

Minutes of a Regular Town Board Meeting held by the Town Board of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, on Tuesday, April 3, 2001 at 7:00 p.m.

Present:

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

Also Present:

Barbara Grattan,	Town Clerk
Sean Walter, Esq.,	Town Attorney

Absent:

Philip Cardinale,	Councilman
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Supervisor Kozakiewicz called the meeting to order at 7:05 p.m.

Supervisor Kozakiewicz: "The time of 7:05 having arrived, I open today's Town Board meeting of April 3, 2001. Harvey, since you're closest to the podium, would you lead us in the Pledge of Allegiance, please?"

Harvey Arnoff: "Certainly."

(At this time the Pledge of Allegiance was recited, led by Harvey Arnoff, Esq.)

Supervisor Kozakiewicz: "Thank you. Okay. Before we approve the minutes of the Town Board meeting of March 20th, there are two corrections I'd like to make note of, both of them appear on page 564. The first is in the second sentence which would be to change the word declare to clear and the second would be from inaudible to Melon-Melon (phonetic).

Is there a motion to approve the minutes as amended?"

Councilman Densieski: "Motion approved and I'm surprised that you critiqued those that well. I'm proud of you."

Councilman Lull: "Seconded."

Supervisor Kozakiewicz: "I've got to be careful because sometimes comments attributed to you get attributed to me and- "

Councilman Densieski: "You're lucky then."

Supervisor Kozakiewicz: "I vote yes. Reports, please."

Barbara Grattan: "Just give me that though, Bob, so I know what to do as far as changing that."

REPORTS:

Tax Receiver

Total collections to date
\$36,618,620.02

Utility collections report for
March - \$173,543.94

Town Clerk

Monthly report, total
collections was \$8,633.62

Sewer Department

Discharge monitoring report
for February, 2001

Recreation Department

Monthly report for February,
total collected \$4,007.00

Barbara Grattan: "That's it."

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

APPLICATIONS:

Site Plans

East Riverhead Equities to
install temporary office
trailers, (4) permanent
storage sheds and airlock at
entrance to Dept. of Social
Services building

Amended site plan for Atlantis
Marine World (Discovery Mast)

84 Lumber Company to construct
a 60x100 storage shed, expand

yard and expand parking

400 West Main Street to convert a ground floor from office space to a 15 car parking garage

Shows & Exhibition Permit

Wading River Civic Assoc. for a parade and craft fair on May 6, 2001

Tanger Outlet Center - they have several tent sales on the dates which are shown on the Agenda

East End Arts Council - a community Mosaic Street Painting Festival May 27, rain date being May 28

Parade Permit

Agricultural Heritage Festival September 9 at 12:00 p.m.

Ride for Life, Inc., April 30 at 8:00 a.m.

Barbara Grattan: "That concludes Applications."

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

CORRESPONDENCE:

Mike Spindler

Re open to the public airport at Calverton and also another letter for the lack of operating procedures for the runway at Calverton

Nicholas DiPierro

Re commending the Town Board on their recent decision about the former Grumman Navy owned site

Jamesport Fire District

Regarding preliminary site

plan of Nextel of New York
having no comment at this time

Petition

From Northeast Motorsports
with 3,402 signatures in
support of

Barbara Grattan: "That concludes Correspondence."

Supervisor Kozakiewicz: "Thank you, Barbara. Any Committee reports? Not hearing anybody, what we should do at this point in time is adjourn the Town Board meeting and go to the Community Development Agency meeting since this is a public hearing involving the Community Development Agency. And let the time reflect that the time of 7:10 has arrived."

Meeting adjourned: 7:10 p.m.

Meeting reopened: 8:10 p.m.

Supervisor Kozakiewicz: "I'd like to return to the Town Board portion and, again, the time still being 8:10 p.m., ask Barbara to read the publishing- the affidavit of publishing and posting."

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on April 3, 2001, at 7:10 p.m. regarding the change of zone Tanger Movie Theater to amend Article XA of the town Code to provide for Theater, Indoor, as a permitted use within said zoning use district."

Supervisor Kozakiewicz: "Okay. As indicated, this public hearing is to consider a text change to allow for movie theater as a permitted use within the Business F zoning district which is Manufacturer's Overlay. Anybody who wishes to address the Board? Nobody at all? All right. Oh, what, did I hear somebody say yes, they want to address the Board? Steve- Steve Haizlip. Okay, I didn't see your hands. Put the hands up, like a teacher, get it up there, okay. Bill next."

Steve Haizlip: "Steve Haizlip of Calverton. All I want to know is, isn't anybody here to present their case, explain it? Like Steven Tanger came here and pleaded very heavy, please let me come in. Nobody here to represent them? Are all you going to do is say anybody want to talk about it?"

Supervisor Kozakiewicz: "Well, I explained what the public hearing is about. The public hearing is to consider a text change to add movie theater as permitted use. It's what? Three lines long. It's self-explanatory. Mr. Kasperovich."

William Kasperovich: "William Kasperovich from Wading River. I could see some clearer- "

Supervisor Kozakiewicz: "Can you hear?"

William Kasperovich: "Can you hear me now?"

Supervisor Kozakiewicz: "Pull the mike closer, Bill. There you go."

William Kasperovich: "All right. If there was some presentation of just what portion of the existing building and its location is going to be used."

Supervisor Kozakiewicz: "Well, that would be the next- "

William Kasperovich: "To my understanding, there's a large portion of a building, the best I could explain it, there's an Office Max store and then a little way adjacent to that, the rest of the building has been standing vacant for a long time. I assumed that was what Tanger was being considered to use. Now, without confirming that this is so, I don't know what to say."

Supervisor Kozakiewicz: "Well, I think the issue before us today is the issue of whether this Board should consider amending the code. There's no site plan in front of us. There's no application under this particular zoning text because it's not in effect. So the question of where Tanger- I presume that's where Tanger is going to go. That's what he's or their representatives have indicated to us that they would go in the building which is southerly of Office Max.

However, the public hearing today is to consider the- a textual change to include within the zoning text, the language of the code, additional permitted use. Not as a specially permitted use; as a permitted use.

Let me relate that with regard to this, we did refer this to the Planning Board and the Planning Board recommendation back to the Town Board is that we should not consider it as a permitted use, that they believe in their planning expertise, that the more appropriate way to

deal with it would be to deal with it as an accessory use. That's something that I'm sure the Board will toss around, discuss, after this public hearing closes.

But today's hearing is limited. It's the question of whether we should or should not change the present code provided for in Chapter 108 which- and more specifically in the text that deals with Business F Manufacturer's Overlay to allow an additional use known as movie theater indoor."

William Kasperovich: "Well, as an isolated case, a single case, if the- that amount of square footage that has been standing vacant for a year or more that I have noticed, that it doesn't make sense to just let it say in that it's obvious that if the retail or the outlet type sales to the public, it has grown to as far as it's going to grow. And so this area is Tanger II, it's off on the side. It's been standing vacant. I think it would be a reasonable consideration tying it down to that or nothing. If the man wants to make a movie and he goes- it doesn't work, then it reverts back to conditions as they stand today.

Of course, the other considerations and developments that have been going around is multiplex movies where more than one screen is operating at the same time. This they couldn't compete with. But if they want to put in two adjacent screens and the place (inaudible) looks like it could accommodate, I think it would be remiss not to consider favorably in that direction.

Even though it's a definite without question opposite to what was originally intended."

Councilman Kent: "The proposal does not limit the number of screens he can have. He can have as many screens in that building as he can put up and I think he's proposing at least six or eight screens. So as far as it being a multiplex, that's the proposal."

William Kasperovich: "Well, now you've confused me because this is a rectangular area that the front is the major dimension and not that the back doesn't have that much. You can't make a different sided screen. It would be adjacent screens. However- "

Councilman Kent: "But that's not really the issue here before us. But I think he is contemplating more than one or two screens. I think he's contemplating six or eight."

William Kasperovich: "Well, the area is the area."

Councilman Kent: "Right."

William Kasperovich: "There it is, it's been standing vacant for over a year and it's off to the side from the activity of the Tanger Outlet. And off to the side it would be- it would seem to fit in from all directions without taking time to- different aspects. But I would say it's a- it's potential. It's a good potential."

Supervisor Kozakiewicz: "Thank you, Bill. Sandra Mott."

Sandra Mott: "Sandra Mott, Calverton, Riverhead township. If you decided to approve this for Tanger, which I think is a good idea, I know that I read in the March 30th Newday that they're considering a multiplex proposal on the Hazeltine site."

Supervisor Kozakiewicz: "Again, we're going off- "

Sandra Mott: "Yeah, I know. But I wanted to know if you decide to do this, how would it go for or against this other project, or would it, or are the two not involved?"

Supervisor Kozakiewicz: "I think they're separate and distinct. They are separate businesses, separate ventures and, again, I think- I mean- "

Sandra Mott: "But I'm talking about traffic and so on and so forth."

Supervisor Kozakiewicz: "I mean the real- what's that?"

Sandra Mott: "Would the consideration for traffic and so on would be taken into consideration when and if this other Hazeltine proposal gets off the ground?"

Supervisor Kozakiewicz: "I'm sure there will be an environmental analysis on that other property."

Sandra Mott: "Okay. So that- "

Supervisor Kozakiewicz: "But again, that's-

Sandra Mott: "Yeah- "

Supervisor Kozakiewicz: "-- what we're dealing with is this textual change."

Sandra Mott: "Yeah, I know. But I wanted to make certain that whatever decision you made on this would have some consideration placed on when and if this other thing came to be and it would. Okay, thank you."

Supervisor Kozakiewicz: "Thank you, Sandra. Eve Kaplan, please."

Eve Kaplan: "Hi, Eve Kaplan, North Fork Environmental Council. I'd like to ask you guys what your, if you have any feelings right now about this text change?"

Supervisor Kozakiewicz: "I don't think that's the question. I guess the question is whether you're in favor of it or you are opposed to it. I think we are going to have to listen to all the comments and it's a public hearing. What the public hearing is for, I believe, is for us to hear from the citizens and the people who are concerned about a change in the code or use and to tell us why we should or should not consider the change."

Eve Kaplan: "And not for the public to get feedback from the elected officials at all?"

Supervisor Kozakiewicz: "Well, I think we're- the public hearing, again, is to get the input. As a matter of fact- "

Eve Kaplan: "Okay."

Supervisor Kozakiewicz: "-- I think the public notice says right on its face that a public hearing is being held to consider all interested persons with regard to- "

Eve Kaplan: "Okay."

Councilman Kent: "You'll have the opportunity to hear us vote on the issue."

Supervisor Kozakiewicz: "Right."

Eve Kaplan: "Right."

Supervisor Kozakiewicz: "I think we like to kind of reserve our

opinions and hear what everyone has to say so that we can decide accordingly."

Eve Kaplan: "Right. Well, it's always difficult to wait until the vote is actually up to find out what the elected officials feel about an issue. It kind of puts people who are trying to affect the process in a difficult situation. But I'll give you the input."

Councilman Kent: "Waiting is the hardest part."

Eve Kaplan: "But it doesn't have to be."

Councilman Kent: "I think that's a song, isn't it?"

Eve Kaplan: "I guess I'd just like to although this seems like it's a minor code change, I'd just like to put this in the context of some of the other things that have happened this year and the past year in Riverhead."

Tanger is asking for a text change to- for an additional permitted use for a- obviously for a movie theater in the Overlay zone. We've also seen the grandifolia sandhills developed because they were given a zone change, Riverhead Center given a zone change, a special permit. We saw the town code revised so that the special permit process could be relaxed, that developers no longer had to submit actual plans but just conceptual plans. That less details are required in the plans."

Supervisor Kozakiewicz: "Well, let me stop you there because that's an unfair comment. First and foremost it's inappropriate- "

Eve Kaplan: "So, actually, can I finish? No?"

Supervisor Kozakiewicz: "It's inappropriate, well, let me just comment."

Eve Kaplan: "I thought it was for public comment not Town Board comment."

Supervisor Kozakiewicz: "You're indicating that we've relaxed the special permit conditions. The reason they were relaxed is because in the '80's, the town adopted a very detailed site plan ordinance. So you're ignoring that fact and you're just stating it from one perspective."

Eve Kaplan: "I thought this was a public hearing for the public- "

Supervisor Kozakiewicz: "And, well, and it's a public hearing on the question of whether we should consider a zone change in Manufacturer's S- F- meaning- I mean Business F Manufacturer's Outlet. This is not a public hearing to hear about projects that don't involve Manufacturer's Outlet or Business F. It's a text change. I don't mean to be difficult but we're, you know, part of the reason why these hearings go on and on and on is because we have people-- "

Eve Kaplan: "Can I finish?"

Supervisor Kozakiewicz: "Sure."

Eve Kaplan: "Okay. So anyway, as I was saying, I just wanted to highlight the fact that the town- the role of the Town Board and obviously the town Planning Board is to plan for growth and to plan for the uses that are allowed in different areas. And what's happening is that everybody knows is that what developers want, developers get. They propose text changes, they propose relaxed rules, and this is another example of that. There are a lot of groups that have worked for development, sensible development. Obviously we'd like to see a movie theater but I just think that this is just another example of that. Thank you."

