Densieski asked did I do a market survey? And I didn't have an answer for him at the time, quite frankly, because our cat was very ill. He's passed over since that date and so he's secure, I don't have to worry about him. He was 18 years of age and we loved him very much.

It appears that Mr. Lull's mind has already been made up in regard to the future tone of the facility. I just looked to see in Ms. Grattan's office what your annual budget would be for that control facility and for dogs specifically. It comes to about \$104,000 rounded off, three-quarters of it is going to personnel, 25% for other needs including electricity and food. I guess I've wasted over two years of my life working on something that I felt was a needed entity in the town. I know it's a needed entity because every place I go to I'm told and this is to answer Mr. Densieski in regard to the market study. Now, I didn't do a formal market study, okay. But I've had people stop me everywhere in the town telling me good thing that I'm doing this, good that I'm pushing it through, continue to discuss it because it needs to be done.

I'm just going to read you a few names if there was a petition ever made. Smoochy, BeeGee, Benny, Sheddy, Ashley, Mommy, (inaudible), Little Girl, (inaudible), Lassie, Sammy, Fuzzy, Big Boy, (inaudible), Twin, OJ, Fluff, Merlin, Puffy, Legs, Baby, Michelle's 23 that we saved from the pound, 19 that this woman is now being prosecuted in Southampton for animal abuse because people brought them in to be killed at their local facility and she refused to allow that to be done. She's up on charges. Michelle is up on charges. None of the charges are true. Thirty-five by a local vet were rescued by a worker there. Okay, now if I could- I'll read you some of their names. This is my petition. Baby Boy, Mindy, Heidi, (inaudible) Roofus, Rowena, Jonas, Guy, Tess, Merlin, Muddy, Fluff, (inaudible) and so on and so on.

Now, my feeling is there's a need in the town for cats to be considered. If I go to any animal shelter advisory committee on the 25<sup>th</sup>, which I was invited to by Mr. Lull's letter, I'm wasting more of my time. You're not interested."

Councilman Cardinale: "Sandra, one of the things that happens repeatedly in the previous administration and this administration is that I don't know if we make ourselves clear. But we speak and I'm sure that Jim feels this way, he's speaking for himself, not for the Board when he says he doesn't think it will- he thinks it will take at least two years and it won't include a no kill provision and it won't

include cats. I don't think this Board has made a decision. In fact, I know I haven't been even privy to a discussion about these ideas so I think he may be- I think Jim may be saying his own prediction but not necessarily the position of the Board on these things. So I wouldn't give up is my point."

Sandra Mott: "Thank you, Phil."

Councilman Lull: "I will answer, Sandy, because at least three things that you said that you were told I said, I didn't say."

Sandra Mott: "Okay."

Councilman Lull: "I did not say- "

Sandra Mott: "I've given everybody the benefit of the doubt."

Councilman Lull: "Okay. I did not say any new facility would not include cats. I certainly hope that it will. Now, I did say that there is a good possibility that a new facility, considering all the work that has to be done and all the preparation and everything and fund raising- "

Sandra Mott: "I've done that."

Councilman Lull: "No. We're talking about taking down trees, we're talking about fund raising, we're talking about dealing with the DEC."

Sandra Mott: "Yeah, well, we won't have to do as much as you planned because as far as I'm concerned if you understand Habitat For Humanity as a premise this thing could be up and running in three months. We're not building as I said before the Taj Mahal."

Councilman Lull: "Okay. All right. This is- "

Sandra Mott: "It's going to take time- "

Councilman Lull: "This is area- "

Sandra Mott: "You told me five years at one point."

Councilman Lull: "I never said five years."

Sandra Mott: "Yes. My mother was standing next to me, you said

five years. And I'm thinking five years. Do you know how many dead animals there are going to be in this town in five years? No offense. Because I've given everybody the benefit of the doubt. Bob is very kind in regard to listening. And not to interrupt, Mr. Lull, but quite frankly if that's the direction the town's going to be taking, maybe I should just (inaudible) because the dogs are protected, they're not in the code, they'll never be in the code, they don't have to be in the code. Although it is a misdemeanor, it's \$500 and a year's fine if you abandon an animal on the street in the town, in anywhere in New York State. Okay? That's- so we are encouraging people to break the law and in regard to everyone- I understand it's an individual thing but it's individual for me, too.

And I'll be honest with you, dialoging, talking, we've done that. We've been there. You did it with RSVP, you did it with this pet group that was helping up there, Mrs.-- I can never pronounce her name, Vicky. She's been up there. The burden shouldn't be on individuals. The burden is on the town and it is state law that you can't abandon and you cannot get a cat anymore and abandon it on the roadway like previously. They've been updated from vermin. They're equal to dogs, horses and other domestic animals on a farm. That's a recent law about 18 months ago and I'll find the law for you in my piles of information."

Councilman Densieski: "Sandra, if I can interrupt you one second. I suggested a marketing strategy- asked if we had a marketing strategy for money. I did not say anything about a market survey."

Sandra Mott: "Okay."

Councilman Densieski: "Just to make that clear. I was curious if you had done anything to raise money. That was my point."

Sandra Mott: "Let me put it to you this way. I can't raise the money unless I know that you want it to happen. This is like catch-22."

Councilman Densieski: "I merely asked you if you had any marketing strategy. That's all."

Sandra Mott: "No. No. But I'll be honest with you. I've had many a contractor promise their time and their expertise based on the Habitat For Humanity premise. We can minimize the cost as we said. When Mark and Gary were here at the work session supporting me which they volunteered to do and I will be very grateful to them forever as

I will always be grateful for Vinny saving the 23 from the pound and death.

The long and the short of it, I'm taking more time but as I said when I heard this was happening, the direction and the dialogue, you know, can we just move on with it? Can you make a resolution, yes or no? That's all I'm asking. Yes or no. And we can do shelter committee, you've had the shelter committee going on, you've known that this has been issues for dogs for years and years and, Phil, I agree with you. I'm not the personality type to give up. I'll move in a different direction. And I think Chris knows that, too. And, Bob, we've talked. And Mr. Densieski and I have only said hello on occasion and Mr. Lull should know that. But I'll be quite frank with you. Every day since I left this work session it's been another issue. People having to rescue dogs on their own. People with animals being lost and they come knocking at our door. I've gotten nothing from this process except the satisfaction of rescuing animals. But I am not here to do that.

If we had a facility where people could go with a clear conscience and leave their- and they are pets, they're not nasty, vicious animals. And if they are they were provoked into it. If we had a facility the town could be proud of. I want the town to own it and manage it in the sense of providing the (inaudible). And then a not for profit can oversee. And if you blend the two with animal control (inaudible). That's not going to work. It's going to be up to them. We work for the town, we'll tell (inaudible) volunteer and you can leave.

The direction I know is circular. I'm tired of hearing all these other costs. I know you want me to get away from the microphone but \$475,000 is what I added up between the bandstand that you're going to approve, the \$20,000 plus or minus for the storage, you paid \$50,000 for the science museum, \$175,000 for the young boys who were here. You've already made more positive move on these roller skating boys than you did on this animal thing. And they came to our meeting."

Councilman Kent: "No, wait a second. \$175,000 was appropriated for the roller rink park, that's been going on for five years. That has nothing to do with what those boys were here about at the last meeting. And \$175,000- "

Sandra Mott: "Well, the way it was reading in the paper, it sounded like it was one and the same."

Councilman Kent: "Where did you read that? In the News-Review?"

Sandra Mott: "Well, that's your local resident paper."

Councilman Kent: (Inaudible)

Sandra Mott: "I read all the papers."

Councilman Kent: "No, I'm just kidding. But the \$175,000- that was in response to a five year effort by Mr. (inaudible) and other people about getting a roller hockey- "

Sandra Mott: "Okay, well drop that out of the total, \$60,000 that someone asked you to write off for the aquarium loan that you were supposedly getting plus several hundreds of thousands. We're talking hundreds of thousands of dollars. We're talking, you want a cattery, it's simple. You've got the property, it's owned by the town, it can be cleared by the town to a point. You buy a nice double mobile home. It has an office space that can be used- the living room can be used as an office, a greeting center. You've got a kitchen, a bathroom, you've got the bedrooms that can be the cattery with an attached enclosed porch area and in addition to that, then you can build your facility with the Habitat for Humanity premise.

I don't want to cost the town money and if you let it go by Habitat for Humanity and let the people contribute their time and effort and the donated supplies and Mr. Lull has someone to do the foundation and to build the facility, but that was a few years ago. I keep repeating myself- "

Supervisor Kozakiewicz: "I'm going to have to ask you to sum up."

Sandra Mott: "Well, fine."

Supervisor Kozakiewicz: "Sandra- "

Sandra Mott: "No, I know. I know."

Supervisor Kozakiewicz: "You've made your point."

Sandra Mott: "I've made my point time and again but I don't know what it takes to get a resolution."

Supervisor Kozakiewicz: "And I think Phil's comment back to you that you shouldn't give up hope is a fair comment."

Sandra Mott: "Yeah, well, I agree with Phil. I won't give up hope."

Supervisor Kozakiewicz: "Okay."

Sandra Mott: "But my feeling is can you get- how do you get a resolution? At what point do I get a (inaudible) that you want this to happen?"

Supervisor Kozakiewicz: "As pointed out by Phil- I mean by Chris, we do like to at least look at feasibility and certainly with this in line rink, that's something that's been in the works for five years and I know you cited that as something that the town has thrown this money out- "

Sandra Mott: "Well, that's what I read in the News Review. It seems to be blended with the young boys' visit."

Supervisor Kozakiewicz: "I know that Councilman Lull has indicated a desire to have the Shelter Advisory Committee re-established, reconvened, to talk about what options are feasible- whether a not-for-profit is the right approach as opposed to the town completely owning, managing and running a facility. And I think it's something that the Board has indicated to Councilman Lull we're in support of him renewing this process and get it moving forward and certainly we're not saying- I don't think I've heard anyone say that they're opposed to or in favor of any one particular direction. We'd like to look at it. I can sense the frustration that you feel it's been looked at and looked at and looked at. We have two new members here. We have two new members here, we've only been on since January 1. Obviously, we want to take a look at it as well. So I would just ask if you can work with the group, you've been invited. I hope you will accept their invitation to take part and, you know, hopefully, in a couple months from now, we'll have some answers and some directions."

Sandra Mott: "Yeah, but, Bob, cats are not considered, you know. No offense about the dogs, they're already protected by your code and the process. But cats are not. And if cats are not going to be considered as part of the process, then I, you know, I personally don't have the effort- energy."

Supervisor Kozakiewicz: "Unless I didn't hear comment from Councilman Lull correctly, I think the answer to whether cats will be considered or not is not a decision that's been made."

Sandra Mott: "Well, that's not what my neighbor told me."

Supervisor Kozakiewicz: "All right. Okay."

Sandra Mott: "Okay. And my feeling is no offense, Mr. Lull, because we've had a lot of good conversations, but I'm- I want to know, yes or no if they are before I start spending more time in the evening here because I don't get paid to be here. You know what I'm saying."

Councilman Densieski: "We barely do."

Sandra Mott: "And I have a lot of other things to do. Thank you."

Supervisor Kozakiewicz: "I'm going to probably have a problem with the last name. Grace Lulejian. Grace, I know you've indicated your last name twice but I can't remember how you pronounced it."

Grace Lulejian: "Don't give up. You can call me Grace."

Supervisor Kozakiewicz: "Okay."

Grace Lulejian: "To answer your question, my last name is pronounced L-U-L-E-J-I-A-N. It's Armenian and it means maker of pipes. That's the lesson for today. Now how would you gentlemen feel about hearing a compliment?"

Supervisor Kozakiewicz: "That would be nice."

Grace Lulejian: "I don't know that you were expecting that from me except what you saw when you took a peek at the cards so you know."

Councilman Densieski: "Or anybody else."

Supervisor Kozakiewicz: "I took a peek at the cards so I knew. That's why I called you up."

Grace Lulejian: "Yeah."

Councilman Densieski: "I would be receptive to that."

Grace Lulejian: "Oh, now I know, okay, I get it. Well, there's a saying and it's been around for 20 years in corporate culture, value added. And very few people understand what it means except it's something that's thrown around at upper levels of upper management and it's very rare that I find it in real life. And as I recall, it simply means consider your customer, your client, the citizens of your town depending on the situation and try to think of ways that we can please them, enhance the value of the work that we're being paid to do for them without increasing the expense of in the case of a corporation, what kind of value added can General Motors or Ford provide to their customers.

Well, one of the ways, of course, is by treating the customer in a more polite way than we are use to be treated. And I found a pocket of value added in our town and it deserves to be recognized. I had the distinct pleasure of speaking for the first time in the last month with our code enforcement officer, Matthew White. He responded the very same day. Is he here? I think he's here."

Councilman Kent: "He's not in the room right now but he was earlier."

Grace Lulejian: "Oh, no. Really, because I really wanted to meet him and I wanted him to hear this."

Supervisor Kozakiewicz: "I'm sure he had to go back on the road to take care of business."

Grace Lulejian: "I know."

Supervisor Kozakiewicz: "Do his job."

Grace Lulejian: "Yeah, right, right. That's a great answer. I like that. And it's probably true."

Councilman Lull: "He never misses the job. That's right."

Grace Lulejian: "You know, but he responded immediately to my telephone call and I've called him more than once. He responds with great alacrity. He obviously knows his job. He knows how much to say and when to keep his mouth shut. Now this is of great value, of course, to you, Mr. Supervisor, and all your Councilmen.

So I just want to be sure that the record reflects the fact that he has some very happy clients out in Wading River."

Supervisor Kozakiewicz: "Thank you."

Grace Lulejian: "I have another- I have a little suggestion. And this is just a suggestion." As you all know, something- an occupation called meter maid has been in existence for probably three decades in New York City and these meter maids are allowed to give out parking tickets. Some of you people may even have had a parking ticket when you drive into Manhattan given out by a meter maid. Well, it occurred to me because Matthew White is working alone, technically I understand, not from him but from other people in the community, that he reports to a number of people. For building code infringements it would be Mr. Barnes; for waste it would be Mr. Reeve and so on. Well, I called the sanitation department with some complaints about two people breaking the code and I was right about breaking the code. I was told that the sanitation department didn't have anybody, they couldn't help me but they very graciously transferred me to Matthew White.

Now, I realize that the people who head those two departments I mentioned are very busy people, very busy. So maybe it's not practical and practicable to have them go trotting around into neighborhoods checking up on possible code enforcements and then doing the follow through. So it occurred to me that perhaps we could employ the equivalent of meter maids. We could have meter maids and meter men who could be giving out summonses or at least research, do the initial visit to the site and do the information gathering and whatever else has to be done, the follow up here in the records at city hall.

So I propose that for your consideration. Because this man does his very finest. I know that. And he really needs more help. Is there any plan to provide extra?"

Supervisor Kozakiewicz: "We have had a discussion with Mr. Barnes about that very topic. And- "

Grace Lulejian: "But it's not just Mr. Barnes. It would be Mr. Reeve, too."

Supervisor Kozakiewicz: "Well, it would be someone who could fill some of the gaps, yes."

Grace Lulejian: "Well, yes, but where are we going with this? See, I'm proposing- "

Supervisor Kozakiewicz: "At this point- "

Grace Lulejian: "You're not prepared to- "

Supervisor Kozakiewicz: "-- we haven't made a firm decision as a Town Board so I don't- it's tough to commit the Board to a direction, well, we have had interviews."

Councilman Lull: "We have had interviews already."

Grace Lulejian: "That's encouraging. And may I just mention this one more thing on that subject and then I'll be done with that subject, that if- this is, of course, this- what I'm going to say is a practice in big business all the time. The ploy of employing somebody for 20 hours a week so that you don't have to pay them benefits so, therefore, there is a way- a cheap way to do it possibly."

The other thing and I'm going to speak- I have only one sentence to say about this. My house is in sanitation district B in Wading River. Now, my roads are technically, I guess, owned by our little community, Wildwood Hills. And it does seem to me that I'm not getting any break on my real estate- on my road taxes. I'm paying the same road taxes that people down the road from me are paying who are not in our community and their roads are maintained. I'm not necessarily asking that you take over the full responsibility for these roads because I know something about the implications of that and that would be undesirable for the residents as well as for the Board, and the expense involved.

But I'm just thinking about maintaining the roads, that's all that I'm thinking about. And that's it for today."

Supervisor Kozakiewicz: "Thank you."

Grace Lulejian: "And you're welcome. Thank you."

Supervisor Kozakiewicz: "Ed Heich."

Ed Heich: "Good afternoon, Mr. Councilmen, Supervisor, ladies and gentlemen. I'm probably going to open up a can of worms here but I'm going to be the one to open it. Last meeting- I'm from Central Islip but I spend my summers out here in the Wading River area. Last meeting I made a statement as far as Calverton. Okay. I've done some research on it since. There is no such thing as 26 years of flying and I've got over 5,000 hours as a commercial pilot, but there is no

such thing as a jet port. It's never proven. I mean it's somebody's words that comes out and they're trying to scare you.

I was one of those like I said last time, that had the availability of flying the F-14 in combat in 1979. It was built out here. I actually attempted to get re-stationed here. This airport from a pilot perspective view and a town view is something that's going to bring in businesses and we're not looking to bring in major airlines every day, it was brought up. You're looking to bring in corporate companies to the area and I agree, okay. Flying out of Islip I see it every day.

If you want to bring the businesses in, you've got to have a way of getting the people here. They're not going to come all the way out here with their private jets and go to Islip when they can have business elsewhere. If that's part of what you want to do, you're not going to get the corporate business and you'll bring it up. You want to treat the people, the airlines will bring the people in, the corporate people will bring to this area.

When Grumman built the area- the airport years ago, and again, I've been out here for 43 years, they thought this out long and hard as far as flight routes over the area, maintaining- or minimum restriction on noise abatement. That's all been planned out for long term. Okay. It's not going to be a 300 foot over the top of everybody's house with a 747 every day. It's not going to happen. What we're talking about trying to bring in here on the expansion is flight school type situations, skydiving type of operations, areas where you want to bring corporate businesses in to expand for what you want in the Town and gain you revenue.

The travel side that was brought up last time also, people are not going to drive 60 miles or 30 miles when they can go somewhere else when you're giving them an option to come here. If they set it up here, you know, like the saying if you build it, they will come- it's built folks. Give it a chance before you say no. Okay. We're looking at small flight schools. We're not talking 500 airplanes in the air a day.

People being shortsighted such as, you know, Gallileo, Columbus, if they went to the Queen of Spain and said we wanted to do this and she said no, where would everybody be now? They gave it a chance. If everybody thought that way when Grumman started 40 or 50 years ago, it wouldn't be here. But they didn't. They gave it a chance to look at it.

A statement was brought up last week while I was out here and it was also talked about this afternoon about the air space and what the FAA wants to do. I cannot and will not speak for the FAA. I will speak as a pilot, okay. Nobody's house is going to be infringed on by us flying over. We do it day in and day out right now and 99% of you don't know we're up there. Okay. We're not going to come over your house, we're not going to lose the engines and crash into your yard while you're sleeping.

The private pilots on Long Island that I've talked to ranging from Dowling College-- College of Aeronautics, Farmingdale University, the four flight schools I am personally familiar with having run two of them, seven corporate operators, public operator, everybody on our side as far as what I'm saying on the pilot's side, is looking at this as a God given value. You've got it. Airplanes bring in revenue to the area or airports bring in revenue to the area. Okay. They bring the revenue in because they have landing fees at times, they bring in business to the area. You have the operators coming in bringing the employees in and it was mentioned last time it's not a \$6.00 an hour job. Okay.

If larger companies- (inaudible) had mentioned earlier, you know, you want to treat General Motors type of people, you want them in the area? Talk to people like Lockheed or (inaudible) who are offering to bring you in \$30.00, \$35.00 an hour jobs. And do the jobs for what the airport was built for. Okay. I'm not going to take any more time, but, please, before you say no, give it a chance."

Councilman Densieski: "You have to address the Board, please. Thank you."

Supervisor Kozakiewicz: "Steve Haizlip."

Steve Haizlip: "Steve Haizlip of Calverton. Mr. Supervisor, I don't think you're going to think more of me and I hope you don't think less of me for bringing up this subject. At the last work session- "

Supervisor Kozakiewicz: "Excuse me, George. George. Or should I blame Mr. Pfeiffer. Go ahead, Steve."

Steve Haizlip: "At the last work session, as you know, it started off with early in the morning you brought out a young lady to explain site plans. Ann Miloski and Rita Hogan (phonetic) were sitting behind me and they kept leaning over, what are they saying?"

What site plan? Well, as it turns out, Ann and Rita don't know that I've got a bad problem of hearing. Now, as I have said, I talk kind of loud to hear myself because of 35 years around jet engines and riveting and so forth. Now, Mr. Lull mentioned about the Showmobile that we had a very capable electronic man that could put speakers on this Showmobile and enhance the outgoing voice to the people. So I'm going to get down to the point. What's the chance of audioing that work session table so when we're sitting there we'll be able to hear. The young lady, I don't mean any offense, but I nicknamed her Mumbles. I- she was just mumbling to us. We couldn't hear nothing. Thank you very much, Bob. I'll wait for a response on that."

Supervisor Kozakiewicz: "I- the first time I've heard that's a real issue. No one has ever said that we're too quiet at our work sessions, so we'll- I don't know if we need to add audio. I think what we can do is just be more conscious of talking out loud. I think if I didn't have the mike people could hear me all the way in the back of the room. So I don't think that's a problem."

Barbara Grattan: "But she was- excuse me, she was because I was sitting there and I just about heard her."

Supervisor Kozakiewicz: "I think she was just nervous."

Barbara Grattan: "She was nervous and she wasn't- because I just about heard her."

Steve Haizlip: "All right. Okay."

Supervisor Kozakiewicz: "But, but- all- you know what I'll ask? The next time we're talking too low in work session, just give us a little hey, you're talking a little bit too low. Can you bring up the volume?"

Steve Haizlip: "Okay."

Supervisor Kozakiewicz: "And if that doesn't work, then we'll look at the audio option."

Steve Haizlip: "All right. On resolution 270, it says it's going to authorize you to execute a quit claim deed- I guess that's referred to in English quit claim. In order to have an interest in getting a quit claim at least it was with me or my mother, she had property and somebody was trying to cut in and so I got a quit claim deed to hold an interest in the property so it can't be gotten rid of

until they concur with me. Now, is that the case here with Warsaw Park that we already have an interest in that and we are filing a quit claim deed just to secure it so some unscrupulous or developers can make away with it."

Supervisor Kozakiewicz: "This is actually a reverse scenario and I think we may have had this on at the last Town Board meeting, so looking at the agenda I'm wondering if we had tabled a prior resolution and this changes it a little bit."

The Warsaw Park subdivision which is east of the old cauliflower auction block and on the north side, I'm sorry, west, thank you. Included on the map in addition to the Warsaw Drive, an area which was to be dedicated for future highway purposes which would have gone from Warsaw Drive, the road that's in there, and tied into the Long Island Cauliflower Association parcel to the east. The- that property has never moved forward. There's no need for that tie in street which was never built and the proposal here is to quit claim back the Town's interest whatever it may be in order to allow the developer to use those two parcels to the extent he can. So that's what the proposal is. It's not to the Town; it's from the Town."

Steve Haizlip: "All right. In resolution 274 where this lawsuit apparently just come up this past week. Now since Eileen Miller is mentioned in the lawsuit, I just want to ask the question, is this still being kicked around from the Riverhead Centre? Either yes or no. If it's involved in something else- "

Supervisor Kozakiewicz: "It's a new suit and, yes, it is Riverhead Centre."

Steve Haizlip: "Oh, damn, she won't give up. All right. And now in 275, I don't understand when you say partnership with Bell Atlantic versus the Town of Riverhead d/b/a. I happen to know what a/k/a is, also know as, but I don't know what this is."

Councilman Densieski: "Doing business as."

Steve Haizlip: "Huh?"

Councilman Densieski: "Doing business as."

Steve Haizlip: "Oh, doing business as. Okay. Thank you."

Supervisor Kozakiewicz: "Thank you. George Schmelzer. Okay,

Ann, you want to speak as well?"

Councilman Densieski: "Ann Morrow, in the back."

Supervisor Kozakiewicz: "Oh, Ann Morrow, okay."

George Schmelzer: "Resolution 272. Now where's Phil? Is he hiding behind the chair? Ask him about this resolution, about 58. It doesn't say what's going on, if anything, any explanation. Maybe someone could explain."

Councilman Kent: "Did you see the resolution itself?"

George Schmelzer: "I tried to find it yesterday, couldn't find it."

Councilman Densieski: "Is Phil in his office?"

George Schmelzer: "Nobody seemed- couldn't get the information from anyone yesterday."

Supervisor Kozakiewicz: "272. Who wants to- would it be easier if we just read the resolution?"

Councilman Kent: "The resolution is two pages long. It says quite a bit."

George Schmelzer: "Well, just overall what it meant in just a couple sentences if you can."

Supervisor Kozakiewicz: "A study was done, the study made findings, the Town Board is hereby accepting the conclusions and recommendations."

George Schmelzer: "That sounds like Dewey's campaign when he said nothing and lost the election."

Councilman Kent: "We're also recommending- there were certain recommendations that we're looking for action upon."

Supervisor Kozakiewicz: "You said briefly so I'm was trying to be brief."

George Schmelzer: "Well, what is it? You said nothing. No substance."

Councilman Kent: "The report asked the county to undertake at no expense to the Town a comprehensive traffic study of Route 58 corridor including but not limited to a traffic count study to determine what percent of the traffic on Route 58 between the Long Island Expressway and County Route 105 is only passing through. This would be the study we're interested in. This would tell us whether there's any need for the extension of the Long Island Expressway."

George Schmelzer: "Yeah. Well a little bit something. What about if any conclusions?"

Councilman Cardinale: "Yeah. You know what this basically does is it restates the report. Basically it adopts all the conclusions that were in the Committee report that was submitted by Lou Cork (phonetic) is he still here?"

Councilman Kent: "He's here."

Councilman Cardinale: "Yeah, Louis, right in front of me, and myself and eight other members. I just have one question because I didn't have a chance to discuss it and that is what we say is Resolved that we accept the conclusions and recommendations of the Route 58 Committee. I assume that we're saying that we accept it and adopt it as our policy. If we're saying that, we're basically saying that we agree with and adopt as policy the recommendations but it really doesn't say that. It simply says that we accept it. We have no choice but to accept it because it was filed with the Clerk. It's already accepted. But is that what we're saying here?"

Councilman Kent: "Do you want to say that-- it would be stronger with the recommendations we want to make? I think that's what you want. We accept the conclusions and we, you know, we make the following recommendation."

Councilman Cardinale: "And are we adopting the recommendations of the Route 58 Committee? And incidentally if you look at the-- anybody who has it out there-- if you look at this basically the only recommendations of the Committee were one, two, three, four and five. We-- one, two and three on the first page tells you what we considered. One, two, three, four and five were our conclusions and one, two and three we considered but we did not endorse but figured were worth further discussion. So if you are adopting the one, two, three, four and five, if the Board is adopting those, you're adopting essentially the recommendations of the Committee. And they include the study, greater utilization of alternate routes, linkage of the various

parking lots along 58, changing the one way street behind 7-11, linking Roanoke to TJ Maxx, and coordination of traffic signals to allow better traffic flow."