Supervisor Kozakiewicz: "Let me just comment briefly. We all know zoning is a living and breathing document. It changes from time to time and that's part of the process. Anybody else who would like to comment with regard to this change in the text as proposed to allow a permitted use, an additional permitted use in Manufacturer's F-Business F, Manufacturer's Outlet? Not seeing any hands, the time of 8:24 having arrived, I declare the public hearing closed."

Public Hearing closed: 8:24 p.m.

Supervisor Kozakiewicz: "Are you ready for the next one? The time still being 8:14, Barbara, would you- "

Barbara Grattan: "This one is going to be postponed."

Supervisor Kozakiewicz: "This one is going to be postponed? Okay. The next public hearing which is the special permit petition of

Demir Petroleum, Inc. is being to be postponed. And the reason for that, Barbara?"

Councilman Kent: "We received a letter- "

Barbara Grattan: "We received a letter from Jim DeLuca which says: Dear Sirs: I have been retained by Demir Petroleum to assist them in obtaining the above referenced special permit. Therefore, at this time, I am formally requesting a postponement for the scheduled public hearing of April 3, 2001 at 7:15 p.m. at Riverhead Town Hall, til May 15, 2001 at required time. Very truly yours, James DeLuca."

Supervisor Kozakiewicz: "Is there a- "

(At this time the CD ran out)

Public Hearing opened: 8:25 p.m.

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on April 3, 2001, at 7:25 p.m. regarding the purchase of development rights of 36.6 acres of agricultural lands owned by Alan Zilnicki, Teresa Zilnicki and James Stark located on Roanoke Avenue, Riverhead."

(CD was turned on)

Eve Kaplan: "-- I know you're aware but I don't know if everyone is aware of the increases in the town population. In the last 20 years, these are LIPA statistics, the population of Aquebogue went up 50%; Baiting Hollow doubled; Calverton is up 20%; Northville doubled; Wading River is up about a quarter. And every purchase that the town makes of development rights helps preserve our tax base by reducing the costs of services for future homes, children, sewers, water.

There's a lot of farmland left in Riverhead that needs to be preserved. I know there's a lot of support for the purchase of development rights program and I encourage the town to look at the money that you have. There's a lot of confusion, I think, and there hasn't been a whole lot of disclosure about what is available and the town coffers.

I know I asked to see some of the documents and I'm still waiting to see those. As far as I know, the Community Preservation Fund has

about \$1.6 million dollars in it. Riverhead town has about \$2 million dollars left in bond money and about \$600,000 in State Ag and Market grants. That's a lot of money. That's three, approaching \$4 million dollars you could spend or you could keep in and you could borrow against it. Riverhead is the only town that doesn't borrow from the Environmental Facilities Corporation on the East End for farmland preservation. And, the only town that doesn't have personnel in the Planning Department to administer the Community Preservation Fund program or to specifically work on issues of land acquisition and open space, although I know you work with the Land Trust.

So a good job and we'd like to see more in the future. Thank you."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address us with regard to this acquisition?"

Councilman Densieski: "Bob, I'd just like to make a comment about that. I agree with you, Eve, wholeheartedly that we do have to preserve a lot more farmland. But in our defense, Suffolk County has been very stingy with their appraisals and the amount of money they're going to give to the local farmers and this is a realistic amount and I'm glad that the county and the town have stepped up to the plate to make these purchases."

Supervisor Kozakiewicz: "Well, before we go on a bad note, to follow up on the comment from Councilman Densieski, what I want to say is that the county has been very receptive. Since the beginning of this year, representatives from the Division of Real Estate have been meeting with town representatives and Long Island Farm Bureau representatives and members from our Farm Select Committee on a bi-weekly basis.

And I'm very appreciative of the effort that's been put in by the county in this regard. I think in the past some of the problems that occurred were a failure to strike while the iron was hot. What we're trying to do is but aside the BS and the whittling back and forth and get real numbers from the growers, the agricultural people who want to continue farming and find that there's a benefit to enrolling in our or this joint effort with the county and the town to buy development rights.

And, again, I don't want to in any way go off on a bad note with the county because I do want to note that they've been very cooperative and have been working closely with us. So- "

Councilman Kent: "Finally."

Supervisor Kozakiewicz: "Anybody else? Okay, not seeing anybody's hands come up, I declare the public hearing closed, the time of 9- I mean 8:32 having arrived."

Public Hearing closed: 8:32 p.m.

Public Hearing opened: 8:32 p.m.

Supervisor Kozakiewicz: "Barbara, if you would read the affidavit of publishing and posting for the next public hearing."

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on April 3, 2001, at 7:30 p.m. regarding the purchase of development rights of 82.4 acres of agricultural lands owned by AMP Inc. located on West Lane, Aquebogue."

Supervisor Kozakiewicz: "Mr. Sherman?"

Councilman Kent: "Just a question. Wasn't there a successor in interest in that one- "

Supervisor Kozakiewicz: "Yes. Tyco."

Councilman Kent: "Tyco."

Hoot Sherman: "Again, I'm Hoot Sherman, Peconic Land Trust. As was stated, this is an 82 acre parcel but we're buying the development rights on 75 plus or minus acres because there's some kettle holes and wetlands down in the southern portion of the property. There is protected land to the north of it and to the west of it and Peconic Land Trust has a preserve to the west of it. So you have a lot of protected land around this area and what we're looking to do obviously is to protect another 75 acres. It has an entry off of West Lane.

The development rights are \$14,000 an acre and, again, it is a partnership with Suffolk County. The county is picking up \$13,000 an acre and Riverhead town is picking up \$1,000 an acre and we do have an appraisal from Mr. Gibbons that supports the \$14,000 an acre.

And I'd just like to say that we at the Land Trust have been

working on this particular piece for about a year and a half trying to figure out how to save it. And finally we had somebody who stepped forward and was willing to sell the development rights and buy it from Amp and so this will just add a nice big chunk to that whole area."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address the Board with regard to the acquisition of development rights? Joan Griffin."

Joan Griffin: "Good evening. Joan Griffin. Just a quick question. I don't know what the word means, I think he referred to as a kettle hole?"

Supervisor Kozakiewicz: "Yeah, that's a- "

Councilman Kent: "A depression."

Joan Griffin: "Is that like a deep hole?"

Supervisor Kozakiewicz: "Right."

Councilman Kent: "A hollow."

Joan Griffin: "Okay, thanks a lot."

Supervisor Kozakiewicz: "Anybody else? Going once, going twice. Close the public hearing at the time of 8:35."

Public Hearing closed: 8:35 p.m.

Public Hearing opened: 8:35 p.m.

Supervisor Kozakiewicz: "And the time still being 8:35, open the next public hearing. Affidavits of publishing and posting, Barbara. Thank you."

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on April 3, 2001, at 7:35 p.m. regarding the purchase of development rights of 10.2 acres of agricultural lands owned by Vernon F. Wells, Jr. and Patricia Wells located on Sound Shore Road, Northville, New York."

Supervisor Kozakiewicz: "Did you say 7:35, Barbara? It should have been 7:30."

Barbara Grattan: "It should have been 7:30?"

Supervisor Kozakiewicz: "Right."

Barbara Grattan: "No. 7:35 this one is."

Councilman Kent: "No, 7:30."

Supervisor Kozakiewicz: "You perhaps missed one."

Councilman Kent: "We're on the first Vernon Wells."

Councilman Densieski: "Vernon and Patricia."

Barbara Grattan: "One was- 7:30 was Amp."

Councilman Kent: "No, 7:20 was Zilnicki. 7:25 was Amp. Unless the public hearing notices on the back of the Agenda are incorrect."

Barbara Grattan: "Okay. Hold on just a second. 7:25 was Zilnicki."

Supervisor Kozakiewicz: "7:25 was Zilnicki, okay. It's the notice that controls."

Barbara Grattan: "7:25 was Zilnicki, that was what was published in the paper."

Councilman Lull: "Okay."

Barbara Grattan: "7:30 was Amp."

Supervisor Kozakiewicz: "Amp, okay."

Barbara Grattan: "This is- "

Supervisor Kozakiewicz: "7:35."

Barbara Grattan: "7:35."

Supervisor Kozakiewicz: "It doesn't matter. The time has arrived anyway."

Councilman Densieski: "It's 8:35 anyway."

Supervisor Kozakiewicz: "Mr. Sherman."

Hoot Sherman: "I'm Hoot Sherman again from the Peconic Land Trust. Mr. Wells is selling the development rights on several parcels that we'll go through here in the next few minutes. The first one on the Agenda is this 10 acre parcel right in here which is just south of Sound Shore and it is 10 acres of farmland.

We have a purchase price, again, it's a partnership with the County. Our purchase price is \$13,500 per acre. Suffolk County is paying \$13,000 per acre and Riverhead town is paying \$500 per acre. And to tell you what the Supervisor said earlier is since the 1st of January, the county has done a pretty good job of stepping up to the plate and you can see this by them picking up the lion share of each one of these purchases, it will leverage the town's money so we can, you know, buy more as we go out. That's really a good thing.

We do have an appraisal from Mr. Gibbons that supports the \$13,500 figure and, again, we would just recommend its approval."

Supervisor Kozakiewicz: "Thank you. Anybody who would like to address the Board with regard to this public hearing involving acquisition of development rights from Mr. Wells as described? Not seeing any- oop, yes, come on up. Good evening."

Vernon Wells, Jr.: "Good evening. It's nice seeing everybody. This 10 acre piece- "

Supervisor Kozakiewicz: "We know who you are, Mr. Wells, but unfortunately you've got to state your name for the record."

Vernon Wells, Jr.: "Vernon Wells, Jr. The 10 acre piece that we are discussing right now does not border Sound Shore Road. There is parcels in front of it and it's actually- it's in back of it. But it is one of the pieces that's still zoned heavy industry."

Supervisor Kozakiewicz: "This is industry- this is Industrial B?"

Vernon Wells, Jr.: "Yes."

Supervisor Kozakiewicz: "Okay."

Vernon Wells, Jr.: "And I can't understand how they come up with the assessment the way they are when it's heavy industrially zoned. And there is- "

Supervisor Kozakiewicz: "I think it was an extension of the Tosco or what used to be the Northville operations up there and they extended the industrial zone. I guess that was mindset."

Vernon Wells, Jr.: "Well, it was all done at the same time. Yes. It was- yes. There is- actually I think that piece is called for 10.2 acres and at two-tenths of an acre, there is an AT&T wireless telephone tower which is- should not be included into it."

Supervisor Kozakiewicz: "Yeah, we had this discussion the other day at our bi-weekly meeting. We understand that the tower should be excluded from the development rights purchase."

Vernon Wells, Jr.: "Very good."

Supervisor Kozakiewicz: "Thank you for putting that on the record. Anybody else? Not seeing any hands, the time of 8:40 having arrived, declare this public hearing closed."

Public Hearing closed: 8:40 p.m.

Public Hearing opened: 8:40 p.m.

Supervisor Kozakiewicz: "The time being 8:40, Barbara, would you please read the affidavits of publishing for the next one, publishing and posting?"

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on April 3, 2001, at 7:40 p.m. regarding the purchase of development rights of land owned by Vernon F. Wells, Jr."

Supervisor Kozakiewicz: "Mr. Sherman."

Hoot Sherman: "Is this the (1), (2) and (3) lots?"

Supervisor Kozakiewicz: "Do you have the tax map numbers indicated on this, Barbara?"

Barbara Grattan: "Yes, I do. I have tax map number 0600-74-1; 0600-74-2; 0600-74-3."

Hoot Sherman: "These are- Hoot Sherman, Peconic Land Trust. These are four building lots which are off of Sound Shore. The first one was on Sound Shore and the other ones are flag lots coming in behind it."

Councilman Kent: "What's the total acreage on that?"

Hoot Sherman: "These- it's- the total acreage is three acres but it's part of a bigger assemblage. If it was just three acres by itself, it wouldn't qualify for development rights but being part of the whole hundred or so acres that Mr. Wells is selling, it just fits right in there."

Again, we're working with the county. The purchase price is \$13,500 per acre. \$13,000 is going to be funded by the county and \$500 will be funded by the Town of Riverhead. And we have an appraisal that supports the \$13,500. As Mr. Wells said, we're going to have to get that appraisal looked at because as individual lots, they're worth a whole lot more than \$13,000. He'll be able to take a bargain sale on those and that will offset some of the capital gains."

Supervisor Kozakiewicz: "Explain what that means when he takes a bargain and sale, Hoot."

Hoot Sherman: "You have a valid appraisal of a given amount, let's say it's \$20,000 an acre. If you accept something less than that, \$15,000 an acre, then you are able to take that difference, the \$5,000 an acre, you can take that off of your capital gains so that it cuts down your taxes and saves you a lot of money on taxes. You know, it's what you end up with at the end of the game, not how much you start with. If you get a lot of money and you pay it all back to Uncle, it doesn't do you that much good. But if we can figure out how to cut that tax bite, then you're a lot better off."