George Schmelzer: "That's all, huh?"

Councilman Cardinale: "That's the only recommendations that Committee made."

George Schmelzer: "What are you afraid of the expressway? Is it a rattlesnake or something?"

Councilman Cardinale: "Well, that's, yeah, that's correct."

Councilman Kent: "I think number one, yeah, number one, really the study has to be done before we can move forward with the expressway."

George Schmelzer: "There have been studies after studies. They're studying other studies."

Councilman Kent: "Did there ever come a time when they said let's build the expressway?"

George Schmelzer: "Well, the- look at the old maps, 30 years back, showed the extension to 48. Well, don't need that now, what about 105- 105 takes care of that. So now we seem we're going backward. Remember they were going to rip up the expressway and bring it back to William Floyd maybe- going backwards."

Councilman Cardinale: "One of the problems, George, is I'm sure you're aware because I know you're knowledgeable about this, is that let's assume the study shows that we need to get people off of Route 58 from the terminus of the expressway to 105. They really don't want to me there, they want to move to- they want to get to Southold. Assuming you could get a road to say 105, you know, an extension of the expressway, assuming you got all through that, we have a town to the east of us who generally doesn't want anybody to move there, doesn't want any development, and doesn't want anything but what they've got. So it's going to be very difficult to get the Town of Southold to cooperate in the extension of the expressway."

George Schmelzer: "Yes, but they want tourists."

Councilman Cardinale: "They do want tourists, yeah."

George Schmelzer: "They do. And they want to be able to get out of there is something blows up in Connecticut, which I don't think it will, and so they want all that stuff but I don't understand them, really."

Councilman Cardinale: "I don't either."

George Schmelzer: "And, well, we have to mention it. Now-- you can't widen 58, it would just make it a big mess. You have four lanes-- two lanes which go on through and a lane on the side will stop and if somebody across the street they can't get into- "

Councilman Cardinale: "That's a very good point. I want to point out to everybody when we pass this resolution that the first page where it says many proposed options were considered including the following and that was that there be a reconfiguration and expansion of Route 58. That is not a recommendation. That is simply a statement that we considered all these options and from those options came up with the five recommendations. So this Committee did not recommend the expansion of 58."

George Schmelzer: "Yeah. Now if somebody was heading west- "

Councilman Cardinale: "At this point. We wanted a study first."

George Schmelzer: "-- from Tanger, you can go further west, there's a loop, you come back, you can go onto the other side. If you're heading east by Tanger I think there should be a traffic circle by Mill Road- you got one here, you can leave it by the hospital, maybe another one by 105. Then no matter which way the people are going they can go to the other side and come back without crossing the highway. And people would take the expressway to 105, they have choices. They could go to the south side, they could go to Route 25 or Sound Avenue. Or they could look back and go to the store if they wanted to."

Councilman Cardinale: "That's an interesting- you're suggesting if I got this right, a traffic circle at Mill Road and a traffic circle at 105."

George Schmelzer: "Yeah."

Councilman Cardinale: "So rather than taking out the circle, you suggest putting in two circles."

George Schmelzer: "I think it's very important."

Councilman Cardinale: "It might work. Who knows."

George Schmelzer: "How would people go to the other side if without the circle? The circle is the easiest thing. It slows the traffic down to normal, let them see what's going on, they're not rushing by. Really."

Councilman Cardinale: "How much worse could it get than Saturday morning in May through November?"

George Schmelzer: "What?"

Councilman Cardinale: "I said how much worse could it get than what it is now so maybe it's worth considering these traffic circles?"

George Schmelzer: "I think so, really. You need one west of Tanger because there's a loop on 25 you can turn around and come back. I think we just- not to repeat the old studies that's just like repeating a lot of nonsense. Nothing. You should consider the traffic circle and also extension to 105. Have real studies. Otherwise it's just repetition of nothing like a parrot."

Councilman Cardinale: "Yeah. Well, you're right and that's why we have-- certain of these suggestions are short term and they're probably the only ones that are going to make any kind of a difference. The long term solution which is the study and the follow-and whatever follows, I think there's good- you may not even be attending Board meetings by the time the Long Island Expressway gets extended."

George Schmelzer: "Well, if you don't-- if you do in the future what you've done in the past, we'll never be, naturally."

Councilman Cardinale: "That's what I mean."

George Schmelzer: "Yeah, 'cause and people are afraid to touch it. If it's like uranium or something, you're afraid to touch it. What are you afraid of? To me, the State DOT is looking for places to spend money. (Inaudible)."

Supervisor Kozakiewicz: "George, George, you had some other topics you wanted to address as well?"

George Schmelzer: "Well, he was doing most of the talking, not me."

Supervisor Kozakiewicz: "I know. I think you both were chatting, so, there was a dialogue so I say you're about equal time."

George Schmelzer: "When he was talking my time stops, see. Time out."

Councilman Cardinale: "It's true."

Supervisor Kozakiewicz: "Okay, fine. Time back in."

George Schmelzer: "Okay. I got a copy of the bill put into the state legislature to make Wildwood Park the state to pay the taxes on. On the land itself. That's good. But why didn't they include the state land that we gave the state from Grumman? Now, I- a couple years ago, I told them before you give the land to the state, the Grumman land, make sure that they agree to pay the taxes on it. Their answer was, oh, what's the difference? The Navy didn't pay taxes. Some answer. That's the answer I got from him."

So upstate, we've been through this before, in the Adirondacks the state pays the taxes, New York City has to pay taxes on the three counties to the north they wanted some dairy free drinking water, that's the words they used, dairy free. You know what I mean. So they have to pay the taxes on it. And why shouldn't we get the same-us here? The three counties to the north, they're high priced counties, high valuation, no excuse. The excuse is the Adirondacks, people are poor there. But they know better. They don't let the state get any land without paying taxes on it. That's what they told me.

Now I just got this in the mail from the North Shore Environmental Council, they want organic farming. What do they mean, the Chinese way? The Chinese organic farming is they fertilize their (inaudible) through their outhouses. That's what organic farming is. They say, well, pesticides, the human pesticide- they are the human pesticide themselves. Now the duck farmers (inaudible) organic fish farming before. When there were duck farmers were around here we had plenty of clams, plenty of fish, plenty of crabs. I don't mean human crabs but crabs you eat. But now the duck farms are gone and there are less clams and no fish. That's the reason, see, you had organic fish farming you wouldn't admit it. That's about it then. Did I use up five minutes yet? Okay. Thank you."

Supervisor Kozakiewicz: "Thank you, George."

George Schmelzer: "Yeah, so long."

Supervisor Kozakiewicz: "Bill Kasperovich. Oh, I'm sorry. I wanted to call Ann Morrow. Do you want to come up next, Ann? Okay. Sorry about that."

Councilman Cardinale: "It could be a while."

Councilman Densieski: "No. It will be five minutes."

William Kasperovich: "First, well, I don't know what to put first, resolution 256 or a general statement. First I'd like to address the Town Supervisor in that over many administrations I have attempted to have the Town Board present the resolutions somewhat in advance of the Town Board meeting. And election time, oh yes, yes, yes, yes, yes, yes. Actually it's no, no, no. Other times I have asked that the individual who proposes the resolution should be responsible for that resolution both in its contents and presentation. Again, no, no, no, no. Some past supervisor handed them out like poker cards, poker hands playing cards."

Now Councilman hasn't attended a work session at which the item was discussed and he only gets the resolution at the Board meeting, how can he ponder and offer his best thinking? Granted the law requires the Town to have two meetings a month. But there's nothing to say you cannot have a special meeting. And I say you should cull out the housekeeping resolutions that can be expedited rather quickly and pass them through at a special session-- items that are- will not or are not of tremendous interest to the general public or your constituents. This will enable from the first or the second proposals a better handling of the resolutions.

Granted it might push some resolutions back a week or two weeks. But at the going rate, Mr. Supervisor, this is not showing continual improvement. This is doing the same thing that the previous administrators did who got nowhere and we put our hopes into your hands and I pray that you consider a new program of the path and process that these resolutions that these take.

Now let me get to resolution 256 which is a carry over from our last Town Board meeting. I don't know what I want to say about my conduct at that meeting but I think I was justified. Now, I expected a little better today. I don't have it. Mr. Kent, he's not here so I

guess I could talk to the chair, maybe I'll do just as well. The resolution refers to a previously adopted resolution #69 of January 18<sup>th</sup> this year, 2000, appointing a list of consultants, offices and what have you. 69 does not contain the two firms that are listed in this resolution. There is no Dunn in this resolution 69, there's a (inaudible) CPA which is not the same as just the E.S.- initials E.S. Kalogeras. So you're referring to something that is not applicable to today's resolution."

Supervisor Kozakiewicz: "I'll briefly respond. I know that I'm eating up your time so I'll be real quick. Resolution 69 is the resolution that was adopted on January 18<sup>th</sup> establishing a list. This resolution is saying that we have a list, we're now adding to the list. You're right. These two particular individuals or firms were not part of resolution 69 and that's exactly what this resolution is saying. That they weren't but we'd like to add them to our list of consultants and, therefore, by this resolution we're taking that action."

Now with respect to Dunn Engineering, they're providing consulting engineering services with respect to traffic signal studies, bridge and culvert repair work, and E.S. Kalogeras is providing us with road and drainage improvement consulting engineering services. So the point is that resolution 69 didn't include them and now we're adding them to our list."

William Kasperovich: "All right. The list was to carry or enumerate what was listed by the previous administration and added or deleted. It did not make provisions for additions. It just covered the existing outfits with their current contracts. Consequently anything you add to the list has not- cannot be just added to 69. It has to be done by a resolution unto itself. And once again as I've harped on the designation of the name of Dunn Engineering and E.S. Kalogeras are not the names that are used in the licensing by the State of New York. By this resolution this can be anybody. You can call a couple of guys on the street with these names and that's them."

Now I think the resolution here is offered by Mr. Kent- I think he should be brought to task for why from the previous meeting when I brought it to the front by all the emphasis I could and, once again, it's not done."

Now these resolutions should be in the hands of the Councilman at least the previous day to the meeting. If they've been busy in their own endeavors, in their personal affairs, they will at least have had

the night, one night, to do their homework, to come up to the Town Board and do the job they were elected to do. Now if you could accomplish this, Mr. Supervisor, you will be doing the township a tremendous service now and for years and years to come. With that, I'll conclude and wish you well. I don't think and I'll say it in all because I don't want to single out any one or two individuals, but I do not believe- it's nothing strange or unusual from decades past, I believe that your Councilmen or the Councilmen with which you conduct the Town Board are not doing their job. Thank you."

Supervisor Kozakiewicz: "Ray Maynard."

Ray Maynard: "Mr. Supervisor and the Town Board. I will definitely stay within the five minute. (Inaudible) and it would be nice for everyone else (inaudible) to have our say."

I've been at the last couple of meetings and I'm here to talk about Calverton just very shortly. And most of the opponents of Calverton, one of the biggest questions was, where were the people that are in favor of Calverton in the past? There was no notice within the aviation community. When I found out about this by accident in November, I went out to speak with people at Brookhaven Airport (inaudible) and everyone believed that it was a dead deal. So the notification, I don't know where it was put or where it was, we just didn't know. That's why we have surfaced now.

The people in Wading River that are concerned so much about airplanes flying over their houses just need to be educated. These are not big heavy airplanes that we're talking about. If anyone would like, I personally would take them in my airplane if you let me take off from the runway and show them that when you take off you can turn away from the houses and stay over Calverton (inaudible) where there's no houses whatsoever. I think if people were educated about what really goes on with flying instead of the myth that they're right over my house, and I'll do it at my expense. Whoever wants to go for an airplane ride or if they want to be down at the end of the runway and see what we're speaking of, we can show you.

The (inaudible) economy that would be felt in this community, in this town- "

Supervisor Kozakiewicz: "Mr. Maynard, you can address the Board. I know that we're- if you would please."

Ray Maynard: "I'm sorry. Okay."

Supervisor Kozakiewicz: "We've sort of gone away from that for some reason. If you can address your comments to the Board, we'd be most appreciative."

Ray Maynard: "I will do that. The (inaudible) economy that the town will reap from letting these runways stay open and bring in the companies that want to operate out of here will be felt by every business in this town. A little scenario, it would be like the goose that laid the golden egg. It would be very easy for the quick fix and kill the goose and eat it. But I think for the future of our children and grandchildren that this facility is going to be laying golden eggs year after year that's going to reap the benefits for this town.

And the environment has been brought up- environmental studies. Well, the airport stays as it is, it's going to leave more open space than you ever will with letting other developers come in and build the other projects that I have seen.

And I'm probably within my five minutes so I'll just say that's all I have to say today and thank you for your time."

Supervisor Kozakiewicz: "Thank you. I have one more card but I know Ann Morrow- you want to wait for the last card? All right. Steve Kirschenbaum. And then you can be the next one, Ann. Is that good? And don't let me forget."

Steve Kirschenbaum: "Members of the Town Board, Steve Kirschenbaum from Calverton. Bob, I'd like to say that town government is a wonderful thing and everybody comes here to participate every other week and talk. What the gentleman before just said is some people abuse the privilege and I think the Town Board to be fair to the people that sit in the audience should maybe even at this meeting pass some kind of resolution to invest \$200 in a clock to go on the wall over there with a button when the speaker comes up, and they smack it. It's got five minutes. It buzzes when they're done and they're off. Can we- "

Councilman Densieski: "You even have anti-aviation people quoting that one."

Steve Kirschenbaum: "It's ridiculous. People are very impolite. They have their own agenda and they stay up here for 20 minutes and it's unfair to everybody who sits- "

Councilman Densieski: "I couldn't agree with you more."

Steve Kirschenbaum: "Can you make something happen with that at this Town Board meeting or does that have to go to work session- "

Supervisor Kozakiewicz: "No. I don't think we have to spend \$200. We can try something a little less expensive. Go ahead."

Steve Kirschenbaum: "Go to Taco Bell, they have a great clock on the wall there that tells you when your taco is going to be done."

There's been papers being spread all over the east end saying that the Town Board has a hidden agenda, that Steve Kirschenbaum and the Grumman Alliance has a hidden agenda that they're trying to cram a jet port down the people of Riverhead and the east end and defamate our quality of life, pollute our ground water, have planes buzzing over everybody's houses. Number one, the jet port myth is a lie. We found out there's no such thing as a jet port. There's four different categories of airports.

What our group has been pitching is general aviation which is the same thing that takes place at Gabreski, at East Hampton, at Mattituck, and at Brookhaven. If Calverton were destined- if LaGuardia were destined to close up and move to Calverton, Gabreski would have been that site already. There is no need for a major airport on the east end.

And I'd just like to state one thing for the record before I leave from here. I spoke to every Councilman, I spoke to everybody on this Town Board individually. Ed, have I ever said to you that I want to put a commercial passenger airport at Calverton? (Inaudible) Have I ever said that?"

Councilman Densieski: "I'll have to check my minutes. I'm not sure."

Steve Kirschenbaum: "Oh, stop, Ed. Bob, Jim, Chris, I've never said that. I just said that Riverhead should be the visionaries in the 20<sup>th</sup> century to provide for the transportation needs of the future of our town. There is no need for a commercial airport in the Town of Riverhead at this time, but a general aviation airport would be a great economic boost to the community. The opponents think killing the 7,000 foot runway is to kill this from ever happening in the future of Riverhead. Well, you know, Tokyo International Airport is a 10,000 foot runway. So now we've got to say, you know, a 10,000 foot runway, that can become a commercial airport, too, and have passengers land. What do we do now? Well, let's shorten it to 5,000 feet so

smaller planes can land.

You take it and shorten it so small planes can land, you cannot reap the economic benefit. You can't bring a Boeing, you can't bring retrofit manufacturers. So the thing is people have to realize that if there's no need for it, it's not going to come, and if the town doesn't par 139 certify the runways, you'll never have passenger operations.

But what the biggest myth is that really gets me- gets my goat, is they want to keep people out who are going to come in airplanes that don't even want to come here but they're willing to offset that to kill the airport to put millions of square feet of development in the place where the runways were that are going to bring thousands of people. So do they want people in this town or don't they want people in this town? The airport protects open space. The airport keeps our quality of life. Grumman never bothered anybody in their operations and the opponents who say they welcome Grumman back, that's a lie. If Grumman were coming before you today to set up that flight test facility in Calverton, you would be given hell by those same people who say they welcome Grumman. Thank you."

Ann Morrow: "Good afternoon. One thing I would request of the Board that I know you all try to do this but it's happened at least once today already that if a speaker gets up that they not just identify themselves but also where they live. I say that- that's right- I say that, I am Ann Morrow, I'm a resident, homeowner in Baiting Hollow.

I wanted to make a couple of comments because the airport was brought up. I had not planned to do this but as the kind visitor from Central Islip said I think it's important that the residents and homeowners within the Town of Riverhead proper be given certainly as much opportunity to have their feelings known as visitors who have come from out of town on several different occasions to talk about why we need an airport.

And I'm not sure if the comparison is always made to their town or to their airports. I know in the Town of Islip there are already- there are ongoing difficulties about noise, etc., whatever economic benefits the Islip airport has brought.

The comment was made in a couple of instances about well, let's give the airport a chance. I have great concerns about giving a- even a general aviation airport a chance because I do know once Pandora's

Box is opened, it is very difficult to get it back in if the community was so inclined. I also am of the opinion and I know there are others who agree with me that the only solution to this town's economic problems lie in the continuation and operation of a general aviation airport at Calverton. I think if that was the case, those same airports that are cited in each of these instances would have brought those kinds of benefits to their town and I don't see that automatically happening.

I know there has been discussion and I think those should continue about a limited use by the tenants, by the operators at the property but I just do not believe both in our own instance, and by the way I am fascinated they keep saying that you never see the airplanes. I was pleased to live underneath the approaches as they tested and came around and all- well, when Grumman was there and then afterwards, and I would wave to the pilots and they would wave back. So the idea that somehow the planes are never seen or heard by anyone. The same gentleman who said come and take a ride in my airplane, he can also come and sit on my deck because we'll talk about the approaches.

But I do think if for no other reason the Board is going to have to fish or cut bait at a time coming up in the very near future to give the community a sense of where you're going with this. Because if, however you feel, we have elected you to represent and make that decision. I think you're going to have to fish or cut bait and make that decision and give the town a sense of where the Board is headed so then we can decide whether or not we agree with it. And I say that for the sake of constructive discussion about it. But I think that as long as it goes on that well maybe this, maybe that, and Steve may be right. I think some of it is conjecture. Some of it may be rumor. But the concern that an awful lot of very well meaning citizens have is that if you let the airport in, you're opening Pandora's Box. If you go any further than to have limited use of those existing spaces there, this town will set on a path not to future, you know, economic success, but to our becoming like every other suburban area on Long Island back west of us that has grown up around and been affected by a major airport operation.

I just don't think that the average citizen in question envisioned that in terms of our community and way of life. So I urge you if for no other reason than to put the discussion, take the next step. I urge you to bring forth some type of resolution and go on the record about where this thing is going. Because I think we're going to spend a lot of time that doesn't need to be spent. Thank you."

Councilman Densieski: "Thank you. And, Mr. Supervisor, may I have the floor? Ann, I agree, it's time to fish or cut bait. There is one thing I would like to point out though. In the papers and at the last Town Board meeting, Mr. Amper and Mr. Lembo, I think is-stated that he was not given an opportunity to show his program here at the Town Board meeting and he quoted about Mr. Kirschenbaum coming up every week. Well, Mr. Kirschenbaum asked to be put on the work session. He came in, made his presentation at the work session as we invited Mr. Amper and Mr. Lembo to do and they have still declined. I will gladly look at theirs or anybody else's proposals regarding pro or con in this issue. Thank you."

Supervisor Kozakiewicz: "At this point in time, I would like to take a brief recess. We can get back- Phil, I'm sorry, you just came right back, but we can reconvene at 4:40. So at this point, we adjourn."

Meeting adjourned: 4:40 p.m.

Meeting reconvened: 4:50 p.m.

Supervisor Kozakiewicz: "The meeting is resumed. It took a little longer. The time is 5:50 and I call the meeting back to order. Rolph Kestling. Well, I was hoping to keep comments to a minimum so we can get the resolutions. Did I say 5:50? 4:50, thank you."

Rolph Kestling: "Rolph Kestling, Wading River. Something occurred to me. Didn't the Town sign an agreement with Lazarus Burman last October or so (inaudible)?"

Supervisor Kozakiewicz: "We signed a contract with Calverton Camelot LLC."

Rolph Kestling: "Okay. Wasn't there 120 day period where you had a chance to back out? There was something that- "

Councilman Densieski: "Due diligence?"

Rolph Kestling: "Huh?"

Councilman Densieski: "Are you referring to due diligence?"

Rolph Kestling: "Yeah. He had an opportunity of 120 days to back out. 120 days are long gone. What happened?"

Councilman Kent: "He didn't back out."

Rolph Kestling: "He didn't. In other words you signed the deal now with him."

Supervisor Kozakiewicz: "The contract has been signed."

Rolph Kestling: "Huh? Well, it was to be finalized. In other words, finalized."

Councilman Kent: "Has it been closed yet? No, it hasn't- we haven't had a closing."

Rolph Kestling: "Why not?"

Councilman Kent: "Certain things that still have to be done. We need to subdivide the property we're selling to him out of the whole property. The whole property is one lot, we have to subdivide out the property that we're going to convey to him."

Rolph Kestling: "In other words, he hasn't backed out?"

Councilman Kent: "No."

Rolph Kestling: "Okay. And another thing. You're going to enforce the five minute rule, 10 minute rule also?"

Supervisor Kozakiewicz: "Thank you. Sal Mastropolo."

Sal Mastropolo: "Sal Mastropolo of Calverton. On the resolutions. 240. My packet has an attachment but there's no mention of an attachment on the resolution (inaudible)."

Councilman Kent: "That ratifies attendance at a conference?"

Sal Mastropolo: "Right."

Councilman Kent: "By the way, why do we using the word ratify? Have they attended this conference?"

Councilman Densieski: "Yes, no, I was curious myself."

Sal Mastropolo: "No. The conference is- "

Supervisor Kozakiewicz: "No. Ratify has got to come out."

Approves."

Councilman Kent: "Authorizes."

Supervisor Kozakiewicz: "Authorizes."

Sal Mastropolo: "If there's an attachment, it should be noted on the resolution."

Councilman Kent: "Oh, there is an attachment, yes."

Sal Mastropolo: "But there's no note on the resolution about an attachment. So if the attachment- the point is if the attachment gets lost, you never know if it's missing unless you state that there is an attachment. Okay. 241, are they staying over or are they going to commute back and forth? For the five days, it makes a big difference in the expenses."

Councilman Kent: "In Montauk?"

Sal Mastropolo: "Yes."

Councilman Kent: "In May?"

Sal Mastropolo: "I'm just- it's just it seems like the resolution is lacking something."

Barbara Grattan: "I think they're staying over."

Supervisor Kozakiewicz: "I think they're staying and the cost of both officers was \$1,100, if my recollection is right."

Barbara Grattan: "I think they have courses at night."

Councilman Lull: "Courses go all day long."

Supervisor Kozakiewicz: "Right, yes, correct."

Sal Mastropolo: "Okay, resolution 243. Since the attachment- and I'm not sure if it says there's an attached document on this one, I think I missed that, but the attachment says that it's actually the Chief of Police that's going. But yet it says for the attendance on one member of the force. I don't know if you want to change that to read Chief Grattan going, not one member of the force."

Barbara Grattan: "No. They don't tell who's going on the resolution."

Sal Mastropolo: "Okay."

Councilman Kent: "Is it top secret?"

Barbara Grattan: "Yeah, it is. For protection."

Councilman Kent: "Oh, all right."

Sal Mastropolo: "245. Shouldn't the help wanted notice give the part time hours? If you're going to advertise for part time hours, shouldn't there be some kind of stipulation as to 20 hours a week, you know, Monday, Wednesday and Friday, four hours a day or something? If you're going to advertise."

Councilman Densieski: "On the scavenger waste person, I think we did do that because there was a problem with that."

Sal Mastropolo: "Yes, Saturday only."

Councilman Densieski: "Some of these, the nutrition center are on flexible and on demand. So there's no set hours per se."

Councilman Kent: "245 happens to be a homemaker position and that's dependent on need, isn't it?"

Supervisor Kozakiewicz: "That's correct."

Councilman Densieski: "Yes."

Sal Mastropolo: "Okay. 261. Don't you have to go out for re-bid if you only get one bid back? How could you award it on a single bid?"

Supervisor Kozakiewicz: "The answer is no."

Sal Mastropolo: "No? You don't have to go out to re-bid?"

Supervisor Kozakiewicz: "What we can look for is if there's other parties out there who have an interest. We did send this out but legally we're not obligated to go out and re-bid."

Sal Mastropolo: "Because it seems like an awful lot of money."

Supervisor Kozakiewicz: "I think they're one of the only people out there who supplies these units. We did go out and tried to get other interested vendors. As a matter of fact, the old Showmobile was also manufactured by this company, Wanger."

Sal Mastropolo: "Okay."

Councilman Kent: "(inaudible) we were trying to get this done for this summer."

Supervisor Kozakiewicz: "And in time for the Blues Festival and some other projects which will be- "

Councilman Kent: "We go to re-bid, we may miss out this summer."

Councilman Densieski: "Sal, we also did look to see if the County had a used one or other people had used ones and we could not find anything used."

Sal Mastropolo: "Okay. 270. 270- my package has a second page and on the second page under the witness paragraph and the all paragraph, it says see Schedule A attached, but there was no Schedule A attached."

Councilman Kent: "Schedule A attached is just a description of the property. That's a deed- (inaudible) metes and bounds?"

Sal Mastropolo: "No. My point is there's a second page to the resolution and the second page of the resolution says see Schedule A attached. Without the Schedule A attached, the resolution is incomplete."

Councilman Kent: "Wait a second now. You're talking about 270?"

Sal Mastropolo: "270."

Councilman Kent: "Right. The second page is a copy of the deed. Is that correct?"

Sal Mastropolo: "Yeah. Copy of a deed?"

Supervisor Kozakiewicz: "That's what that is, yes, a copy of the deed."

Sal Mastropolo: "Well, it says see Schedule A attached on the copy of the deed. So in essence without the Schedule- "

Councilman Kent: "Yeah, but the Schedule- hold on a second now. I'm being told that the correct Resolution 270 is up here."

Sal Mastropolo: "Okay. So as long as your resolution has the attached, it's okay. Mine- my package doesn't have it. So I thought something was missing."

Councilman Kent: "Okay."

Sal Mastropolo: "Thank you."

Supervisor Kozakiewicz: "Sid Bail."

Sid Bail: "Sid Bail, Wading River Civic. Just very brief comments on some of the remarks about Calverton. There's no such thing as a jet port, jet port is a scare word. I did some looking through some of my old files, articles and material and the term jet port or cargo port as far back as 1990, back November, 1990 when Gov. Cuomo came down to New York, it was used in such radical anti-aviation publications as Newsday, the Long Island Business News and Suffolk Life, very anti-aviation.

All the uses the gentleman spoke, Mr. Heick, I believe, all the uses that he talked about are permitted in the zoning that the town apparently has in place. The comment that people are not going to drive 60 miles to use an airport for say commercial uses. A recent article in Newsday about MacArthur, suggests that there are a lot of things that motivate people to make new choices as far as like airports.