Supervisor Kozakiewicz: "Thank you. Mr. Wells, do you wish to address the Board on this one? Anybody else who would like to address the Board? Rolph Kestling."

Rolph Kestling: "Rolph Kestling, Wading River. I just have one question on this development rights. The property owner still owns it and he can use it for agricultural use."

Supervisor Kozakiewicz: "Correct."

Rolph Kestling: "Correct?"

Supervisor Kozakiewicz: "Yes."

Rolph Kestling: "Which allows him to put up a temporary greenhouse there?"

Supervisor Kozakiewicz: "I don't know the answer. I would assume the answer is yes."

Rolph Kestling: "I think the answer is yes. This is one of my favorite subjects. So, after or he's gotten the development rights under this, he can legally- "

Supervisor Kozakiewicz: "So you're not in favor of farmers, is that what you're saying?"

Rolph Kestling: "What?"

Supervisor Kozakiewicz: "You're not in favor of farmers."

Rolph Kestling: "Oh, no, I wouldn't say that."

Supervisor Kozakiewicz: "Oh, okay, I just wanted to make sure we understand."

Rolph Kestling: "Oh, no, no, no. I've been around here too- I've been around here for 60 some odd years. No. But, legally he could cover the whole thing with a temporary greenhouse. Now, at the beginning- "

Supervisor Kozakiewicz: "But that's not what we're talking about today."

Rolph Kestling: "No, but- "

Supervisor Kozakiewicz: "We're talking about the consideration of whether this Board should buy the development rights at a number where the appraisal has been established- "

Rolph Kestling: "Okay."

Supervisor Kozakiewicz: "-- where the appraisal is- shows that

this is a valid and bona fide number and that's the question."

Rolph Kestling: "Okay. But I just wanted the public to know that they simply put temporary greenhouses there. Thank you."

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

Councilman Kent: "As long as they use them agriculturally."

Supervisor Kozakiewicz: "Not seeing any hands, the time of 8:44 having arrived, I declare that public hearing closed."

Public Hearing closed: 8:44 p.m.

Public Hearing opened: 8:45 p.m.

Supervisor Kozakiewicz: "We can proceed to the next. The time still being 8:45, Barbara, we declare this public hearing open, if you read the affidavits of publishing and posting."

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on April 3, 2001 at 7:45 p.m. regarding the purchase of development rights of 25.5 acres of agricultural lands owned by Craig Wells located on Sound Avenue, Aquebogue."

Hoot Sherman: "Hoot Sherman, Peconic Land Trust. This piece- this is this piece here where it borders on Sound Avenue and West Avenue. It has a lot of road frontage.

Again, this is 25.5 acres on Sound Avenue. It's a- the price is \$13,500 per acre for the development rights. Suffolk County will purchase it at \$13,000 per acre and the Town of Riverhead at \$500 per acre and the appraisal on this piece was almost- was \$18,000 because of all the road frontage. So there again, they will be able to take a bargain sale.

And when you start talking about greenhouses- I don't want to get into a real- you know, that all has to be approved by the Farmland Committee so you do have control over any of that type of thing that goes on."

Supervisor Kozakiewicz: "Thank you for that. Anybody else who

would like to address the Board? No hands? I declare the public hearing closed at the time of 8:46 p.m.

Public Hearing closed: 8:46 p.m.

Public Hearing opened: 8:46 p.m.

Supervisor Kozakiewicz: "Let's go to the next one. The time still being 8:46, I declare the public hearing closed- I mean open."

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on April 3, 2001 at 7:50 p.m. regarding the purchase of development rights of 27.3 acres of agricultural lands owned by Vernon F. Wells, Jr., et al located on Sound Avenue, Aquebogue."

Supervisor Kozakiewicz: "Thank you, Barbara."

Barbara Grattan: "You're welcome."

Hoot Sherman: "Hoot Sherman, Peconic Land Trust. I bet you probably figured that out already. Okay, this is the piece that runs- this long piece here. It runs from Sound Avenue north up towards Sound Shore. It's 27.3 acres. The purchase price again is \$13,500 per acre for the development rights. Suffolk County shares \$13,000 per acre and the Town of Riverhead share is \$500 per acre and, again, it's supported by the appraisal. The appraisal on each one of these is more than the asking price."

Supervisor Kozakiewicz: "Thank you. Anybody who would like to address the Board? Not seeing any hands- I can't see with the glare, it looks like 8:47. I declare the public hearing closed."

Public Hearing closed: 8:47 p.m.

Public Hearing opened: 8:47 p.m.

Supervisor Kozakiewicz: "And moving on to the next public hearing, the time still being 8:47, I declare that public hearing open."

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on April 3, 2001 at 7:55 p.m. regarding the purchase of development rights of 30.8 acres of agricultural lands owned by Vernon F. Wells, Jr. located at Sound Avenue, Riverhead."

Hoot Sherman: "Hoot Sherman. This is the- this is this long piece, it goes all the way from in back of those three one acre lots all the way down to Sound Avenue."

This is a 30.8 acre parcel which borders on Sound Avenue. Again, the purchase price for the development rights is \$13,500. The County is putting in \$13,000 and the Town is going to bring in \$500 per acre and the appraisal is more than the asking price."

Supervisor Kozakiewicz: "Thank you. Is there anybody else who would like to address the Board with regard to this public hearing? Okay, not seeing anybody's hand move, I declare the public hearing closed, the time being 8:49."

Public Hearing closed: 8:49 p.m.

Supervisor Kozakiewicz: "Is that it for the public hearings?"

Barbara Grattan: "Done."

Supervisor Kozakiewicz: "Well- "

Barbara Grattan: "Very good."

Supervisor Kozakiewicz: "Thank you."

Councilman Densieski: "I'd like to thank the seven- the owners of the seven previous farmland acquisitions. I think it's an important thing for the farmers and the landowners to do. Thank you."

Supervisor Kozakiewicz: "I'd also like to thank the Peconic Land Trust for all the help they've been giving us on this."

Vernon F. Wells, Jr.: "I'd like to say one other thing on this (inaudible)."

Supervisor Kozakiewicz: "Well, why don't you come up. On the

last public hearing or just in general?"

Vernon F. Wells, Jr.: "On the last one."

Councilman Kent: "Okay, so we'll- "

Supervisor Kozakiewicz: "Just reopen it. Just reopen it for comment from Mr. Wells."

Public Hearing reopened: 8:49 p.m.

Vernon F. Wells, Jr.: "There's one other parcel of 20 some acres that goes into this and some people might ask why would I want to do all- put all these acres in and there's about another- close to another 115 that will be put in later. But when my wife looked out the window and saw on the next farm over houses being built and she says I've lived here almost 50 years with you and there's houses, we've got to something so there's no houses on the land that we farm. So this is one reason why I'm putting ours in."

Supervisor Kozakiewicz: "And we appreciate it. Thank you Mr. Well."

Councilman Lull: "Excuse me, Vernon. Can I ask you a question? Just a historical question. The last one you were talking about, is that part of the original land grant?"

Vernon F. Wells, Jr.: "Well, what comes later. There's another one that's in on this one which- no- well, yes, it was part of it. We got out of it and then I bought it back."

Councilman Lull: "Okay. All right."

Vernon F. Wells, Jr.: "Originally most of the farm that we have was in the Wells family since 1661."

Councilman Lull: "Yeah, okay."

Supervisor Kozakiewicz: "Thank you. Now the time being 8:50, I'll declare that last public hearing closed."

Public Hearing closed: 8:50 p.m.

Supervisor Kozakiewicz: "At this point in time, if there's anybody who wishes to address the Board with regard to any topic they feel is important for us to know about or to discuss the resolutions that are coming on tonight- I've got a couple cards. I didn't- I've been reminded by the Town Clerk. She just really, really makes sure that she keeps me in line.

So I'm going to go with the cards first. Please note that we do have a five minute rule, speakers are limited to a five minute time period when they come up and I'm going to ask everybody to be courteous of other speakers, let them say what they are coming here to tell us, and let them speak. The first one is Sandra Mott."

Sandra Mott: "I beg your pardon. I wanted to catch someone."

Councilman Densieski: "You used up two minutes already, Sandra."

Sandra Mott: "Yeah, well, that's life."

Supervisor Kozakiewicz: "I did mention while you were outside, we do have a five minute rule."

Sandra Mott: "Pardon me?"

Supervisor Kozakiewicz: "I did mention while you were outside that we do have a five minute rule."

Sandra Mott: "Yeah, I know your five minute rule. And I'll conform to it. Let me just jump right into it.

One, I was wondering what happened to the dumping signs- no dumping signs of domestic animals. I know Mr. Lull indicated that it's been referred to Mark and Mark had problems with materials. I'd like to know when they're going to be erected because they're starting to dump cats and dogs again in our neighborhood."

Supervisor Kozakiewicz: "All right. Why don't you address us because you have a couple things on the card, and then I'll ask Jim or others to respond?"

Sandra Mott: "That's one thing. Okay. And I submitted my FOIL request for the survey that in a sense was initiated by me in regard to the potential new location of the animal shelter. I'd like to at least see the survey and as to, you know, why it isn't going to be

usable for the new facility."

Supervisor Kozakiewicz: "Okay. I believe I signed that FOIL application."

Sandra Mott: "Okay. Thank you. And in regard to the railroad station that I read in Traveler Watchman and I wrote a letter saying, you know, it's a lovely station, they did a lovely job but how come they're not using it as a train station? And I wrote to the Long Island Railroad and I was told that there's only 40 people who actually utilize that- the trains east of Ronkonkoma on a daily basis and that it wouldn't be cost effective to put any Long Island Railroad personnel because there are only four trains during the week and two on the weekends. And I wondered why they didn't consider that when they put a million dollars into the renovation.

Because I'd like to know what it is that the BID does because that's going to be their new headquarters. A million dollar newly renovated building that the town's going to maintain and I'd like to know how much it will cost to maintain it and I'd like to know, you know, 40 people don't qualify as enough for a railroad station, being used as a railroad station, but a million dollars was put into renovate and as I said it does look beautiful. And it's only going to be used for the BID and to display artwork from the East End Arts Council, which is also a very nice idea, but, you know, what's the store on that?

And my other concern is as I said to the Route 58 proposal in conjunction with the Tanger change in- I don't have it properly, whatever you're changing, to allow them to have it. If I recall, I've been here not long but long enough to remember Splish Splash saying that they were bringing you an ice skating rink and they were going to bring you restaurants and they were going to ask for additional parking accordingly. I never saw any ice skating rink and I never saw any additional restaurant change but they certainly got their additional parking. And I don't know what kind of rinks exactly are going into Stotzky Park, is that strictly dry?"

Supervisor Kozakiewicz: "The complex that's proposed for Stotzky Park is a skate park and an in line roller hockey rink."

Sandra Mott: "It couldn't be usable for ice skating?"

Councilman Densieski: "Ice?"

Supervisor Kozakiewicz: "No."

Sandra Mott: "Okay."

Supervisor Kozakiewicz: "What the design is, is as I understand it and the two members of the Rec Committee would probably correct me, there's the boards along the perimeter of the rink and there is a small gap in order to allow water that would come down on the rink to flow outside."

Councilman Kent: "Yeah, it's got to be slightly crowned."

Sandra Mott: "Oh, I see."

Councilman Kent: "So that the water will run off."

Sandra Mott: "All right. I was just wondering. But this business of this multiplex proposal, you know, it's the Hazeltine- I understand the property has already been disturbed and utilized for industry, but I hope that you are going to consider the fact that they don't rip out every tree and bush in front like they did in Tanger. Because it looks like it's moving in that direction already, that you have some sort of a setback or you have- "

Supervisor Kozakiewicz: "That was part of the discussion when they came before the Board. We did ask them to consider what other communities in other areas have done where they have a sign on the roadway to identify the fact that they're there but keep as much of the trees and natural vegetation in place and then have the improvements to the rear so you don't have to look at it when you go by every time."

Sandra Mott: "Okay. Can you tell me what's going on where they did clear out all the trees and ground cover- "

Councilman Densieski: "That's Ed Meyers' batting cage and recreation thing there."

Sandra Mott: "Oh, is that what that's going to be?"

Supervisor Kozakiewicz: "That's correct. That's the- "

Councilman Kent: "That's not Hazeltine."

Sandra Mott: "No, no, no, I know that's not Hazeltine."

Supervisor Kozakiewicz: "That's Eddie Meyers' proposal."

Sandra Mott: "Okay. But he couldn't leave up any trees either that were there? Because there were sort of some mature trees at the front that he could have a gentler entre into his facility. They're gone now; it's after the fact."

Supervisor Kozakiewicz: "I think his site plan required it to be done that way."

Sandra Mott: "All right. And somebody referred to Burman and the status of that deal. Do you know whether or not he cleared up his problems with the federal lawsuit that was against him for charging his handicapped residents to make their homes handicapped accessible at Mitchell Field in Nassau County? Remember last July?"