Small airports, all we want is a small airport. There was an article in Sunday's Newsday about Republic Airport and a comment by Rich Schaefer the Supervisor of Babylon Town. He was saying like all we'd ever envisioned was a small airport and now even using just small jets and prop planes it is now the third busiest airport in the region behind Kennedy and LaGuardia.

Good wages, good paying jobs. We don't want \$6.00 an hour jobs. That's the same mantra that we heard in the early '90's through Dr. Lee Koppelman and the Koppelman study. In terms of \$35.00 an hour, I certainly don't dispute the gentleman. I'm sure with his skills and everything he's worth every bit if not more than that. But I looked

back through the Koppelman study and they projected- we were always amazed by it- 11,000 jobs with three scenarios. And if you look at the breakdown of the jobs, the jobs that were the high paying jobs, at that time is was the \$18.00 to the \$21.00 jobs, that was 1992. Out of that 11,000 figure, they represented 5.7% of the total of the jobs that would have been created and or projected, and most of the- a lot of the other jobs were not anywhere close to that.

So what difference would it make if we included airport in the present zoning? Well, how big of an airport would it be? I think this is something that would have to be addressed in either a new SEQRA process, a new study, etc. Because I think we're talking about something we don't know what the build out potential of this actually is. As far as the FAA's position, it's pretty clear that people like Joseph DelVazo (phonetic) who is head of systems analysis in the FAA, in '90, '91 was one of the driving people making speeches around the Island to get people interested in the concept of a jet cargo port at Calverton.

What is the position of the FAA today? I would suspect that they're kind of keen upon the idea of an airport at Calverton and they would look favorably to the expansion at Calverton in the future. So it's not what it would be just in the year 2000, 2001 and so just some anecdotal comments. Thank you."

Councilman Densieski: "Can I have the floor, Mr. Supervisor?"

Supervisor Kozakiewicz: "Yes, Councilman Densieski."

Councilman Densieski: "Real briefly. I've got a Webster's dictionary about that thick and I looked up jet port and jet port is not in there. So I went to the library and got one of those about that thick and jet port was in there and it briefly stated out of that whole thick book, it's a place where jets take off and land. So I don't think that really, you know, people like to use the term jet port or no such thing as a jet port. But it's very nondescript. I think you need to go by the FAA guidelines when you talk about airports, not just, you know, jet port."

Supervisor Kozakiewicz: "Who do I start? Well, I'll start with Ann Miloski, then Vincent Villella and- "

Ann Miloski: "My name is Ann Miloski and I also wasn't going to get up to speak but when I hear all this about airports, jet ports, or whatever port you call it. It is an airport that these people are

asking. They're asking for a community airport and it can grow into a bigger airport which will be flown by jet planes. And I'm sure that's in the dictionary, isn't it? Jet planes?"

Councilman Densieski: "I'm sure it is."

Ann Miloski: "I think they call them jet planes. But, I think it's up to the Town Board to start doing what the people have asked them to do and that's to get our taxes lowered and by having an airport is not going to lower our taxes. The FAA will be the principal ones who come in and Riverhead Town will have nothing to say. FAA will do all the talking for you and you're going to have to follow their rules. So I think it's about time that the town did something and did something about creating this Economic Development Zone and let it go forward and let's start getting some taxes into the town. Thank you."

Supervisor Kozakiewicz: "Thank you. Vincent Villella."

Vincent Villella: "Vinny Villella, Baiting Hollow. Mr. Supervisor, Town Board, Dawn, Barbara. I'm just here- I want to know what happened to the resolution that was tabled on my last Town Board meeting pertaining to qualified sponsor? We tabled it under the good will of the new Board coming in. You wanted to look at it, you were going to take care of it at the January 18<sup>th</sup> meeting. What has happened since then?"

Supervisor Kozakiewicz: "That's one of the reasons we took that brief recess. I think that we'd like to- "

Vincent Villella: "You should bring it up for a vote tonight. I ask you to untable it, bring it up for a vote. That is the only qualified sponsor that you have and if you don't let him- "

Supervisor Kozakiewicz: "For the core areas."

Vincent Villella: "For the core area. And if that doesn't go through, two or three years this property could be tied up and who is going to get hurt? The residents of the Town of Riverhead. So I'm urging you to untable it, vote for it in favor of a qualified sponsor, and that's it. Because I'm- you know, that was good will policy by what we did to let you- we tabled it so that you could take it. January 18<sup>th</sup> to now is a long time. I've been going to School Board meetings. As a matter of fact, I've got to be there right now, 5:00, so I have to leave, but I hope you do what's right for the residents

of the Town and not for special interest. Thank you."

Supervisor Kozakiewicz: "Thank you."

Councilman Densieski: "Thank you, Vinny."

Supervisor Kozakiewicz: "George, and then we're going to take up the resolutions."

George Schmelzer: "What was Vinny talking about?"

Councilman Cardinale: "He's talking about the- "

Supervisor Kozakiewicz: "Are you responding to the question from- "

George Schmelzer: "He brought up- what is it he brought up?"

Supervisor Kozakiewicz: "There was a public hearing that was held back in December, December 7<sup>th</sup>- well, it was in December, in order to determine whether Calverton Camelot LLC was a qualified sponsor to buy the industrial core of the Grumman parcel. There was a resolution on the either the 21<sup>st</sup> meeting or the December 30<sup>th</sup> meeting of 1999 to so determine that Calverton Camelot LLC was a qualified sponsor under the State provision- State laws. And that's what he's asking us to do. To take that resolution which has been tabled and act upon it."

George Schmelzer: "Well, that airport, let the people decide. Not just Wading River, the whole town, by a referendum in November and you haven't got the time- screw things up enough- do everything else. Look at that guy with the condos, three and a half years he's waiting. You can do that for six, eight months easy. No problem at all. I think you're pretty good at that. And, really, you should have a town wide referendum if you can- what's that noise?"

Supervisor Kozakiewicz: "Someone was just coughing."

Barbara Grattan: "Somebody was coughing."

George Schmelzer: "And is there a mouse there in the electrical system or a cat or something? Well, about transportation. I think you should get the county to ask the railroad to stop at all the stations again like it used to do when it was private. It would take a while to get the business back but they're killing everything. They

tried to kill the freight when the state took over and one of them told me privately they were sorry they did it and they ruined it and that would take some of the traffic off the road. Stuff like that. Let the people decide on the airport and go put the pressure on. I can only speak in half sentences. Tell them to get off the pot, see.

About the expressway, see. Really, you've got to put the pressure on. My thing- you're not handling a hot iron. It seems like you are though, really.

And try to get rid of this greenway- so called greenway. Hell, greenway is only for St. Patrick's Day not for the rest of the year. And people can't do anything with their property along the river from West Main Street to the bridge. It's ruined. Get rid of that damn law. Really, it's a disgrace to the town. That's a high priced area along the river. You've got to get our state legislature to get rid of that damn thing. Or else maybe you should extend it. Tell them to extend it, include Peconic Bay Blvd. in Jamesport and Aquebogue. That would straighten them out, they wouldn't want that. Really."

Supervisor Kozakiewicz: "Thank you, George."

George Schmelzer: "Okay, you're very welcome. I know you want to get rid of me."

Supervisor Kozakiewicz: "No. I don't want to- I did want to take up the resolutions, but I don't want to get rid of you."

George Schmelzer: "You don't? That's nice of you, I appreciate it."

Supervisor Kozakiewicz: "Thank you."

George Schmelzer: "Thank you, Bob."

Supervisor Kozakiewicz: "Henry Pfeiffer. And then we will take up resolutions."

Henry Pfeiffer: "Henry Pfeiffer, Wading River. I've listened to the oral presentations and the written presentations of proponents of the airport and I have seen- classic examples of rationalization and specious reasoning. And I think that if the Board has any great determination as to which way they should go, they might reflect back to a headline that appeared in the Herald Tribune some 50 odd years ago and it said, yes, Virginia, there is a Santa Claus. Thank you."

Supervisor Kozakiewicz: "We can take up resolutions. Do we want to adjourn and have- do the Community Development Agency's first? Or actually the Riverhead Development Corp. So if we could just adjourn."

Meeting adjourned: 5:09 p.m.

Meeting reopened: 5:43 p.m.

Supervisor Kozakiewicz: "I'd like to reopen the Town Board meeting. The time is 5:43."

Resolution #240

Barbara Grattan: "Okay, we have Resolution #240. Councilman Densieski, this is the one that we're taking ratifies and putting authorizes."

Supervisor Kozakiewicz: "Correct."

Barbara Grattan: "Okay."

Councilman Densieski: "Resolution 240 authorize attendance at conference. And this is Gloria Ingegno from the Town of Riverhead and Alice Amrhein, the EDZ Coordinator from the county. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "I believe we have not got any money from the county yet for this. As I would like to vote yes for Gloria Ingegno because she's the Riverhead Town person, I feel compelled to vote no because I don't believe the Town should be paying for County people especially since we haven't gotten any money yet. So I'm going to vote no."

The Vote (Cont'd.): "Cardinale."

Councilman Cardinale: "We didn't get any money yet?"

Councilman Kent: "No, I can explain that. This came up at a work session yesterday."

Councilman Cardinale: "Okay."

Councilman Kent: "I'll just explain it briefly. It's been moved and seconded, right?"

Barbara Grattan: "Yes."

Supervisor Kozakiewicz: "Yes, it has."

Councilman Kent: "We spoke to Jack about this. The money is reimbursement. The way it works is the town is putting up \$23,000 and the county is putting up \$23,000 and the state is putting up \$46,000 and I believe we get reimbursed from that money once we put in vouchers of expenses is what Jack explained to us yesterday. And that the county has committed the \$23,000 and they will be paying- they will repay the money as expenses are put into that."

Andrea Lohneiss: "Typically the state is 50, the community is 50 and, yes, the state reimburses. Once we've expended the funds for the year, then they reimburse periodically during the year. In this case, the county agreed this year to contribute half of our 50% even though the grant year started in July- July 1<sup>st</sup> and runs through June 30<sup>th</sup> and so we're at the end of our grant year. The county made it clear to us that the money- the \$23,000 wouldn't be available until after the 1<sup>st</sup> of the year."

They've drafted a contract. We haven't seen it yet but we hope that sometime before the end of June we will see the \$23,000 or a portion of it."

Councilman Kent: "And the reason we pay is because the money goes into the EDZ funds here. The budget is roughly \$92,000- "

Andrea Lohneiss: "Right."

Councilman Kent: "-- and that's where the money is coming from. The county has committed \$23,000, the town is \$23,000 and the state is \$46,000."

Councilman Cardinale: "Well Gloria works for us. Who does Alice work for?"

Councilman Kent: "She works for the county of Suffolk."

Councilman Cardinale: "So in effect they'll be paying her

because- "

Councilman Kent: "Actually in this capacity she's- "

Supervisor Kozakiewicz: "She's there as a member of the EDZ Board."

Councilman Kent: "Right. She's the Chairman of the EDZ."

Councilman Cardinale: "And they're going to pay half of this anyway."

Councilman Kent: "Right."

Councilman Cardinale: "So ultimately we're going to be paying for Alice and they're going to be paying for the other one. We're going to be paying for Gloria and they're going to pay the other one anyway."

Councilman Kent: "Practically speaking, we pay- the state actually pays a portion, too. So I mean, you know."

Councilman Cardinale: "We're going to pay a quarter, they're going to pay a quarter and the state is going to pay half."

Councilman Kent: "Right."

Supervisor Kozakiewicz: "Correct."

Councilman Cardinale: "I'll vote yes."

The Vote (Cont'd.): "Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #241

Councilman Cardinale: "241 authorizes attendance of two police officers at the Marine Law Enforcement training course in Montauk. Is that where it is?"

Councilman Kent: "Is this the one- they're staying over in Montauk, right?"

Councilman Cardinale: "Yeah, May 1 to May 5<sup>th</sup>. That's a good time. I probably know who these guys are, too. I offer this

resolution."

Councilman Lull: "I second it."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "I assume this is budgeted and there's no- there's no- this is budgeted as part of their- "

Councilman Kent: "Training."

Councilman Cardinale: "But I will vote yes."

The Vote (Cont'd.): "Kent, yes; Lull, yes; Supervisor, yes. 5  
yes."

Resolution #242

Councilman Kent: "This authorizes attendance of an officer from our police force to the F.B.I. Seminar. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Supervisor, yes. The resolution is adopted."

Resolution #243

Councilman Lull: "Authorize the attendance of one member of the police force at an Executive Management Conference hosted by the New York State Association of Chiefs of Police in Schenectady, New York on April 18<sup>th</sup> and April 19<sup>th</sup>. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "This one I'm pleased to vote yes on. I'm hopeful whoever goes will learn something so that we can manage

better and save money. So I vote yes."

The Vote (Cont'd.): "Kent, yes; Lull, yes; Supervisor, yes.  
The resolution is adopted."

Resolution #244

Councilman Kent: "This authorizes the town clerk to publish and post a help wanted ad for a part time clerk typist for the Sewer Scavenger Waste Department. This is the Saturday part timer who we hired at the last meeting and already resigned."

Councilman Cardinale: "This must be a world record. Did she ever show up for work?"

Councilman Lull: "No. She found out by phone what the hours were."

Councilman Cardinale: "Okay, so- "

Councilman Kent: "Let me clear- let me clear the hours."

Councilman Cardinale: "I'll second that."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "It's clearly stated here in the ad that it's Saturdays. So I'll vote yes."

The Vote (Cont'd.): "Cardinale."

Councilman Cardinale: "I'll vote yes."

The Vote (Cont'd.): "Kent, yes; Lull, yes; Supervisor, yes.  
The resolution is adopted."

Resolution #245

Councilman Cardinale: "This resolution authorizes the town clerk to publish and post a help wanted ad for part time homemaker for the nutrition department. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "The town actually hires homemakers? What do they do?"

Councilman Densieski: "That's just a job description."

Supervisor Kozakiewicz: "That's the civil service title. They help out the nutrition- "

Councilman Kent: "They go into the home though."

Supervisor Kozakiewicz: "Right, yes."

Councilman Cardinale: "They go into people's homes?"

Supervisor Kozakiewicz: "And help them out. It's part of a program that's run through the senior nutrition."

Councilman Kent: "And I believe we get block grant money for this."

Councilman Cardinale: "It's very informative. I vote yes."

The Vote (Cont'd.): "Kent, yes; Lull, yes; Supervisor, yes. The resolution is adopted."

Resolution #246

Councilman Lull: "Budget transfer \$450. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

Councilman Densieski: "Yes."

The Vote: "Densieski."

Councilman Densieski: "I'm sorry, yes. I'm a little flustered today, I'm sorry."

The Vote (Cont'd.): "Cardinale, yes; Kent, yes."

Councilman Kent: "I'm sorry, I have a question on this. We had talked about this. Is this for those chairs?"

Supervisor Kozakiewicz: "Yes. It's \$400 altogether."

Councilman Kent: "She's getting a better deal or something?"

Supervisor Kozakiewicz: "Yes. Jack came up with the amended figures, 414, 434 or something like that."

Councilman Kent: "Great, yes."

The Vote (Cont'd.): "Lull, yes; Supervisor, yes. The resolution is adopted."

Resolution #247

Councilman Kent: "This is a Water District budget adjustment of \$98,000."

Supervisor Kozakiewicz: "Correct. Moved?"

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "Yeah, I had asked because this appeared to be a budget transfer from outside of the department into another department but I'm told that this appropriated fund balance is within the Water District so I'm voting yes."

Councilman Kent: "It's all within the District."

The Vote (Cont'd.): "Kent, yes; Lull, yes; Supervisor, yes. The resolution is adopted."

Resolution #248

Councilman Densieski: "Police Athletic League storage building capital project budget adjustment. So moved. \$19,800. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "This is- when you say transfer from special trust. I assume that's the recreation- "

Councilman Kent: "And this is going for a storage shed at Stotzky Park which they've been asking for for a number of years, well actually before we were on board."

Councilman Cardinale: "I suppose if the Recreation Committee has recommended this and if they're happy, I'm happy, but it strikes me that a building is a capital improvement and not really a, you know, this building is a storage shed. It could be used for almost anything and one day probably will be. But if they're happy, I'll vote yes."

Councilman Kent: "That's what the money is for, capital improvements."

Councilman Cardinale: "Yeah, but, what happens if they use it for something else, the storage shed. I mean it's not like building a park where you've got to use it as a park."

Councilman Lull: "Maybe somebody will have to buy it from the Rec Department."

Councilman Kent: "It's going to be at Stotzky Park so, I mean, they're going to use it to store soccer balls."

Councilman Densieski: "Probably sell it cheap anyway."

Councilman Cardinale: "I'll vote yes then."

The Vote (Cont'd.): "Kent, yes; Lull, yes; Supervisor, yes.  
The resolution- "

Supervisor Kozakiewicz: "Barbara, the next ones we have to flip around."

Barbara Grattan: "249?"

Supervisor Kozakiewicz: "Yeah. 250- "

Councilman Cardinale: "250 is designated 249 and 249 is designated 250."

Supervisor Kozakiewicz: "Right, we've got to change- "

Barbara Grattan: "Okay, so- "

Supervisor Kozakiewicz: "The one that's a local street and highway capital project should become 249 because that's actually taking monies out of transportation- and then 250 which- I mean 249 will become 250."

Resolution #249

Councilman Cardinale: "Yes, 249 is a local street and highway capital project budget adjustment, \$160,000 from transportation state aid transferred to capital budget to ultimately do the culvert at Peconic Bay Blvd. in Jamesport. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Supervisor, yes. The resolution is adopted."

Resolution #250

Councilman Kent: "As Phil alluded, this is the Peconic Bay Blvd. culvert replacement capital project budget adoption, \$160,000 that we just transferred into the capital project. So moved."

Councilman Lull: "I'll second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Lull: "This project will necessitate closing Peconic Bay Blvd. That will be in the papers, probably later on during the month. Yes."

The Vote (Cont'd.): "Supervisor, yes. The resolution is adopted."

Resolution #251

Councilman Densieski: "98 recreation capital improvement project budget adjustment. This is from the recreation fund and it's going- we got a bid that was higher than what we approved and this is going to also put some benches and some landscaping in there and finish up the (inaudible). So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Supervisor, yes. The resolution is adoptd."

Resolution #252

Councilman Kent: "This is a capital project budget adoption for the Showmobile, \$80,000 from serial bond proceeds. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "As Sal pointed out, this is a lot of money. But this is something that really, really truly helps the community and I think entertainment and recreation are really important for social impact to the community so I'm going to vote yes."

The Vote (Cont'd.): "Cardinale."

Councilman Cardinale: "I- when we originally set this up for bids, I had indicated that I felt that we could not afford the expenditure of nearly \$100,000 for a brand new Showmobile which has actually quite little use from the town. I think most of the time it is being permitted to be used by others than the town, often outside of this town. Although I'd like to vote yes, I don't think I can do so responsibly. Every \$100,000 approximately, I guess, is 1% of one's tax bill. I know this is a bond, Chris, so that it will be over a long period of time, but it's still the expenditure of \$100,000."

We got in the Showmobile business as I pointed out because we got

one for free from the county. That's great. I would have taken it, too. It costs us a lot of money to maintain it but we used it and we got a lot of use out of it. It's quite another decision to make to expend nearly \$100,000 for what we could clearly do without. So I vote no."

The Vote (Cont'd.): "Kent."

Councilman Densieski: "Should get Burman to buy it for us."

Councilman Kent: "The last one- what?"

Councilman Cardinale: "He wants Burman to buy it for us because we gave him a good deal."

Councilman Densieski: "Not we, don't say we."

Councilman Kent: "Well, we did. It's the Town Board's decision. I think the last Showmobile lasted for 30 years and I think expending \$80,000 for 30 years worth of use, I think, though it's a lot of money, I think it will be worthwhile. As Ed said, it's important to the community. I think it's used at the country fairs, it's used at all the events down on the river front and it's used by outside groups, not-for-profit groups that put on things for the town. I think it's important to the community, so I vote yes."

The Vote (Cont'd.): "Lull."

Councilman Lull: "You know, I will add to that. Just a quick list. The Polish Town Civic Association, the Riverhead Country Fair, the Lions Club, the Rotary Club, various Scout groups, the Riverhead School District, senior programs, the Recreation Department, East End Arts & Humanities Council, the BID, the Chamber of Commerce, various churches, Riverhead concert series, just a few organizations who use it at least once a year and in many of those case it's more than once a year. So it does get used a lot in this town."

This Showmobile if it appears like the other one, will be used every single day during every weekend in the entire season. When it does go out of town, we charge for it. And what we're going to be charging is maybe something that we ought to adjust when the Showmobile comes in. But as of this point, it's a service that we provide for an awful lot of people in this town who get it maybe only secondarily but they get a chance to enjoy things from the Showmobile. It's all part of the service that we do provide in the town. And I

vote yes."

The Vote (Cont'd.): "Supervisor."

Supervisor Kozakiewicz: "Rather than repeat everything that Councilman Densieski, Councilman Kent and Councilman Kent have stated as reasons for why we should do it, I would just simply say that I agree with all those reasons and vote yes."

Resolution #253

Councilman Densieski: "Engineering Department budget adjustment- "

Councilman Lull: "Excuse me. 253 we're withdrawing."

Supervisor Kozakiewicz: "This one's included as part of 254."

Councilman Lull: "If you look at 254, Ed, sorry, 254 includes that number."

Councilman Densieski: "You're right, Jim."

Councilman Lull: "Rather than get it on the floor and have to go through it."

Councilman Densieski: "Okay. This is 254, correct?"

Barbara Grattan: "So 253 you're going to withdraw?"

Supervisor Kozakiewicz: "Correct."

Barbara Grattan: "Okay, who's going to withdraw it? Densieski, withdrawing, seconded by Lull to withdraw."

The Vote: "Densieski, yes, to withdraw; Cardinale, yes, to withdraw; Kent, yes; Lull, yes; Kozakiewicz, yes. Resolution is withdrawn."

Resolution #254

Councilman Lull: "254 is a general fund budget adjustment and it does include the engineering budget adjustment which was in 253. This whole thing is a total of somewhere in the neighborhood it looks like about 21- \$2200- \$22,000, sorry. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "There are at least five items on here that I feel should be- have individual resolutions. I'm voting no."

The Vote (Cont'd.): "Cardinale."

Councilman Cardinale: "I have a question before my vote. I note that the last- of the five items, four of them are intra-department. The last four. The top one appears to take money from the New York State retirement expense budget line and transfer it to the fire alarm expense budget line. I think I know- isn't this the one that we failed to budget for? Is that what happened? It's outside the department, that's why I'm raising the question. The first one appears to be not an intra-department budget adjustment but an inter-department and as I've indicated if we permit that, we have no way of knowing whether these people are managing the departments well by keeping in their budgets."

Supervisor Kozakiewicz: "It wasn't budgeted for and I think it was- "

Councilman Cardinale: "Yes. Because the number there tells me, I think that that 16 is from another department and, of course, our department heads are eating dinner."

Councilman Densieski: "Michael Reichel is here."

Councilman Cardinale: "Michael, I applaud you. You're the only- otherwise you would be home eating dinner, right? That's my only concern."

Councilman Kent: "I know we discussed the fire alarm. I believe this is for the highway garage."

Councilman Densieski: "Yes, it is."

Councilman Lull: "It is for the highway, yes. It could very well be the retirement expense- "

Councilman Kent: "Jack is not here but Jack would always state

that we always over budget the retirement expense. I don't know why but there's always too much money in the New York State retirement expense. It's anticipation because you never know who is going to retire."

Councilman Cardinale: "Where's the fire alarm going?"

Councilman Lull: "Highway department."

Councilman Densieski: "State code, you've got to have it."

Councilman Cardinale: "How have we been doing all these years with out?"

Councilman Densieski: "Well, we had one but now it's dysfunctional."

Councilman Cardinale: "It's a dysfunctional fire alarm."

Councilman Kent: "It didn't work."

Councilman Cardinale: "All right. Sixteen grand, what the heck? You know, you know, he's been having a tough day. He hasn't got anybody to join him in any vote, so I'll vote no just because I want to join him on one vote at least today."

Councilman Densieski: "Thank you, Phil."

The Vote (Cont'd.): "Kent."

Councilman Kent: "We had discussion about the need for this fire alarm so I'm going to vote yes. They had suggested that we go out to bond on this, bond this and we absolutely should not bond a fire alarm for \$16,000. So I'm glad that we are able to find the money from somewhere and if this fund is over endowed, over funded, we could, you know, I don't see a problem with transferring the money out of there. But I guess that's a slush fund that Jack creates at the beginning of the year so I vote yes. I heard the fire alarm was really- it was a severe need to have a fire alarm at this garage. So, I'll vote yes."

Councilman Lull: "It makes it more comfortable if you're going to retire to be able to jump into a slush fund, that's what it boils down to. I will vote yes, too, but I will go along with Ed. I would like to see this on separate resolutions next time."

The Vote (Cont'd.): "Supervisor, yes. The resolution is adopted."

Resolution #255

Councilman Cardinale: "This is a joint Scavenger Waste District budget adjustment within the department, \$5,000 from plant electricity to miscellaneous equipment. So moved."

Councilman Kent: "I will second it. I can see if you have any questions."

Councilman Cardinale: "This is the one I don't have any questions on."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "Pay attention, Phil."

Councilman Cardinale: "All right, go ahead."

Councilman Densieski: "Accounting asked for \$5,000 out of Scavenger Waste budget. I have no reason, nobody told me what it's for. It's \$5,000 here, \$5,000 there and if I'm going to transfer \$5,000 of taxpayer money, I'm going to have an explanation. Michael and myself talked earlier. Maybe it is something that came to light. But- "

Michael Reichel: "Michael Reichel, Superintendent Riverhead Sewer District, Scavenger Waste District. We budgeted \$2,000 in this account, miscellaneous equipment, and there was \$5,000 taken out of this account to purchase equipment for the computer system. That's what I was told. It was taken out by the Accounting Department and we weren't told that this money was being taken out of the account.

Now I need to purchase equipment out of the account that I have, you know, put money in for, and now I don't have any money in that account because they overdrew it when they made the purchase of whatever they purchased."

Councilman Kent: "You don't know what was purchased out of your budget?"

Michael Reichel: "I was told it was something to do with the compute system for the Scavenger Waste billing system."

Councilman Densieski: "That doesn't even go there. It goes here in Town Hall somewhere, right? Or wherever it goes. It didn't go to you?"

Michael Reichel: "They never told me that they were even taking it out."

Councilman Densieski: "Okay. So it didn't go to you and you had no knowledge of it?"

Michael Reichel: "Right. But I need to transfer money in there. That's why I put in the request."

Supervisor Kozakiewicz: "You put in the request in order to take the money from the plant electricity account in order to cover this miscellaneous equipment account. Is that correct?"

Michael Reichel: "Yes. Yes."

Councilman Kent: "But you'd like to know what happened to the money for the computer?"

Michael Reichel: "Well, they, yeah. They told me that it was for either hardware or software. They brought it up on the screen. It said something about wiring. That was the best explanation I got."

Councilman Kent: "You need this money now for this miscellaneous equipment or can we table this to get Jack to explain to us why- "

Michael Reichel: "Oh, you could do that, yes."

Councilman Densieski: "Well, is this ratifying? Is this resolution ratifying something that's already been done?"

Councilman Cardinale: "No."

Michael Reichel: "No. No."