Supervisor Kozakiewicz: "I don't know the answer and I don't know if it's relevant to the inquiry. Really, what we need to do is-- the relevant question is whether he can redevelop the property, generate jobs, and whether we can get to a closing. I think that's the more important issue."

Sandra Mott: "Well, my only concern is that we not end up in the same situation- "

Supervisor Kozakiewicz: "This is an industrial proposal."

Sandra Mott: "I know it's industrial but still there could be other issues. Now, does- anybody have any answers to those few things?"

Supervisor Kozakiewicz: "On BID, I think the best party to talk to as far as what they do would probably to see Vicky or Tim Yousik from the BID and you can find out what they do on a regular basis. But what they are incorporated to do is promote the downtown area. The Business Improvement District area has been designated by state law. They're the management association. They presently have within a- with an agreement with the town where they receive a monthly contractual amount of \$4,000 which allows them to operate on a monthly basis so I'm assuming, and I believe this to be the case, that that \$4,000 will be utilized to operate out of the railroad station location once they relocate to it. That's what will happen. They're presently renting other space as you know on West Main Street."

Sandra Mott: "Yes, I thought that they had- I read somewhere

that it was no fee to them at that location."

Supervisor Kozakiewicz: "Well, they do have as I said a monthly agreement, they have an agreement with the town where they receive as part of the BID taxes that are collected a payment of \$4,000 a month for administrative services."

Sandra Mott: "Okay. And who will be maintaining the building? According to the article I read in the Traveler Watchman, it would be- I'm the talking railroad station. It said the town will be."

Supervisor Kozakiewicz: "There would be a license arrangement and then we would have a sublicense arrangement with the BID. So the responsibilities would ultimately fall upon BID as far as the maintenance of the facility."

Sandra Mott: "So that's not how it read in the Traveler- "

Supervisor Kozakiewicz: "Well, that's what we're talking with MTA and LIRR."

Councilman Densieski: "Don't believe everything you read."

Supervisor Kozakiewicz: "There would be a license arrangement- "

Sandra Mott: "Yeah, I know, Ed. You tell me don't read everything- don't believe everything I read but, you know, quite a bit of it seems to be on the mark. As a matter of fact, I do have one- "

Supervisor Kozakiewicz: "One other thing. I think you asked about no dumping signs."

Sandra Mott: "Yeah."

Supervisor Kozakiewicz: "I think maybe we should have Jim do that because we're now at nine and a half, ten minutes."

Councilman Lull: "I think it's very simple, Sandy. The last time I talked to Mark about it, he has to order the- "

Sandra Mott: "No, the materials were- "

Councilman Lull: "-- materials to make the signs. He hasn't completed that order. It hasn't come in yet."

Sandra Mott: "Can we- "

Councilman Lull: "Til he was able to escape from the snow and now the drainage problems."

Sandra Mott: "Yeah, well, I can't escape from the cats and the dogs that are being dumped in our community. Literally."

Councilman Lull: "Agreed. And we did promise- we did promise that it would go up and it will go up as soon as possible."

Sandra Mott: "Yeah, I know you have and I appreciate that. My only other concern as well and I did read this was the Pet Finder.com that the town was supposedly affiliated with. Well, I went to the library just to look to see how it was set up since I don't have a computer and they were kind enough to help me at the library. Again, it was in the paper, that's not up and running according to Animal Control for the Pet Finder and it's associated with the ASPCA. If you could investigate that, I'd appreciate that."

Councilman Lull: "Yeah, somebody told me that they did find it but I'm not- "

Supervisor Kozakiewicz: "Okay."

Councilman Lull: "-- it wasn't me, so I don't know."

Supervisor Kozakiewicz: "All right. Thank you."

Sandra Mott: "Okay, well, I tried. Thank you very much."

Supervisor Kozakiewicz: "Thank you. Allen Ryan, is he still here? I don't see him, okay. Rolph Kestling."

Rolph Kestling: "Rolph Kestling, Wading River. On Hulse Landing Road, the north side where it ends up on the beach, there's a truck tire laying there with a rim and- it must weight at least 200 pounds. It's been laying there since October. Town property. Why?"

Councilman Lull: "How heavy did you say- "

Supervisor Kozakiewicz: "It's the first I've heard of it."

Councilman Lull: "How heavy did you say it was, Rolph?"

Rolph Kestling: "I would guess, well, you can ask Mr. Densieski. I would say about 200 pounds. Rim and all."

Councilman Lull: "Why don't we send Mr. Kent down to pick it up. I think he could take care of that."

Councilman Kent: "Probably. But let me ask you. Where is it on the beach?"

Supervisor Kozakiewicz: "Is it on the- is it on the beach itself, at the base?"

Rolph Kestling: "It's where the ramp goes down, where you walk down."

Councilman Kent: "Because I was just there on Sunday. I didn't notice it."

Rolph Kestling: "You didn't notice it? Well, evidently a lot of people in the town didn't notice it because every Monday the town garbage truck goes down there and picks up the garbage that's in the pails. I've seen orange pickup trucks go down there. Because I take my walk every morning and I live a hoot and a holler from there."

Councilman Densieski: "They don't pick up commercial garbage."

Rolph Kestling: "No, the town picks up- "

Supervisor Kozakiewicz: "It should be picked up off of our property."

Councilman Densieski: "Yeah, the town can pick it up. The town can pick it up."

Rolph Kestling: "Well, this is town property. And it's there. Now, 200 pounds, I admit, is a lot. But at the same time, I see the town payloader quite often going up North Wading River Road. I mean they can just pull up there, put it on the payloader and take it to wherever."

Councilman Densieski: "That's an easy fix."

Rolph Kestling: "Okay."

Supervisor Kozakiewicz: "Thank you."

don't like them. You have a problem with them but I know that farming over the years has become an extremely difficult operation. At one time, the fields were full of potatoes. We don't have potatoes anymore."

Rolph Kestling: "I've been out here since 193- "

Supervisor Kozakiewicz: "At one time there was a strawberry auction at the Long Island Cauliflower auction block. It's gone. The cauliflower broccoli auction block, it's gone. So farmers have to reinvent themselves; they have to determine other ways that they can make a profit. And for some reason you have an issue with that."

Rolph Kestling: "I'll tell you what the issue is. The issue is when they put up the greenhouse and they rent it out to a florist, to somebody selling refrigerators possibly, for anything they want."

Supervisor Kozakiewicz: "All right."

Rolph Kestling: "Okay? I'm sorry to annoy you, but I see the expression on your face. You are very, very unhappy."

Supervisor Kozakiewicz: "Well, I- I am very concerned about the future of agriculture. I grew up on a farm, and they've been able to keep the crops on the farm. You know what though? They don't even farm the whole farm anymore. My brother is now working for an outside company. He will still do some farming but it's getting more and more difficult. And this whole thing with urban sprawl, neighbors not happy about helicopters flying in the morning, neighbors complaining about dust, neighbors complaining irrigation motors, you know, it's unfortunate. But you come out to a rural community, you come out to a farming community, those are some of the things you have to deal with."

Rolph Kestling: "I grew up- "

Councilman Densieski: "Well said, Mr. Supervisor. I agree with that."

Rolph Kestling: "I grew up in Queens. Now, Queens, when I grew up there in the '20's, were a lot of farms, a lot of flowers, horse racing tracks. Nothing is there anymore. And they still exist. I think we'll exist without farmers. Believe me."

Supervisor Kozakiewicz: "Well, I don't want to see that day."

Councilman Densieski: "It just won't be as nice though, Rolph."

Supervisor Kozakiewicz: "I don't want to see that day, Mr. Kestling. I want to see the- "

Rolph Kestling: "I wouldn't be surprised if it would happen."

Councilman Kent: "Rolph, you raised one legitimate point. If they're selling refrigerators out of a temporary greenhouse, please let us know. They're not supposed to do that. It's supposed to be strictly agricultural."

Rolph Kestling: "Well, I'm just saying it's possible. When they rent it out and they make money on it, that's my problem. And they don't pay taxes on that."

Supervisor Kozakiewicz: "The last card, and then we'll open it up to others who wish to speak. Mr. Kasperovich."

William Kasperovich: "William Kasperovich from Wading River no less. I'd like to make some comments about the resolutions tonight and I'm going to start from the back end forward because the one I hope to keep my cool on is one of the early resolutions.

On Resolution 379, you appoint members to the Board of Trustees for the theater corporation."

Councilman Kent: "Yes?"

William Kasperovich: "Okay. Every place I've been in all my life when it comes to a group, it's an odd number, three, five, seven, never two."

Councilman Kent: "No, no. We're entitled to appoint two members to the Board of Directors of a corporation that has, I think, 15 members of the Board or something to that effect. We are allowed two members to be appointed. So we're appointing our two members. The Board itself has- "

William Kasperovich: "Well- okay, don't take up my time. I think- "

Councilman Kent: "I feel the same way."

William Kasperovich: "-- an odd number is- "

Councilman Kent: "I'm sorry. I don't mean to take up your time."

William Kasperovich: "Odd number is better. 374."

Councilman Kent: "Maybe I can answer the question before you start."

William Kasperovich: "This is changing the employment status of the Assistant Town Attorneys to Deputy Town Attorneys. And the question comes up when does their term of employment terminate? The Town Attorney always changed when the new Supervisor came in. The new- the Supervisor came in. Okay. Now these two Deputies, will they continue on on a regular basis or will they- "

Councilman Densieski: "I believe they serve at the pleasure of the Board also."

William Kasperovich: "Well, it doesn't say and that question came up. Resolution 364, it's something to do with a person called James and in the middle of the Now Therefore Be It Resolve, they refer to her. Well, is it her or is it him?"

Supervisor Kozakiewicz: "We're talking 364?"

William Kasperovich: "62."

Barbara Grattan: "Oh, 62."

Supervisor Kozakiewicz: "I thought you said 64. I'm sorry."

Barbara Grattan: "I did, too."

Councilman Densieski: "He did."

Supervisor Kozakiewicz: "All right."

William Kasperovich: "359, I have never seen this used before. If I have, I don't remember, where a bank passbook is used in a low six figure number, money. And- "

Councilman Kent: "Just like my passbook."

William Kasperovich: "Now I think something should be in the resolution that is a response by the bank. This business of saying

that the Town Attorney has determined that same is satisfactory in its form. This is to me not being an attorney doesn't hold water. I think it's not a proper or something that says what it's supposed to say. It's a general term and I think the response from the bank that such is the case and acceptable to them is in order and to the best (inaudible) procedurally for the Town Clerk.

I have here Resolution 336- 3-3-6."

Supervisor Kozakiewicz: "That one is being-- that one is going to be tabled tonight. There's some additional language that needs to be changed so that there's going to be- I believe a motion to table. We've discovered some language within that resolution that needs to be addressed."

William Kasperovich: "Okay. Take up my precious time there. 323."

Councilman Kent: "You're getting down there."

William Kasperovich: "Everybody with me?"

Supervisor Kozakiewicz: "Yup."

William Kasperovich: "All right. Some time back, about a year back, I asked in a work session of the Town Board to have an Executive Session for a subject that I would present. This was offered to me and I took the liberty to speak as honestly and truthfully as I could trusting on the discretion of the Town Board not to open me to a lawsuit.

It was at this time that the Town Board omitted a firm from the list. Now Resolution 323 brings them back in the scene. Now, Mr. Kozakiewicz, I don't know if this was when you started office or whether it was back in Mr. Villella's day, but the other four Councilmen were here and they heard me regrettably. Mr. Cardinale, who had most of the questions is not here tonight but I think you gentlemen understood the merit and severity of my presentation.

We do not have to go to any Tom, Dick and Harry for consultants. There is no shortage in this room of good, qualified professional consultants. Now what it is that is in somebody's craw to bring them back into Riverhead where they and I cannot live in Riverhead at the same time. If you want to table this for further discussion or you want to just forget it, but when I give you my best and I risk court

Rolph Kestling: "Next. On Swazey."

Supervisor Kozakiewicz: "Swezey."

Rolph Kestling: "Swezey. I think they are Swezey. What's the drop dead day- date when they have- "

Councilman Densieski: "October 1st."

Rolph Kestling: "Are you going to enforce it?"

Supervisor Kozakiewicz: "I think we have no other alternative."

Rolph Kestling: "I hope so. Okay, next one, not to be an embarrassment to you, Mr. K- "

Councilman Kent: "Which Mr. K are you referring to?"

Supervisor Kozakiewicz: "I think the one he can't pronounce."

Rolph Kestling: "At the beginning of your administration, the first month, I asked you, there was supposed to be a meeting between Mr. Garagola of the Farmland about these temporary greenhouses- "

Councilman Kent: "Gergela."

Rolph Kestling: "And you said you were planning a meeting. Have you ever?"

Supervisor Kozakiewicz: "I did meet with him."

Rolph Kestling: "And how do we stand on temporary greenhouses?"