Councilman Kent: "You said we could table it then. You don't need the equipment right away?"

Michael Reichel: "No. You could table that. That's fine, yes."

Councilman Kent: "Why don't we table it until Jack- "

Michael Reichel: "That would be a good idea."

Supervisor Kozakiewicz: "But he needs the money."

Councilman Kent: "No. He says he can hold off."

Michael Reichel: "I can hold off."

Councilman Cardinale: "He really wants us to get Jack on the carpet and say what are you doing messing with his money."

Councilman Kent: "Yes."

Councilman Cardinale: "Does he do this a lot, take money out of your accounts?"

Michael Reichel: "It's been done in the past. He's made purchases."

Councilman Cardinale: "Without your knowledge?"

Michael Reichel: "Well, yes, without our knowledge. And then we find out later on when the check run is printed out for expenditures from the Sewer District and Scavenger Waste District funds. And those- they are then on that list."

Councilman Kent: "I think it's time to look into this."

Councilman Cardinale: "Okay, yes, I think that kind of undercuts your position."

Councilman Kent: "Michael, you'll be present like when we put him on the stand?"

Michael Reichel: "Okay."

Councilman Cardinale: "I would ask that this be tabled for further discussion with Jack at a work session."

Councilman Kent: "I'll second that."

Councilman Lull: "And I agree."

Supervisor Kozakiewicz: "Moved and seconded to table."

The Vote: "Densieski, yes, to table; Cardinale, yes, to table; Kent, yes; Lull, yes; Supervisor, yes. 5 yes to table."

Barbara Grattan: "Now, we've got 203 which is Kent."

Councilman Kent: "I move we withdraw 203."

Barbara Grattan: "Okay, move to withdraw."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded to withdraw 203."

Councilman Cardinale: "What is 203?"

Councilman Lull: "203 is on the table."

Supervisor Kozakiewicz: "It's underneath 256."

Councilman Kent: "There was a resolution appointing consultants that was drafted and didn't provide enough information. So I move to withdraw 203."

Barbara Grattan: "Densieski, to withdraw this is."

The Vote: "Densieski, yes, to withdraw; Cardinale, yes, to withdraw; Kent, yes; Lull, yes; Supervisor, yes. The resolution is withdrawn."

#### Resolution #256

Councilman Kent: "I move to- Resolution 256, which is resolution appointing engineering consultants. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "They may be new and improved but if we

are to listen to Bill, not improved quite enough. I got the drift of what he was saying- what you were saying, Bill, and even though I'm going to vote yes because I don't want to see this again, I think one of the pertinent things is are we really hiring Dunn Engineering and E.S. Kalogeras, or is there a more formal name when we hire a professional that we have to put in in the- I don't know that answer but I'm posing it, maybe we can do this better the next time. I think that's what he was saying, that if you are hiring a professional, you've got to give him a license to title and maybe even a license number. But I vote yes anyway because I really want to go home to dinner."

The Vote (Cont'd.): "Kent, yes; Lull, yes; Kozakiewicz, yes.  
The resolution is adopted."

Resolution #257

Councilman Densieski: "257 appoints a recreation aide, James Janecek, I believe, to the Riverhead Recreation Department. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Supervisor, yes. The resolution is adopted."

Resolution #258

Councilman Lull: "Appoints Sharon Truland as a recreation aide. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Supervisor, yes. The resolution is adopted."

Resolution #259

Councilman Lull: "259 ratifies membership in the East End Transportation Council. It's East End Supervisors and Mayors Association have formed an East End Transportation Council and

Riverhead supports the goals of this so, therefore, we are ratifying our membership and this membership fee of \$500. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "What are their codes and objectives?"

Councilman Kent: "To improve transportation on the east end."

Councilman Cardinale: "I'll tell you one thing. If they collect \$500 from every town and village they're going to have a nice little kitty."

Councilman Kent: "It's only on the east end though. It's not that- they host a monthly meeting. I think that's what the money is used for."

Supervisor Kozakiewicz: "It's for that and also for support staff, billing- I mean for mailings."

Councilman Kent: "Printing and you've gotten reports from them because we all get them, there are monthly reports."

Councilman Cardinale: "Is that the one that- I had a close friend who was once a member of the Board of this group and was so frustrated by their inability to get anything done that she left the Board of Directors after a few months. I would prefer not to give \$500 because of that and, therefore, I will vote no. Knowing that it's probably a voice, once again, crying in the wilderness."

Councilman Kent: "Valerie still- I think the- "

Supervisor Kozakiewicz: "Yes. And I think this was something that was decided previously. There was a discussion from, I believe, the towns and the mayors should contribute this sum. This is something that has gone back a ways and just catching with some (inaudible)."

Councilman Cardinale: "Is this the group you were- yeah, this is a group that is not for profit for profit that my wife was once a member of and wasn't unduly impressed with their effectiveness and/or

their organization. But that being said, I just passed that on."

The Vote (Cont'd.): "Kent."

Councilman Kent: "It was that bad?"

Councilman Cardinale: "Was it that bad?"

Councilman Kent: "Does she want to come up to the microphone and put down some testimony here?"

Councilman Cardinale: "I think not."

Councilman Kent: "Okay. Then I'll vote yes."

The Vote (Cont'd.): "Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #260

Councilman Densieski: "Resolution 260 awards bid for culvert replacement, Peconic Bay Blvd., Jamesport. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "It is the amount of \$136,582. Yes."

The Vote (Cont'd.): "Cardinale, yes; Kent, yes; Lull, yes; Supervisor, yes. The resolution is adopted."

Resolution #261

Councilman Lull: "Awards bid for the Showmobile. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "For reasons already stated, I certainly

think we need a Showmobile. Yes."

The Vote (Cont'd.): "Cardinale."

Councilman Cardinale: "No, for reasons stated."

The Vote (Cont'd.): "Kent."

Councilman Kent: "Yes, and I won't say for reasons stated."

Councilman Cardinale: "Because we know it anyway, right?"

The Vote (Cont'd.): "Lull, yes; Supervisor, yes. The resolution is adopted."

Resolution #262

Councilman Densieski: "Resolution 262 reject and rebid the Highway maintenance facility roof replacement. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "We received a really high bid for the drastically needed roof, but we only received one bid and we're going to get a little more aggressive, reach out to small roofers, so we're going to try to get a better price. Yes."

The Vote (Cont'd.): "Cardinale, yes; Kent, yes; Lull, yes; Supervisor, yes. The resolution is adopted."

Resolution #263

Councilman Cardinale: "Resolution #263 is an authorization to rescind and rebid for snack vendors. So moved. For Reeves Park, Wading River, Stotzky Park and the Iron Pier."

Councilman Kent: "I'll second this and I just have a question that I would like to discuss. Did we want to include any other town facilities while we're doing this or do we want to just leave it at these four?"

Supervisor Kozakiewicz: "No. We'll leave it at these four."

Councilman Kent: "Okay. Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Supervisor, yes. The resolution is adopted."

Resolution #264

Councilman Kent: "This is authorizing the waiver of fees for affordable housing project. This is our partnership project with the Long Island Housing Partnership Program for development of affordable housing in the Millbrook Gables community. This waives the major subdivision filing fee and the special permit filing fee but it does not waive engineering fees, rec fees, and key money for the Water District. Is that correct?"

Supervisor Kozakiewicz: "That's correct. The only question I have is I know we spoke at the work session we thought maybe we'd include some additional language specifying what it was."

(There was some inaudible discussion among the Board members.)

Councilman Kent: "Do we want some affirmative language that it doesn't waive those other fees? Do you want to put that in the resolution? We talked about it."

Supervisor Kozakiewicz: "I think maybe we should put in an additional Resolve clause."

Councilman Densieski: "Engineering fee and rec."

Councilman Lull: "There is another issue, too. This is going to come up again because built into their request and not in our resolution is building permit fees. And we have at one time or another for affordable housing waived those fees. They will be asking for that probably."

Councilman Densieski: "Does this need to go tonight or can we table it and properly prepare this?"

Councilman Kent: "I'd like to be consistent with exactly what

what we did (inaudible)."

Councilman Densieski: "I move that we table this."

Supervisor Kozakiewicz: "I have an additional paragraph I wrote out- "

Councilman Kent: "Oh, you did?"

Supervisor Kozakiewicz: "Yeah, just saying be it further resolved that the Town Board does not desire to authorize the waiver of the 2,000 per lot recreation fee, the 5% engineering fee nor the 2,500 per lot water key money fee."

Councilman Kent: "Okay. Now what about Jim's concern about the Building Department- "

Supervisor Kozakiewicz: "Well, they have to get the approval."

Councilman Lull: "You may face that when it comes up."

Supervisor Kozakiewicz: "They've got to get their approval which we don't know if they'll get approval."

Councilman Kent: "Okay, so with that amendment, I thought that was what we contemplated at work session."

Councilman Lull: "Yes, it was."

Councilman Kent: "So I would move it as amended and Bob will provide you with that paragraph."

Barbara Grattan: "Okay, so we're not going to- you're not going to table."

Councilman Cardinale: "What's the major subdivision filing fee? Fees. How much?"

Councilman Kent: "I think it's \$100 per lot."

Supervisor Kozakiewicz: "100 per lot."

Councilman Cardinale: "How many lots?"

Supervisor Kozakiewicz: "13."

Councilman Cardinale: "So only really waiving maybe 2,300."

Councilman Kent: "Yeah, it will be \$2,300, correct. This is an affordable housing project that we are a partner of."

Councilman Cardinale: "Yeah. 2,300-- probably (inaudible)."

Councilman Kent: "Just remember though, we're going to get the 2,000 per lot in rent fees, we're going to get the 2,500 per lot-- actually not lots, these are condo units, right-- key money for the Water District, and the 5% engineering fee."

Councilman Cardinale: "So it's a gesture of good will. \$2,300. Okay."

Councilman Densieski: "Was it seconded?"

Supervisor Kozakiewicz: "Was there a second? Moved and seconded as amended."

Councilman Kent: "I moved it."

Barbara Grattan: "As amended."

Supervisor Kozakiewicz: "Okay."

Barbara Grattan: "You moved it, Cardinale seconded it as amended. Okay. Here we go."

The Vote: "Densieski."

Councilman Densieski: "I'm not a big fan of waiving fees but I am a very big fan of revitalizing a neighborhood that drastically needs it. So I'm going to vote yes."

The Vote (Cont'd.): "Cardinale."

Councilman Cardinale: "Well, I have been around here a few more years than Ed. I'm afraid that we're never going to stop waiving fees but I would content myself with having some sort of a policy as to when we're going to waive them. We had talked about it in Vinny's administration and we've talked about it a few months now. I'm going to vote yes on this because it's 2,300 and because I don't want to make it any longer an evening. But I would ask that this be placed on-- that this matter be placed on the next work session to discuss a

policy for waiver of fees.

As I've indicated in the past, we tend to waive fees very haphazardly, you know, they're nice people, they're not nice people. They're a pain in the neck. We should have some kind of a written policy. So I would ask that we consider that and I vote yes in regard to this 2,300."

The Vote (Cont'd.): "Kent."

Councilman Kent: "There is a need for setting a policy. I believe it's justified in this case to waive the fees. So I vote yes."

Councilman Lull: "We not only talked about it in the last administration, we talked about it in the previous administration, too, so, yes, it's time to do it. Yes."

The Vote (Cont'd.): "Supervisor, yes, as amended. The resolution is adopted."

Resolution #265

Councilman Densieski: "Resolution 265 rescinds Resolution #30 of the year 2000 and reapproves the site plan of Jenny Joe Realty Corp. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "What did Resolution 30 say?"

Councilman Kent: "There is a small, a very small change in this-- with the overhead to underground."

Councilman Cardinale: "Okay. All right. I would vote yes."

The Vote (Cont'd.): "Kent, yes; Lull, yes; Supervisor, yes. The resolution is adopted."

Resolution #265

Councilman Kent: "This approves the site plan of James Hise-266, James Hise for a temporary greenhouse on Sound Avenue in Jamesport. It's one greenhouse."

Councilman Lull: "Yeah, it says greenhouses."

Councilman Kent: "One greenhouse on Sound Avenue in Jamesport."

Barbara Grattan: "So we'll write the "s" off."

Councilman Kent: "So moved."

Councilman Lull: "And I'll second it and also add, Barbara, if you will, in the second whereas clause, where it says as prepared by Grow It Instant Greenhouses, that's the name of the company. Instant Greenhouses should be capitalized as well."

Barbara Grattan: "Okay."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Supervisor, yes. The resolution is adopted."

Resolution #267

Councilman Densieski: "Thank you, Barbara. Approves site plan of Somvilal Vongphachanh, Sophie Stapon, for short, temporary greenhouses. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Supervisor. The resolution is adopted."

Resolution #268

Councilman Densieski: "I owe you, Barbara."

Councilman Kent: "One question on this, back on the-- "

Supervisor Kozakiewicz: "Which one, the greenhouses?"

Councilman Kent: "The declaration and covenants attached are for Peter Van deWetering. Is that (inaudible) Vongphachanh."

Barbara Grattan: "I bet you (inaudible) forgot to change it."

Councilman Kent: "Okay. So the declarations and covenants attached to the resolution-- have the wrong declarant's name on it."

Barbara Grattan: "I'll check on it tomorrow. All right 268."

Resolution #268

Councilman Densieski: "Resolution 268 approves the site plan of Wal Mart. So moved."

Councilman Lull: "I'll second it."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "We asked the Wal Mart people to- or their attorneys to make some much needed improvements along Route 58 and I think we got a fair amount out of them. I'm really happy to improve Route 58 a little bit. So I'm definitely voting yes."

The Vote (Cont'd.): "Cardinale, yes; Kent, yes."

Councilman Kent: "This one's a good one. I vote yes."

The Vote (Cont'd.): "Lull."