Supervisor Kozakiewicz: "They're- we're trying to work out some textural changes. I know it's been- it's something that's been discussed, I think, we may have discussed this with the Code Revision Committee. But with your reminder, I'll once again ask Mr. Gergela to get together with our Code Revision Committee and see if we can make any changes."

Rolph Kestling: "I mean, especially with all this development place- land development here, I mean, you know, they can put up a temporary greenhouse- "

Supervisor Kozakiewicz: "Well, again, you know, I know you

action and find that it is ignored a year later, I'm very unhappy and I don't think the Town Board is taking into account who they are considering able and qualified to do good for the town."

Supervisor Kozakiewicz: "Okay, Bill, it's been about 10 minutes now. Could you sum up, please?"

William Kasperovich: "That's it."

Supervisor Kozakiewicz: "Thank you."

Councilman Kent: "Good job."

William Kasperovich: "I'm mad as hell about this."

Supervisor Kozakiewicz: "Anybody else who would like to address the Board? I see a whole- Mr. (inaudible), do you want to come up as well? Okay. Joan Griffin, please."

Councilman Kent: "Sid hasn't spoken."

Supervisor Kozakiewicz: "Did you want to come up? Okay. Yeah, I thought I saw Sid's hand up."

Councilman Kent: "Yeah, the other two have already spoken."

Joan Griffin: "Good evening. Joan Griffin, Greater Calverton Civic Association. In the Correspondence, it mentions petitions turned in by Northeast Motorsports, 3,402 signatures in support of it. Are they all Riverhead residents, Riverhead township residents?"

Supervisor Kozakiewicz: "No."

Barbara Grattan: "No, they're not, Joan."

Joan Griffin: "Okay, so do they all count or just Riverhead residents count?"

Supervisor Kozakiewicz: "I think the petition speaks for themselves. Their address is noted and whether they're a resident or a non-resident is duly noted."

Councilman Kent: "We give them the weight they deserve."

Joan Griffin: "So if we were to put out a petition saying we're

4/3/01minutes

657

not for it and we got residents from Hempstead and where other people work, those names would count, too? I'm confused how the name- how the count works."

Supervisor Kozakiewicz: "We count the number of names on the petition."

Joan Griffin: "Everybody?"

Supervisor Kozakiewicz: "Right."

Joan Griffin: "So I can turn one lose where I work in Hempstead and those names would count?"

Supervisor Kozakiewicz: "Well, it will count as a number. Again, the weight accorded to somebody's when they're coming from Hempstead as opposed to someone who's in Riverhead, will be accorded the weight as Councilman Kent has pointed out."

Joan Griffin: "Okay. I would also like to say that since we started the cell phone collection, we've turned in over 35 cell phones so far to the police department."

Supervisor Kozakiewicz: "Great."

Joan Griffin: "And it's doing great."

Supervisor Kozakiewicz: "Good."

Joan Griffin: "The Calverton area and Riverhead township is supporting us on that."

Supervisor Kozakiewicz: "Very good."

Joan Griffin: "A silly question again. The little cards that we fill in sometimes to speak, what happens to those at the end of the night?"

Supervisor Kozakiewicz: "I give them to Barbara. As I go through them, I give them to Barbara and she makes them- "

Joan Griffin: "And then Barbara- "

Barbara Grattan: "I have a file in my office, Joan, of those little cards."

Joan Griffin: "And they stay in the building? They don't get handed out to anybody?"

Barbara Grattan: "No. Very shortly they're going to be in the garbage because they serve no purpose really."

Joan Griffin: "Okay. I was just curious. And then, I mentioned at the February 6th meeting about the graffiti situation that's along Route 58, Middle Country Road. Is anything happening since that or did you look into it?"

Supervisor Kozakiewicz: "Well, I know, you know, I don't know where the advice had been given that we were unfamiliar with the anti-graffiti paint because when I spoke with Ken Testa about this, they were familiar with that particular product. The issue is one where I believe we're going to have to cite the property owners and I presume it would be under a Chapter 96 or some other mechanism to bring them to compliance because obviously they're- and I'll take that, I guess, under advisement from counsel whether we can utilize that avenue.

But I know it's been a problem and-- but I don't know the answer, Joan."

Joan Griffin: "Okay. So it's being looked at."

Supervisor Kozakiewicz: "I know that I had a discussion with the town engineer and the highway superintendent both with regard to the paperwork he provided to the town concerning the anti-graffiti paint and they were aware of it already. They were surprised that someone may have represented that they were not familiar with it."

Joan Griffin: "Okay."

Supervisor Kozakiewicz: "All right."

Joan Griffin: "Next thing. On February 6th again, that marathon meeting, everything got covered that night, I mentioned about roads flooding, in particular Oakley Avenue going up towards- "

Supervisor Kozakiewicz: "We have written letters to the property owner to the west of that road asking him to consider selling land to the town so that we can put in a drainage system to address that problem. We have not received a reply back and I think we may need to take a more drastic action which will be eminent domain proceedings to acquire the land."

Councilman Densieski: "As a matter of fact I can update you on that. We are working on another letter that suggests, you know, condemnation. So that is in the process. We did try to correspond with them a couple times to no avail and now we are taking the next step- "

Supervisor Kozakiewicz: "It's always easier for us to deal with these on a long arm basis and be able to reach a bargain and sale with the property owner. It's done; it's concluded. When you go to eminent domain, while the vesting order happens pretty quickly, the property owner has a right to contest the valuation and, of course, that always poses problems down the road if our appraisal wasn't or can't be supported in a court of law. But we have not heard anything back with regard to that and that is something we are going to follow up on."

Councilman Densieski: "We have two Board members that drive that road every day so we are well aware that there's some serious problems there."

Joan Griffin: "You could go swimming there almost. Manor Road has the same problem, just south of the big bend heading towards Splish Splash."

Supervisor Kozakiewicz: "Again, the same thing. Mark Kwasna is aware of it and it's the same concern. The water is coming off of open fields and I believe a letter has also gone out to ask that property owner if we could acquire some lands for that purpose. Obviously these are costly propositions that take time, but we're aware of your letters. They've been passed on to the highway superintendent."

Joan Griffin: "Okay. And the last flooding was Youngs Avenue by Crown. Since the berm was built there, the water has no place to run off to and it's flooding on the road, it gets as deep as three or four inches during the rain."

Supervisor Kozakiewicz: "My same comments. I know that Mark's looking at that. I can't tell you the exact point he's at at this point in time."

Joan Griffin: "Okay. Also, sticking with the road situation, Edwards Avenue, is that a town road or a county road?"

Supervisor Kozakiewicz: "Edwards is a town road."

Joan Griffin: "Okay. Edwards Avenue, the intersection at 25 or Middle Country Road, on the south side of that intersection is a huge dip there now, it's getting- it seems worse and worse as the weather deteriorates the roads. Can that be taken care of in any way? You see more and more trucks and cars bottom out going through there or they're going slow- "

Councilman Kent: "Just before you hit the intersection? Just before- "

Joan Griffin: "Just as you go over 25 heading south, there's that huge dip in the road."

Councilman Kent: "Right. The problem there is we'd have to work with the state because that's a state controlled intersection. So they're going to have to- that whole intersection is being addressed and there might be some improvements there. We're working with the state on that."

Joan Griffin: "Okay. And then on Edwards just north of the railroad tracks, since the storms last week it's deteriorating and the cars are bottoming out there. If you come over the tracks, anything more than 20 miles an hour- "

Supervisor Kozakiewicz: "Joan, I have a question. Have you addressed these comments to Mr. Kwasna?"

Joan Griffin: "No. I figured I'd ask you guys first."

Supervisor Kozakiewicz: "Okay. Then we'll pass them along."

Joan Griffin: "Okay."

Supervisor Kozakiewicz: "I just wanted to ask that question. Okay."

Joan Griffin: "And then another question. On Youngs Avenue is the landfill mine, the town owns that?"

Supervisor Kozakiewicz: "To the south."

Joan Griffin: "To the south. Just across- "

Supervisor Kozakiewicz: "We also own the dog shelter property, too. Yes."

Joan Griffin: "The town owns that?"

Supervisor Kozakiewicz: "Which portion are we talking about?"

Joan Griffin: "I don't know. It says in the newspaper, the News Review, landfill mine to cost \$4 million dollars."

Supervisor Kozakiewicz: "That's the land- as a result of the DEC landfill closure law, we fought it in a court of law. We ultimately lost. The state prevailed, the DEC prevailed and like all other landfills that have been forced to either close up, cap, or reclaim, we're in the same boat.

If you remember maybe four, five years ago a stipulation of agreement was entered into between the town and the DEC mandating that we prepare a plan, stay according to a timetable, and ultimately mine or cap that landfill."

Joan Griffin: "Okay. So the town owns that?"

Supervisor Kozakiewicz: "That's correct. It was our- it was a municipal landfill."

Joan Griffin: "Okay. Because where I was going was if it didn't own that and it's going to be excavated as they said in the paper, then we're entitled to that \$.50 per cubic yard."

Supervisor Kozakiewicz: "It's something that's imposed on us by a DEC settlement and as part of the landfill closure law. So it's ours and there's no wiggle room."

Joan Griffin: "Okay. Another question. What's happened to the Island Water Park? They're going in the Grumman site but we haven't heard anything. Is it still a live deal?"

Supervisor Kozakiewicz: "It's still a live deal. They encountered some problems with tiger salamander areas and they're proposing to relocate so they stay without of the 1,000 foot setback."

Joan Griffin: "Okay. And back to Resolution 374. It mentions the two part time attorneys will work three full days per week?"

Supervisor Kozakiewicz: "Correct."

Joan Griffin: "One and a quarter days sick time per month?"

Supervisor Kozakiewicz: "This is per the CSEA agreement, correct."

Joan Griffin: "Okay. And they can carry that over, the sick time from year to year- "

Supervisor Kozakiewicz: "Correct."

Joan Griffin: "Okay. They get six days vacation per year?"

Supervisor Kozakiewicz: "If that's what the resolution says, yes. I don't have it in front of me. I looked at them all earlier but- "

Councilman Densieski: "Yes."

Joan Griffin: "And that's all- "

Supervisor Kozakiewicz: "Per CSEA agreement."

Joan Griffin: "Okay. And my last favorite question, how's the Burman deal doing?"

Supervisor Kozakiewicz: "Well- "

Joan Griffin: "I'm sorry, I had to ask."

Supervisor Kozakiewicz: "No, I know, and I don't know how much to really spell out here but what I can do I did have some notes because I figured this was going to come up today."

Joan Griffin: "I'm back. You got rid of me for March."

Supervisor Kozakiewicz: "No, no. There is- we've been made aware of the fact that on January 5th, the DEC gave Burman Calverton Camelot LLC and their engineers a notice of incomplete application. The notice of incomplete application from January 5th required them among other things to get the consent of the land owner, the Town of Riverhead Community Development Agency. That consent was given to the DEC but I understand as of yesterday when I spoke with Mr. Pabachek (phonetic) from the DEC they haven't received any further reply from Cameron Engineering (phonetic) or from Mr. Burman.

We have a conference call tomorrow and hope that we can address another issue which is the state archeological issue which we feel

they're wrong on- we did execute a memorandum of understanding when we acquired the property in 1998 which was designed so that the town could reconvey or retransfer the property without getting into the state historic parks issue. The transfer does not result in a disturbance of the property and quite honestly for the DEC to impose this additional condition on the town or upon Burman at this point seems to be misplaced and I'm hoping that with the telephone conference tomorrow, we'll get through these issues.

There's also a notice of incomplete application from the Health Department. So Burman's people will need to address these incomplete notice issues. I understand Ms. Thomas, our Town Attorney, did have a conversation with Mr. Petty, their counsel, to express our desire to continue forward."

Joan Griffin: "Okay, thank you very much."

Supervisor Kozakiewicz: "You're welcome. Anybody else? Rita Hodun. You're next, Steve."

Rita Hodun: "Rita Hodun, Calverton. On the resolution 336, the All Saints (inaudible) Orthodox Mission, is that just going to be for a chapel and a convent and a church, not a mission?"

Supervisor Kozakiewicz: "It's- "

Rita Hodun: "Because they- every time when anybody spoke to them, they were going to have women come there and stay overnight and all this stuff. Is the mission part going to be eliminated, there won't be no mission?"

Supervisor Kozakiewicz: "As I mentioned earlier, this resolution needs to be tabled because of certain verbiage and language in it that needs to be cleaned up and clarified. As a result of our discussions with them, the understanding is that they're going to be permitted a convent initially and a chapel initially and that the site plan approval is designed to put this as a condition. There is a phasing in process where there will be a church at a later date assuming that the money is there for that purpose and there will be four additional convents."

Rita Hodun: "That I have not a problem with. But this mission that they were going to have people come and stay over night, if they're going to run a mission or have other things, that's the problem. We've got a nice area. We've got a million, a million and a

half dollar homes up there and I don't see where a mission would fit into that."