Councilman Lull: "This shopping center has been woeful since Caldor left and Eddie is absolutely right. We ask them to do some small amount of plantings on the corner at Route 58, instead they're going to do the whole Route 58 frontage. Appreciate their doing that; it's not even their property. Yes."

The Vote (Cont'd.): "Supervisor."

Supervisor Kozakiewicz: "Yes. And I one question I've got on this one is to make sure we've got the right declarant as well since we- "

Councilman Kent: "Losquadro?"

Supervisor Kozakiewicz: "Yes, I just want to make sure that's the right declarant. Double check that."

Barbara Grattan: "I was just check- just checking this."

Supervisor Kozakiewicz: "Because it may be the same issue. I think there may have been a change in who is the receiver on this property."

Councilman Kent: "Wildwood Associates was the receiver."

Supervisor Kozakiewicz: "The receiver, but I'm not sure they are anymore, so, if you want to- we'll have to make a call on that one."

Barbara Grattan: "I'll check this one out, too."

Supervisor Kozakiewicz: "Yes, thank you."

Resolution #269

Councilman Lull: "Approves the temporary sign permit of Utopia Health Care, Inc., a temporary sign. Yes, I mean so moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Supervisor, yes. The resolution is adopted."

Resolution #270

Councilman Kent: "This authorizes the Supervisor to execute a quit claim deed in connection with the Warsaw Park subdivision. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

Councilman Kent: "Brief discussion. Dawn, is it correct that we actually never received a deed for this property?"

Dawn Thomas: "Actually, I think we do have a deed."

Councilman Kent: "Oh, we do."

Dawn Thomas: "There was a deed of dedication and also an offer of dedication but this resolution is stemming from a resolution in 1998, #112 which rejected the offer of a dedication on (inaudible) street shown on that subdivision map and I guess the Planning Board at that time recommended, they originally had required it as part of the subdivision approval, but then later determined that it wasn't necessary and recommended that the Town Board reject the offer of dedication and this deed, this quit claim deed is a result of that resolution. So I've provided you all with copies of the quit claim deed which I've looked at. It matches the description of the property and the survey and also the accompanying documents that are required to execute that quit claim deed."

Councilman Cardinale: "Does the town have title to the property now?"

Dawn Thomas: "Yes."

Councilman Cardinale: "And it's about- is it 10,000 square feet or 5,000 square feet?"

Dawn Thomas: "I have it on the map. I don't know the exact dimensions of it."

Councilman Cardinale: "That's it right there?"

Councilman Kent: "Dawn, let me ask you then. We were given a deed of dedication?"

Dawn Thomas: "Yeah."

Councilman Kent: "For the property."

Dawn Thomas: "Yes."

Councilman Kent: "Did we accept it or, I mean, it sounded as if you said it was a resolution rejecting it."

Dawn Thomas: "Well, it's recorded and then there was an offer- there was an accompanying offer of dedication."

Councilman Densieski: "According to the tax assessors, it's still on the tax rolls. So I don't know if we did- "

Dawn Thomas: "This is- "

Councilman Lull: "Can I ask something? I would like to talk about this a little bit more to tell you the truth. I know it doesn't sound like a big deal. We have been working and I see Lou out there and Phil and they have been working hard on trying to come up with specific plans to take small steps to try and improve what's going on on Route 58. This is a cross easement from one development to the potential for another which would then allow for somebody to go out that road, through the development which may show up on the corner some day, and then come out Mill Road, which is a signalized intersection. Why would we want to do this? Why would we want to get rid of that?"

Councilman Cardinale: "That's a good- I didn't- that is a point I had not thought of and I think you're right. I had thought of the point that we wouldn't want to do it unless we got something for it but maybe we don't want to do it all. So, why don't we discuss this?"

Councilman Kent: "But wait. Can I ask a question on this? The property in question is only in Warsaw Park. It's not actually through the Cauliflower Association."

Supervisor Kozakiewicz: "No, it was intended to tie into the property to the east which would have been the Cauliflower Association. I think as pointed out there was a prior resolution of the Board that followed the recommendation of the Planning Board rejecting the offer because there was no need for it. I guess we're revisiting and going around that."

Councilman Kent: "I guess we should then. Is there a motion to table?"

Councilman Cardinale: "I would ask that it be tabled for further consideration."

Councilman Kent: "I think you're seconding Jim's motion."

Councilman Cardinale: "I would second Jim's motion."

Councilman Kent: "Jim moved to table."

The Vote: "Densieski, yes, to table; Cardinale, yes, to table; Kent, yes; Lull, yes; Supervisor."

Supervisor Kozakiewicz: "I think this has been looked at, the Planning Board made a recommendation to the Town Board, the Town Board followed that recommendation and now we're going around full circle again. I would vote not to table."

Councilman Densieski: "Why didn't you say that before I voted?"

Barbara Grattan: "Okay, that resolution is tabled."

Resolution #271

Councilman Cardinale: "271 authorizes the Supervisor to execute agreement for the attached stipulations plural. I see a stipulation. Is there two?"

Councilman Kent: "Yeah, there's two of them here."

Councilman Cardinale: "I only see one."

Councilman Kent: "No, there's only one."

(There was some inaudible discussion  
among the Town Board members.)

Councilman Densieski: "Dawn, did you go through these?"

Dawn Thomas: "I looked at the ones that were attached to my packet of resolutions but this came from outside counsel."

Councilman Cardinale: "Who's Richard Loderer? Is that outside counsel? Somebody signed for us."

Supervisor Kozakiewicz: "Subject to Town Board approval."

Councilman Cardinale: "I understand, yes."

Councilman Kent: "That's Richard Zuckerman."

Councilman Cardinale: "That's Zuckerman?"

Councilman Lull: "That's Zuckerman, yes."

Councilman Cardinale: "He's got to get some penmanship lessons."

Councilman Lull: "He only signs the first half of his name."

Councilman Cardinale: "Yeah, I can see that. Zucker. Maybe. Okay."

Councilman Lull: "Do you want to do just single stipulation?"

Supervisor Kozakiewicz: "Unless the Board wants to take a five minute break. We have the other draft in the back. I mean- or we can- "

Councilman Kent: "Can I ask a question?"

Supervisor Kozakiewicz: "Can you bring the other stip in?"

Councilman Kent: "Was the other stipulation signed by the employee?"

Supervisor Kozakiewicz: "Yes."

Councilman Kent: "It was?"

Supervisor Kozakiewicz: "Yes. It has been signed by the employee."

(There was a short break and the tape recorder was turned off)

Resolution #272

Councilman Cardinale: "Accept the conclusions and recommendations of the Route 58 Committee appointed by the Town Board under Resolution #99-47 and 99-235. 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 #273

Councilman Densieski: "Sets salaries for summer personnel for 2000 for the Recreation Department. So moved."

Councilman Lull: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #274

Councilman Lull: "Authorizes the law firm of Smith, Finkelstein, Lundberg, Isler, Yakaboski, LLP as special counsel in connection with the lawsuit entitled Eileen Miller, et al, v. Robert Kozakiewicz, Supervisor, et al. So moved."

Councilman Densieski: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #375

Councilman Densieski: "Authorizes the law firm of Smith, Finkelstein, Lundberg, Isler & Yakaboski, LLP as special counsel in connection with the lawsuit entitled, New York SMSA Limited Partnership d/b/a Bell Atlantic v. Town of Riverhead, et al."

Councilman Lull: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent."

Dawn Thomas: "The issues are limited more or less to that and I feel that they are more qualified to handle that."

Councilman Kent: "Okay, I'll vote yes."

Councilman Lull: "Don't know if I can put this as simply as possible but what this boils down to is that they gave us their information and they asked us for an answer. We gave them back our answer which was we need more information. You did not collect information on certain areas that you should have done. Their answer to us was not say we'll collect the information, but their answer was

to sue us."

Dawn Thomas: "That's correct."

Councilman Cardinale: "Can I- one other question on that, I had to look at it. They- we wanted a report, an environmental impact statement, right?"

Dawn Thomas: "Right."

Supervisor Kozakiewicz: "Correct."

Councilman Cardinale: "Did anybody ever think to- but their (inaudible) us by saying our staff recommended that we didn't need one. How come our staff is inconsistent with the position of the Board? You would think that the staff would be directed by the Board not the staff directing the Board. And I think that's happened in a number of cases and I'm concerned about that. I'm concerned that our decisions should be reflected in the staff reports, not their decision reflected in the staff report."

Dawn Thomas: "Well, I'm not sure exactly how- I think one explanation for the way this came to pass is that the Planning Board recommendation was prior to this administration taking office and so that may be part of the explanation as to why that recommendation was different. However, that Planning Board recommendation is just that, a recommendation that- "

Councilman Cardinale: "Yeah, I believe that we will win the lawsuit but I'll discuss this with you privately, but it seems like we created problems which we didn't need to create. It kind of reminds me of the Riverhead Center case where our- what we filled out actually caused the problem. Our staff filled out a form in a certain manner which resulted in the lawsuit."

Supervisor Kozakiewicz: "Well, the lawsuit would have come anyway- "

Councilman Cardinale: "Yeah, but what the court ultimately hinged upon was the staff report. It seems to me somebody should look at these things, maybe we do need another Town Attorney to make sure these files are really, you know, we're walking into litigation with files that are- some of the ammunition is in the files, is my point. So, I wanted to bring that up."

Supervisor Kozakiewicz: "Where were we, Barbara, I lost- "

The Vote (Cont'd.): "Kozakiewicz, yes. The resolution is adopted."

Resolution #276

Councilman Cardinale: "276 adopts a local law amending Chapter 108 entitled Zoning of the Riverhead Town Code. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "One question. We're doing the same change in Business A Resort Business, Business B Shopping Center, Business C Neighborhood Business, and Business D General Business. I note that it is appropriate in Business B. Does anyone have any concern about its appropriateness in any of the other districts?"

Councilman Lull: "I don't."

Councilman Densieski: "No."

Councilman Cardinale: "So that- "

Supervisor Kozakiewicz: "The only thing I would note is we have on there March 8<sup>th</sup>, it should be March 21<sup>st</sup>."

Councilman Cardinale: "Okay."

Supervisor Kozakiewicz: "As far as the date of the notice of adoption and the fact that if it does get adopted it should be noted as March 21<sup>st</sup>."

Councilman Cardinale: "For example, in a Neighborhood Business situation where it was previously limited to two of the permitted uses, they are going to be unlimited as to the number of uses that could be- so you might wind up with bazaars."

Supervisor Kozakiewicz: "But it won't be- "

Councilman Cardinale: "Maybe it's a good thing."

Supervisor Kozakiewicz: "The bottom line is the square footage that's allowed that would still stay within the confines of the zoning. The footprint will stay the same. It's just a question of whether the uses are going to be limited to two."

Councilman Cardinale: "Right. Let's say in a Neighborhood Business you had 1,000 square foot building. Under the old zoning code, if we do not amend it, you can only have two uses within that 1,000 feet. This, you could actually have 10 uses. As long as they were permitted, you could have the same uses within the building. Which might actually be an inspirational thing for the neighborhood. It's like a bazaar. They use (inaudible). But I'm wondering if we're intending that because that's what it's going to do. Because I know we want to do it in Business B because it was stupid not to do. And I just bring that up because it occurred to me that that would be permitted if we go ahead and do this. So in voting yes we are permitting a number of uses in all these districts, General Business, Neighborhood Business, Shopping Center and Resort Business districts and they could be as small square footage as they chose to give to that use."

Councilman Lull: "The only question is 39."

Councilman Kent: "Really the only one of the four, Business C, is the only one of the four that might create a problem but I really- I don't know if we want to consider that."

Councilman Cardinale: "Maybe it would be good for it. It might be a good idea."

Councilman Kent: "It might motivate some activity."

Councilman Cardinale: "Yeah, well, we certainly could use it. Am I supposed to vote?"

Barbara Grattan: "Yes."

Councilman Cardinale: "I bring it up and I'm going to vote yes anyway because I think it's- on balance it's a good idea."

The Vote (Cont'd.): "Kent, yes; Lull, yes; Kozakiewicz."

Supervisor Kozakiewicz: "Yes. The whole purpose was to bring the older business zones in conformance with the language of our newer business zones and for that reason I vote yes."

Resolution #277

Councilman Kent: "This is an order establishing a lateral water main Stoll Associates at Riverhead as part of the Riverhead Water District. So moved."

Councilman Densieski: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "I believe there's no cost to the taxpayer. Correct. Okay, I vote yes."

The Vote (Cont'd.): "Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #278

Barbara Grattan: "Who wants to pay bills? Resolution 278."

Councilman Densieski: "Resolution 278 pay bills. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes."

Councilman Cardinale: "I want to thank those three of you who stayed for this entire meeting."

Supervisor Kozakiewicz: "I do have a copy of the other agreement."

Councilman Kent: "We have to go back and do 271."

Supervisor Kozakiewicz: "And I just have one, that's all I have. That one's not signed but I did speak with counsel and it has been signed by the employee."

Councilman Cardinale: "All right, good."

Councilman Lull: "Finally put an end to it."

Councilman Kent: "It was moved and seconded. Call the vote."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Supervisor, yes. The resolution is adopted."

Supervisor Kozakiewicz: "I do have one which I failed to mention was off the floor. I don't know if we want to try it. It's just to post for a position, recreation program coordinator which I understand was discussed. This is to eliminate a number of little miscellaneous positions in the "

Councilman Kent: "We're just posting for it, right?"

Supervisor Kozakiewicz: "Just posting."

Councilman Kent: "Okay."

Barbara Grattan: "Is this going to be resolution #279?"

Supervisor Kozakiewicz: "Yes."

Councilman Lull: "So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes, to post; Cardinale, yes, to post; Kent, yes; Lull, yes; Supervisor, yes."

Meeting adjourned: 6:43 p.m.

*Barbara Grattan*  
Town Clerk