Supervisor Kozakiewicz: "Well- "

Rita Hodun: "The church and the chapel and the convent is no problem with any of us. But the mission is."

Supervisor Kozakiewicz: "Okay. Well, the representation is that it will be a chapel, then a church ultimately assuming all goes well, and then convents."

Councilman Lull: "That's it."

Supervisor Kozakiewicz: "And that's what the resolution states. That's what the proposed resolution stated and then we were going to ask them for covenants once again agreeing to this. But as I mentioned earlier with Mr. Kasperovich there are some other language issues and details that need to be placed into the resolution that we need to clear up so we will table it and hopefully take it up at a later date."

Rita Hodun: "Great. The gentleman was talking about greenhouses. As far as I know, any of the farmers that have greenhouses pretty much use them to raise plants for themselves."

Supervisor Kozakiewicz: "That's been my understanding too."

Rita Hodun: "I have not known any farmer to use it to sell stuff or- most of them use it for their own purposes. We have them. We use them for our plants. If there's greenhouses out there, I don't think it's farmers. I think it's somebody else. Because the farmers that I know use their greenhouses for plants."

Supervisor Kozakiewicz: "That's what they're designed for, right?"

Rita Hodun: "Right. And there's one other question. The public hearing that's coming up on the Suffolk Theater now. I have talked to a gentleman in Westhampton and the past four years he's donated \$5,000 a year to the theater in Westhampton. Will information be available from Westhampton or from the theater group here of how much it costs to run that theater, how much they get in donations? Will that be available at the public hearing for the Suffolk Theater?"

Supervisor Kozakiewicz: "Well, if- to be very honest with you, I know that Riverhead Theater Corp. wants to address the Board and present us with a business plan and my understanding is that they're talked to Westhampton, they've talked to Guild Hall, they're talked to Patchogue Theater III and they've determined how much operating costs they can expect. They've done a comparison between the size of those structures and the Riverhead Theater and what they can expect to pay for utilities, electricity, what a good budget would be for hiring somebody to manage the property and be in charge of theater production. So they will be presenting that business plan and I think that business plan will become a document available to the public at a later date and these questions can be addressed at that point in time."

Rita Hodun: "If Riverhead still owns that and if they run in the black, then it's going to be the taxpayers that are going to have to foot the bill for this?"

Supervisor Kozakiewicz: "Yes. If they run in the black. They've been doing a- "

Councilman Kent: "No, the red."

Supervisor Kozakiewicz: "I mean the red, right. I think I followed the lead. She said if they run in the black, will the taxpayer- I didn't think about that one."

Rita Hodun: "No, but, right, if it comes out they don't make a profit, then the taxpayers are going to have to foot the bill- "

Supervisor Kozakiewicz: "They have some certain thresholds that have been built into their agreement. One of those that's a threshold, assuming the Board goes the route of bonding that particular piece of property, which obviously I'm sure we are going to hear a lot of people pro and con, they have to raise \$500,000 within a year as seed money and operating money in order to make sure that they're properly finance from the get go. And that is part and parcel of their agreement with the town. If they fail to do so, it's- can be or may be considered a default of their agreement with the town."

Rita Hodun: "Okay."

Supervisor Kozakiewicz: "All right."

Rita Hodun: "But I hope that there would be more information at

that- "

Councilman Lull: "There will be a lot, Rita."

Supervisor Kozakiewicz: "I think we will have displays up on- what the plans will be. We'll have that business plan from the Riverhead Theater Corp. so you can have a chance to review that, and digest it and see what they're saying and what they're indicating, and you'll have a- certainly a chance to comment."

Rita Hodun: "Because I know the people in Westhampton have been donating a lot of money and I know the people in Riverhead here they've been donating \$5,000 and big amounts than Riverhead people, I don't think they have \$5.00 to donate towards it."

Supervisor Kozakiewicz: "Thank you."

Rita Hodun: "Okay, thank you."

Supervisor Kozakiewicz: "Steve Haizlip."

Steve Haizlip: "Steve Haizlip of Calverton. I, too, was going to jump on Resolution 336. I brought this up at the work session and I got admonished. So but I can talk about it now."

Supervisor Kozakiewicz: "That's correct."

Steve Haizlip: "Now, if these people are not going to pay any tax- "

Supervisor Kozakiewicz: "I think I'm going to say the same thing I said at the work session, but go ahead. No, I won't."

Steve Haizlip: "I don't like to be cut off at the pass, Bob."

Supervisor Kozakiewicz: "I'm sorry. Go ahead."

Steve Haizlip: "Now, they're not going to pay any tax but yet these EED's and AAD's that's coming in, they're going to have to pay district tax. What about these people paying district tax? Let's get something. If they've got enough money to go buy eight acres of land, then they're going to have some money to pay some district tax."

Supervisor Kozakiewicz: "It- I think the general question was will they pay any tax and I assumed by the comment, and I guess you

never should assume, that you were talking about town, school and county taxes, and my understanding is under the Real Property Tax Laws- "

Steve Haizlip: "Any type of tax- any type of tax."

Supervisor Kozakiewicz: "-- I think as far as special district taxes, if they fall within a special district, they pay."

Steve Haizlip: "All right."

Supervisor Kozakiewicz: "All right?"

Steve Haizlip: "Resolution 346. You are going to tear the water tower down that I spent 35 years drinking out of at Grumman?"

Supervisor Kozakiewicz: "Yes."

Councilman Lull: "Yes."

Steve Haizlip: "What's the matter?"

Supervisor Kozakiewicz: "There was an analysis done. It's not- "

Steve Haizlip: "Is it rusty or something?"

Supervisor Kozakiewicz: "No, the water's fine. We did the one hundred hour water test up there once the property was turned over and the water quality is fine. They've-- as you know, there was a- "

Steve Haizlip: "I'm feeling in good physical shape."

Supervisor Kozakiewicz: "There you go. As you know from following these meetings, we put in water mains throughout the property and that will be able to bring the water off the site. The tower itself apparently is not high enough and it's- well, the height is inefficient for what we need it for so, that's why."

Councilman Lull: "Not enough pressure."

Steve Haizlip: "Oh, okay, all right. Rolph mentioned about a lot of junk on the side of the road over in his area. Just west-east, sorry, just east of Eddie Densieski's place on the south side we've got a tire pile and a lumber pile there. So and it's not far

from the Tanger inlet so you'll notice that when you travel.

Now, Joan brought up the question about-- I should give a whole name so the people will know, Joan Griffin, the President of the Calverton Civic Association. She brought up about the conditions of Edwards Avenue and Route 25. I told you here on March 20th that I was going to write a letter back to the DOT in Hauppauge which I'd already wrote an original letter addressing that problem and the first letter I got from the DOT was an appeasement letter. Now the second letter that I wrote, they haven't answered yet. So, they- I don't think they like that you follow back up on them.

All right. Now, on the work session. I'm sorry that I couldn't be available for the 4:00 hour on Edwards and Sound stop light with Mark and Ken Testa. How did that go?"

Supervisor Kozakiewicz: "I- we were presented with two different options. One, would be to put in an improved intersection- I think it was 230, \$248,000 which would include turning lanes, widening the road. The other alternative was to put up- "

Councilman Lull: "And the lights."

Supervisor Kozakiewicz: "Right. And the lights. And the other alternative is to obtain easements and set back the poles to place the light and I believe the cost was \$70,000? Was that about right, roughly? The Board directed Ken to go back and design it with that understanding for the \$70,000 improvement."

Steve Haizlip: "All right. I was in Pergaments a couple- three times capitalizing on their sale. The guy came up to me and he says, hey, Steve, you didn't explain about the Henry Ford philosophy but you did on the John D. Rockefeller on that Resolution 226. Well, the Henry Ford philosophy is thinking is the hardest work in the world. So few people engage themselves in it. So that was the case there.

Now, I've got to try and figure out- oh, yeah. Now, I've had another question popped to me today. Is Calverton Industries of sand hauling exempt from town permit? It was only TS Haulers you were after?"

Supervisor Kozakiewicz: "I believe that the- "

Steve Haizlip: "This fellow was going to be listening to TV, see what answer."

Supervisor Kozakiewicz: "My understanding is the code that describes that particular operation provides for an excavation fee for soil for non-mining operations in the amount of- is it \$.50 per cubic yard, does that sound right?"

Councilman Lull: "Sounds correct."

Supervisor Kozakiewicz: "And there's no fee spelled out in you're mining. There was no fee put into the legislation. So, in other words, no. They don't pay a fee because- "

Steve Haizlip: "No. I didn't ask about them paying a fee per yard. I said, the town permit. In other words, TS Haulers went for- "

Supervisor Kozakiewicz: "We're contesting TS and Calverton Industries in court."

Steve Haizlip: "Oh, okay, now you're getting- "

Supervisor Kozakiewicz: "All right. All right. Thank you. Anybody else? Sid Bail."

Sid Bail: "Sid Bail, President of the Wading River Civic Association. I'll keep the comments brief; I know the hour is late. I'd like to thank the town for the work that they did this week around the duck ponds. You've made some repairs to the bulkheading and it's greatly appreciated and I understand that you're trying to get a meeting with Brookhaven town to discuss drainage and dredges and I, again, that is greatly appreciated."

This week there was an announcement on the news and my old inattentive self, you know, retired teacher, right, probably wearing pajamas at the time, you know, 3:00 in the afternoon, something like that, but it was about Gov. Pataki giving some more funds for farmland acquisition."

Supervisor Kozakiewicz: "Right. We received an approval for \$600,000."

Sid Bail: "Right. Now how would that be used? Just- any of the programs of purchasing development rights or outright acquisitions or is it wide open?"

Supervisor Kozakiewicz: "Rick may be better able to address the

grant parameters because I haven't reviewed it lately, but I understand it's for us to use for farmland acquisition. So, unless there's contrary language, I think it would be development rights or probably in fee purchases as well."

Sid Bail: "Okay. Thank you very much."

Supervisor Kozakiewicz: "I don't know the answer. I'll get back to you on that."

Sid Bail: "All right, thank you, Sid."

Supervisor Kozakiewicz: "Anybody else? Yes, hand in the back. Hi Larry, I didn't recognize you."

Larry Williams: "Good evening, I'm Larry Williams, President of the Clearview Association here in Riverhead. A couple things. First, I want to take the opportunity to thank Chief Grattan and the police staff for timely responses when they're called to the neighborhood.

Secondly, last time I was here, I talked about the weight limitation signs in the neighborhood. The signs have gone up and according to my neighbors, some of the traffic has slowed down. But we have talked to Riverhead Building Supply and they have been very cooperative."

Supervisor Kozakiewicz: "Are large trucks still going through?"

Larry Williams: "Every now and then, but it has slowed down quite a bit."

Supervisor Kozakiewicz: "Okay."

Larry Williams: "When we talked to Riverhead Building Supply, they said that the next time we see a truck, identify the truck with the license plate number, they'll do what they can to stop that.

Also, the no parking down by Riverhead Building Supply, that seems to be- to my knowledge, that seems to be working out pretty good because now the people in the neighborhood don't have to hear trucks running all night long. And there's, again, I want to thank the town for all that.

But one other thing is we still have to look at the issue of Mill Road where J.T. Blvd. and Fanning Street adjoins it. Like I said, all

the other things we've done- you guys have done and Mark Kwasna has been great. That's the one major issue that we still have to look at. But I'll give Mark a call- he'll hear this and- "

(CD ended)

(Meeting adjourned: 9:44 p.m.)

(Meeting reconvened: 10:00 p.m.)

Supervisor Kozakiewicz: "We'll reconvene the Town Board portion. All right. Resolutions, let's go."

Resolution #321

Councilman Lull: "321 authorizes the Town of Riverhead to secure, demolish or remove unsafe foundation pursuant to Chapter 54 of the Riverhead Town Code, Ralph Naso, 4600 Middle Road- Middle Country Road, Calverton. That is getting rid of the Trio Lounge foundation in Calverton. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. Resolution is adopted."

Resolution #322

Councilman Kent: "This Resolution 322 rescinds a prior Resolution 254 which authorizes the publishing and posting of a public hearing notice on property owned by Craig Wells which was the subject of the public hearing this evening. So this is basically ratifying the appropriate public notice. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Kent."

Councilman Kent: "Oh, no, I take that back. Is this- "

Supervisor Kozakiewicz: "This was for an unsafe building

hearing. And in light of the fact that we were going forward with the farmland acquisition, I think there was the revisiting of the rationale behind the resolution 254."

Councilman Kent: "Okay, yes. So this has to do- "

Supervisor Kozakiewicz: "And determined that it is no longer necessary."

Councilman Kent: "Okay."

Supervisor Kozakiewicz: "All right?"

Councilman Kent: "Yes."

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

Resolution #323

Councilman Densieski: "Amends Resolution #1 of 2001 and that was one of the planning consultants, Nelson Pope and Voohrees was let off. So moved."

Councilman Lull: "I'll second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Kent."

Councilman Kent: "Is there some reason? Have we- are they being used now? No."

Supervisor Kozakiewicz: "Yes, I believe they are."

Councilman Kent: "No. I think they are the private consultant to Head River right now and we're using somebody else to review their work. I don't see any need to add them at this time, so I'll vote no."

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

Rick Hanley: "Rick, are you coming up to explain? All right."

Rick Hanley: "Rick Hanley, Planning Director. The reason this

is on is because last year John Raynor had to recuse himself from the review of a subdivision in Aquebogue and we needed to hire a consultant to do the engineering on the particular subdivision.

Nelson, Pope & Voorhees were at that point a part of the consultant list. They billed the town some time. They have not been paid in 2,000. They were neglected to be put on the consultant list in 2001 so we have a bill from work performed in 2000 for Planning Board review on a subdivision."

Councilman Kent: "Were they on the list in 2000?"

Rick Hanley: "Yes, yes. There was a debate about that but they were finally put on that list. So this is nothing more than an oversight in 2001 in terms of the listing. I can't imagine that they would be used for any other purpose in 2001. These are all 2000 bills."

Councilman Lull: "This was Head River then?"

Rick Hanley: "It was Ed Broidy's subdivision in Aquebogue."

Councilman Lull: "Oh, okay."

Councilman Kent: "No, Head River, they're the private- "

Supervisor Kozakiewicz: "Head River is Divirka and Bartilucci."

Councilman Kent: "No. That's on our side."

Rick Hanley: "Head River is represented by Nelson, Pope and Vorhees. Yes. That's correct. And we have hired a consultant to review their work and that is Divirka and Bartilucci."

Councilman Kent: "Jack, as an issue- just as a question, I don't think you have to come up, do we need to- if they were on the list in 2000 and they're billing from 2000, do we need to put them on the list for 2001 to pay them for billing in 2000?"

Jack Hansen: "All of the vouchers I send down get sent back up again, so there has to be a reason for that."

Councilman Kent: "Maybe Jack can explain the refusal to pay these people."

Jack Hansen: (Inaudible)

Councilman Kent: "That's okay. As long as you pay me."

Jack Hansen: "There was no purchase order so, therefore, it would not be something that we would recognize last year's approval. So it was something we don't know about, therefore, I would believe- "

Councilman Kent: "You're supposed to know everything."

Jack Hansen: "-- you would have a resolution that stated their hourly rates they're going to be- if they change or not change."

Councilman Kent: "Do we know what their hourly rates are because they're not attached to this resolution."

Jack Hansen: "That should be something that you are approving."

Rick Hanley: "It should have been attached."

Jack Hansen: "What I believe you're approving is their rate schedule."

Supervisor Kozakiewicz: "It's- was part of the prior packet."

Councilman Kent: "Why don't we put this aside?"

Supervisor Kozakiewicz: "Why don't we set it aside and let's move on."

Councilman Kent: "Yeah, see if we can get the information."

Supervisor Kozakiewicz: "So we'll move to put it aside and go on to 324."

Resolution #324

Councilman Kent: "Appoints an interpretation consultant for Police Department and Justice Court. I never understand those guys when they talk, the Police Department. This is for a Polish language translation. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #325 through 330

Councilman Lull: "Anybody have any objection to 325- "

Supervisor Kozakiewicz: "I was going to just suggest that."

Councilman Kent: "Yeah, let's get them all done."

Councilman Lull: "Okay, 325 through 330 appoint recreation aides to the Riverhead Recreation Department. Those people are Brenda Manfredi, Jennifer Therrien, Jamie McKenna, James MacLeod, Laura Qualey and Lisa Lindsey. So moved."

Councilman Kent: "And I'll second them en masse."

Supervisor Kozakiewicz: "Moved and seconded as a group."

The Vote: "Densieski, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolutions are adopted."

Resolution #331

Councilman Lull: "Appoints part time clerk typist in the Nutrition Department at the recommendation of the Personnel Committee. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #332

Councilman Kent: "Resolution 332 authorizes our Town Clerk to publish and post a help wanted ad for Assessment clerk. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #333

Councilman Densieski: "Amends special permit petition of Sound Housing LLC. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "There's a typo on page 2. It should be 6 NYCRR, Part 617. So it should be amended to reflect that it's an action that's unlisted pursuant to 6 NYCRR. It's the second Resolve."

Barbara Grattan: "Okay."

Councilman Kent: "Can I just ask a quick question on this?"

Supervisor Kozakiewicz: "Yup."

Councilman Kent: "Not that it's critical, but one of our findings is that instead of constructing 12 tennis courts and a tennis stadium, they're going to construct two asphalt tennis courts and a beach access stairway and a clubhouse. And we're saying that that's equivalent- "

Councilman Densieski: "And like a one mile walking trail also."

Councilman Kent: "-- equivalent recreational facilities. Is that-"

Supervisor Kozakiewicz: "Yeah. I think there was a cost basis done and that was presented to- from what I understand to the Planning Board and that was one of the issues that was raised when the matter was referred to the Planning Board. They asked the applicant to come back to them with a cost analysis to show what it would cost."

Councilman Kent: "They're probably using 1986 numbers for the stadium and 2001 numbers for the walking trail."

Supervisor Kozakiewicz: "Well- I believe they were reviewed by the consultant for the Planning Board as well, by Mr. Raynor and he verified that the numbers sounded in the ballpark."

Councilman Kent: "All right."

Supervisor Kozakiewicz: "Is that correct, Rick?"

Rick Hanley: "That's correct."

Supervisor Kozakiewicz: "It was- so it was reviewed by Mr. Raynor."

Councilman Kent: "I'm sure it was."

Supervisor Kozakiewicz: "Okay."

Barbara Grattan: "So the only correction in here is the (inaudible). Okay."

The Vote: "Densieski, yes; Kent."

Councilman Kent: "I'm going to vote yes."

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

Resolution #334

Councilman Kent: "I'm- just a question. Did we actually see the site plan with the clubhouse on it, the Cherry Creek? I don't remember seeing- "

Rick Hanley: (Inaudible)

Supervisor Kozakiewicz: "Yes, it's actually- it should be proposed cart building as opposed to Cherry Creek II clubhouse. If you look up in the top portion of the resolution it's describing that- "

Councilman Kent: "Oh, this is just a cart building."

Supervisor Kozakiewicz: "This is just the cart building, right. And that's what's been reviewed and received a favorable review from the Architectural Review Board."

Councilman Kent: "With that correction, I'm going to- "

Barbara Grattan: "What is it going to be?"

Councilman Kent: "In the Resolve clause, it will say the

elevation drawings of Cherry Creek II cart building."

Supervisor Kozakiewicz: "Right."

Councilman Kent: "And I'll provide- I'll give this to you at the end. I already made that correction."

Barbara Grattan: "Good."

Councilman Kent: "So Resolution 334 amends the site plan of the Woods at Cherry Creek. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #335

Councilman Lull: "335 approves the site plan of New York SMSA Limited Partnership. And in case you don't know what SMSA is, it is SMSA Limited Partnership also doing busy as Vorizon Wireless formerly known as Bell Atlantic Mobile. It's a site plan for a tower for facilities on the tower that already exists. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Kent."

Councilman Kent: "Yes. Since this meets our objectives which is not to proliferate the construction of cell towers throughout the town and they're locating on an existing tower, I vote yes."

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

Resolution #336

Councilman Kent: "I'll move to table Resolution 336."

Supervisor Kozakiewicz: "Seconded? Is there a second?"

Councilman Lull: "Yes, I'll second."

Supervisor Kozakiewicz: "Okay."

Barbara Grattan: "Kent moved, who seconded?"

Supervisor Kozakiewicz: "Kent moved, Lull seconded to table."

Barbara Grattan: "To table. Okay."

The Vote: "Densieski, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is tabled."

Resolution #337

Councilman Lull: "Is an animal shelter fund budget adjustment. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #338

Councilman Lull: "Landfill capping and closure capital project budget adjustment. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #339 through 345

Councilman Densieski: "Various capital project budget adjustments. So moved."

Councilman Kent: "It's really only one though."

Councilman Densieski: "Yeah, I have no idea what this is as

usual."

Supervisor Kozakiewicz: "This was a Chapter 54 that we previously acted upon. Last Board meeting we approved an additional fee which would take into consideration the engineering officer's time and other personnel's time in processing these applications. We passed a resolution to allow for this additional fee. Again as we found out what was happening as a lot of property owners were saying you knock it down because you're charging me less than if I have to hire someone to knock it down. So to avoid that, this fee was put in place.

As a matter of fact, I was going to ask the Board to consider taking up 339 through 335 because they all deal with the very same thing, adding to a previously approved Chapter 54, Chapter 96, including additional- "

Councilman Kent: "Well, this one is a 54. The others are 96, I believe, right?"

Councilman Lull: "Yes."

Supervisor Kozakiewicz: "Right. But it's still the same concept. Or we can move all the Chapter 96 together, whichever way the Board wants to do it. There's another Chapter 54 which is 344."

Councilman Kent: "Yeah, it wasn't really grouped."

Supervisor Kozakiewicz: "Huh?"

Councilman Kent: "It wasn't grouped together. We could have actually done it all in one maybe but unless they're different- "

Supervisor Kozakiewicz: "Is there any objection taking them up as a whole?"

Councilman Kent: "No."

Supervisor Kozakiewicz: "All right. Is there a motion to do that?"

Councilman Lull: "Take 341 and 342 and- "

Supervisor Kozakiewicz: "345."

Councilman Kent: "Why don't we take 339 through- I'll move it- Resolutions 339, 345 which are all capital project budget adjustments pursuant to either Chapter 96 or 54 which allow for administrative fees to be charged to these various projects taken from real property taxes."

Councilman Lull: "Okay, second."

Supervisor Kozakiewicz: "Moved and seconded as a whole, 339 through 345."

The Vote: "Densieski, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolutions are adopted."

Resolution #346

Councilman Densieski: "Authorizes the Town Clerk to advertise for bids for Riverhead Water District for Calverton Enterprise Park for the removal of a water tower which is I believe included from our grant with the state of New York. So moved."

Councilman Lull: "Second from me."

Supervisor Kozakiewicz: "Yes, you're a second."

Councilman Lull: "Second, Barbara."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #347

Supervisor Kozakiewicz: "This one should be withdrawn. It's the very same- "

Councilman Kent: "Yeah, this is the same- "

Supervisor Kozakiewicz: "It's the very same- I guess we wanted to make sure that this particular project got done. So, is there a motion to withdraw?"

Councilman Kent: "I'll move to withdraw this."

Supervisor Kozakiewicz: "Very good."

Councilman Kent: "One was prepared in house and one was prepared by counsel."

Supervisor Kozakiewicz: "Correct."

Councilman Kent: "This is Isler's- "

Barbara Grattan: "Densieski, are you going to second that, to withdraw?"

Councilman Densieski: "Sure."

Barbara Grattan: "Okay. Resolution is withdrawn."

Councilman Kent: "Strike it from his bill."

Resolution #348

Councilman Densieski: "Authorization to publish bid for beach snack vendors. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "We need to make some changes on this one."

Councilman Kent: "We do?"

Supervisor Kozakiewicz: "On the notice to the bidders. At our last meeting, 296 of 2001, we awarded the bid for snack vendor services at Stotzky Park."

Councilman Kent: "And we have to take off Iron Pier."

Supervisor Kozakiewicz: "And we have to remove Iron Pier in light of the fact that we don't know because dependent on good old Mother Nature when we'll have that beach back. So- "

Councilman Kent: "So this is only Reeves Park Beach and Wading River Beach?"

Supervisor Kozakiewicz: "That's correct."

Barbara Grattan: "And not Stotzky Park either, right?"

Councilman Kent: "Stotzky was already awarded."

Councilman Lull: "We already did that."

Barbara Grattan: "Okay, so Reeves, Wading River. All right. Good."

Supervisor Kozakiewicz: "And the authorization which is the resolution itself should also reflect that in the first Be It Resolved."

Councilman Kent: "Well, with the amended public notice it's- oh, you mean- oh, yeah, I see what you're saying."

Supervisor Kozakiewicz: "It says Iron Pier Beach on that one as well."

Councilman Kent: "It shouldn't say Iron- instead of Iron Pier Beach it should say Wading River."

Supervisor Kozakiewicz: "Wading River Beach."

Councilman Kent: "It doesn't say Wading River Beach."

Supervisor Kozakiewicz: "Right. Okay."

Barbara Grattan: "Good, no problem."

Supervisor Kozakiewicz: "With those amendments."

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

Resolution #349

Councilman Lull: "Authorization to publish bid for diesel maintenance. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Kent, yes; Lull, yes; Kozakiewicz,

yes. The resolution is adopted."

Resolution #350

Councilman Kent: "This is an authorization to publish a bid for well and pump service. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #351

Councilman Densieski: "Authorization to publish bid for two 2002 2 wheel drive utility trucks. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resoluton #352

Councilman Kent: "This awards the bid for diesel fuel. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #353

Barbara Grattan: "354, Councilman Kent."

Councilman Kent: "Oh, you want me to move this resolution?"

Supervisor Kozakiewicz: "Wait a minute, I think- "

Councilman Kent: "You missed 353."

Supervisor Kozakiewicz: "We skipped 353."

Barbara Grattan: "Did I miss 353?"

Councilman Kent: "It's awards the bid for- "

Barbara Grattan: "Oh, I'm sorry, 353."

Councilman Densieski: "Awards bid for Stotzky Park All Children's Playground Improvement. So moved."

Councilman Kent: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #354

Councilman Kent: "This approves the application- actually I'd like somebody else to maybe move this because I'm on the Board of Directors."

Councilman Lull: "Yes, I will. Approves the application of East End Arts and Humanities Council, Inc. for their mosaic- community mosaic street painting. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Kent, abstain; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #355

Councilman Lull: "Approves the application of Wading River Civic Association for Duck Pond Day to be held on May 6, 2001 between the hours of 11 and 4. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #356

Councilman Densieski: "Accepts performance bond of Wading Woods Associates LLC. So moved."

Councilman Lull: "I'll second it."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #357

Councilman Kent: "This accepts the security bond of Nextel of New York, Inc. d/b/a Nextel Communications. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #358

Councilman Lull: "Accepts a performance bond in the number of \$12,500 from McDonald's Corporation WR. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #359

Councilman Lull: "Accepts assignment of Suffolk County National Bank passbook of Zoumas Contracting Corp. for park, playground and

recreation fees at The Meadows at Aquebogue. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #360

Councilman Kent: "Resolution 360 authorizes the attendance of Joey Mariana at a conference, Empire State Development Corporation conference, to be held in Syracuse on April 19th and 20th. Syracuse, beautiful place to go, right, as Phil Cardinale would say. So moved."

Councilman Densieski: "Discussion."

Supervisor Kozakiewicz: "Discussion."

Councilman Densieski: "We're in the process of hiring a zone coordinator supposedly. Wouldn't it make sense to send the zone coordinator? Why don't we just put designee and if they- if we don't hire one in time for some strange reason, then we could send Joe."

Councilman Kent: "So you just want to leave the name blank?"

Councilman Densieski: "Designee."

Councilman Kent: "Of a town employee or a town designee?"

Councilman Densieski: "Yeah. Wouldn't it make sense to send the zone coordinator?"

Supervisor Kozakiewicz: "That's what the conference is for."

Councilman Densieski: "Okay, let's amend it then."

Supervisor Kozakiewicz: "Is there any objection to the amendment? That would be in the first Be It Resolved?"

Councilman Densieski: "Yes."

Councilman Lull: "I have no idea whether we're going to be finished with the hiring or not."

Barbara Grattan: "Okay, so what are we putting in there?"

Councilman Densieski: "Designee."

Councilman Kent: "I don't know if- well, this is April 19th and 20th. We only have one more town board meeting between now and then. I don't even think we've scheduled interviews yet. So I don't know if we're going to have anybody- "

Councilman Densieski: "Well, if we don't, then we have to send Joe."

Councilman Lull: "If we don't, then Joey goes."

Councilman Kent: "Okay."

Councilman Densieski: "We haven't had a zone coordinator since January, I believe."

Councilman Kent: "I'll move it as amended."

Councilman Densieski: "I'm curious why we haven't, but- "

Councilman Lull: "Second."

Councilman Kent: "Approves the attendance of town designee."

Supervisor Kozakiewicz: "Moved and seconded with the amendment."

Barbara Grattan: "With designee."

Supervisor Kozakiewicz: "Right."

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

Resolution #361

Councilman Kent: "I think the reason we haven't had one, Joey really want to got to Syracuse."

Supervisor Kozakiewicz: "361."

Councilman Kent: "Okay, authorizes the attendance of- do we

have a name on this one?"

Supervisor Kozakiewicz: "No, they don't like- "

Councilman Densieski: "They don't put names- "

Councilman Kent: "Oh, yeah, that's right."

Councilman Densieski: "For security reasons."

Councilman Kent: "I remember, I remember. Authorizes the attendance of a police lieutenant from our force to the FBI Academy. And we don't want to tell you when it's going to be either. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Second the motion."

Barbara Grattan: "I'll tell you if you want."

Councilman Kent: "I can tell you but then I'd have to do something."

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

Resolution #362

Councilman Kent: "This approves James Bray's request for a leave of absence commencing April 9th through July 2nd. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "And with the one correction pointed out that the- in the Resolve, 1, it should be his instead of her intent to return to work. It's the- "

Councilman Kent: "Yeah, his intent- under the 1- yeah Bill picked that up. That was nice of Bill."

Supervisor Kozakiewicz: "That's right."

Councilman Lull: "Forgot about that."

Supervisor Kozakiewicz: "So, with that amendment."

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

Resolution #363

Councilman Densieski: "Accepts resignation of detention attendant in the Police Department. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #364

Councilman Kent: "Resolution 364 accepts the resignation of Anna Layton as a school crossing guard in the Police Department. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #365

Councilman Kent: "This authorizes the Supervisor to execute an amendment to the local waterfront revitalization plan agreement. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #366

Councilman Densieski: "Authorizes the Supervisor to execute a contract with the Hastings Design Group. So moved."

Councilman Kent: "It's really the same thing."

Councilman Densieski: "Yeah, I think it is."

Supervisor Kozakiewicz: "One's executing- one's making an amendment to the application for the grant and the other is to execute a contract with the subcontractor, Hastings."

Councilman Kent: "I'll second it."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Kent: "Can we move that one about changing the official newspaper of the town? Oh, I'm sorry, I thought Mr. Kelly was leaving."

Resolution #367

Councilman Kent: "367, authorizes the filing of an application for New York State assistance from the Household Hazardous Waste State Assistance Program and signing of the associated state contract under the appropriate laws of the state of New York. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #368

Councilman Lull: "Authorizes the publication of a notice. The notice has to do with Riverhead's variety, different kinds of loan programs to low and moderate owner occupants for home improvements. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #369

Barbara Grattan: "369, Councilman Lull."

Councilman Kent: "Oh, no, this is great. I'm happy that this is going- "

Councilman Lull: "369 established a Handicapped Advisory Board and I will move it and then when we vote on it, I guess Mr. Densieski will tell you who is on it."

Councilman Kent: "I'll second it."

Supervisor Kozakiewicz: "Moved and seconded."

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

Supervisor Kozakiewicz: "Before I vote, I first and foremost want to thank Councilman Densieski for helping out with this resolution and this committee. I understand he was contacted by Mr. Flogee (phonetic) and I dropped the ball in that I failed to advise Councilman Kent about this but I understand they've met already and they've had some discussions and they're moving forward. The members will be Councilman Densieski, Charlie Flogee, (inaudible) Miles, Barbara Grattan, Chuck Adams and Gus LaPorto."

Councilman Kent: "Can I just make a quick statement? Because I did serve on this Committee for two and a half years and I thought it was really a worthwhile- I think everybody should spend some time serving on this type of a Committee, it really opens your eyes to the types- just in every day living the types of challenges that are faced by people who suffer from these types of conditions. And it gives you a greater appreciation for not parking in handicapped parking spaces and watching that we- that the town cleans up ramps and things like that. You never think that the people in wheelchairs are traveling on the sidewalks and then taking these same wheelchairs into their homes. It really makes you think about the conditions that these people have to face and whatever we can do as a town to assist them, to lessen

their burden. So I think it's- Ed, I think you will do a good job on that and I vote- I think we already voted on that."

Barbara Grattan: "We already voted on this one."

Supervisor Kozakiewicz: "And I didn't but with those comments I join with what Councilman Kent has said and I once again want to thank Councilman Densieski for taking on this task and I vote yes."

Barbara Grattan: "The resolution is adopted."

Resolution #370

Councilman Kent: "This authorizes the Town Clerk to publish and post notice of public hearing for a change of zone and special permit of Reliance Leasing. This has to do with the operation I believe of a recycling facility on Youngs Avenue and, hopefully, we will address some of those drainage concerns that were brought up tonight. So, so moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #371

Councilman Lull: "Adopts a local law to amend Chapter 101 entitled Vehicles and Traffic of the Riverhead Town Code and this particular one essentially makes- gives us a four way stop intersection at Roanoke Avenue and Middle Road. More to come on that one, but that's where we are at this point. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes."

Councilman Densieski: "This is a really dangerous intersection. There's been a lot of bad accidents and I applaud this decision. Yes."

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

Resolution #372

Councilman Kent: "This authorizes the Town Clerk to publish and post a public notice of a public hearing to consider a proposed local law for an amendment of Chapter 108 Zoning of the Riverhead Town code regarding off street parking. There's quite a lengthy amendment there that's proposed and the public hearing is going to be on April 17th. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #373

Councilman Densieski: "373 is an order calling for a public hearing for Extension 57 to the Riverhead Water District. So moved."

Councilman Kent: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #374

Councilman Densieski: "Changes the employment status of the Deputy Town Attorneys. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

Councilman Kent: "Can I- "

Supervisor Kozakiewicz: "Discussion?"

Councilman Kent: "Yes. We partially discussed this at the work

session yesterday and I think we should discuss it further. Because when we first discussed it, it didn't include both Deputy Town Attorneys and I would like to find out the impact of this. We could still make it retroactive to April 1st if that's what they want but I think we should discuss it a little more."

Supervisor Kozakiewicz: "There's been some comment from Sean that based upon the fact that it was discussion involving one Deputy, he would be willing to forego this and bring it back at a later work session. With that amendment deleting Sean for now- "

Councilman Kent: "Yes. Because we really only discussed it for- "

Supervisor Kozakiewicz: "Right."

Councilman Kent: "-- and I would like to discuss it more. I want to know more about the impacts, too. I thought this was going to come back before us. I didn't know we were going to have a resolution this quickly on this but it's fine. So Sean, you are going to wait until August?"

Supervisor Kozakiewicz: "I believe what that will do is it will also be able to demonstrate what type of savings we're incurring by keeping working in house and I think that will be important. That's right, that's right. So I mean with that understanding we'll put it on for the- "

Councilman Kent: "So we'll just change it to- so I'll make some changes here as far as- just to make it singular instead of plural and we'll discuss Sean's status maybe at the next work session."

Supervisor Kozakiewicz: "So the amendments would be to delete Sean for now based upon his willingness to bring it back up to the Town Board and where there is plural, I guess more significantly when it discusses their, it will be his? Okay. Take the vote."

The Vote: "Densieski."

Councilman Densieski: "I disagree with changing this because we're paying \$25 an hour for our part time attorneys. Sorry to disclose your salary. We pay I think our tennis instructor like \$35 an hour and they're going to get some meager benefits and we're going to nit pick over it. We're going to waste millions in other sections of town so I think it's kind of a waste of time but with that said,

I'll vote yes if that's what everybody else wants."

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

Councilman Kent: "I'll vote yes and I was happy to hear that Sean is willing to postpone his benefits until August 1st. I didn't even know you were included so if they brought it up yesterday- "

Councilman Lull: "Well, yesterday Dawn did bring it up but she mentioned that it would be for Sean later- at a later date."

Councilman Kent: "Right."

Councilman Lull: "So that's in keeping with what was discussed at the meeting."

Barbara Grattan: "So, Kent, are you voting yes?"

Councilman Kent: "I'm voting yes, as amended."

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

Supervisor Kozakiewicz: "I would have liked to taken up both. I think that we will realize how much we're saving but since he's voluntarily agreed to this at this time, I- with the amendments, I vote yes."

Resolution #375

Councilman Densieski: "Approves the application of Tanger Outlet Center, Inc. It's a tent sale. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "I'm going to vote yes because we actually got this one before the tent sale happened. So, yes."

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

Councilman Kent: "Yeah, they're getting better, yes."

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

Councilman Lull: "Just barely. They start May 3rd, and we have said in our new procedure that it's got to be 30 days. So- "

Councilman Kent: "Well, today is exactly 30 days."

Councilman Lull: "Yeah. So, yes."

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

Resolution #376

Councilman Kent: "This authorizes Valerie Marvin, Esq. as a hearing officer in the matter of a disciplinary proceeding against a town employee. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #377

Councilman Lull: "Classifying the Town of Riverhead's pilot reclamation/recapping project at the Young's Avenue landfill in accordance with the State Environmental Quality Review Act. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "Yeah, we don't have a lot of choice. I'll vote yes."

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

Supervisor Kozakiewicz: "I think it's been a question of whose administration this was going to fall upon. I guess I draw the short

straw. Yes."

Barbara Grattan: "The resolution is adopted."

Resolution #378

Councilman Densieski: "Sorry about that."

Councilman Kent: "Are we ready to go with this?"

Councilman Densieski: "Authorizes the Supervisor to execute agreement between the Town of Riverhead Ambulance District and the Riverhead Volunteer Ambulance Corps, Inc. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "I'm going to vote yes. I do support the ambulance guys and they are looking for new members most of the time. If you've got an interest, please go down and see them."

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

Councilman Lull: "Bruce (inaudible) thanks for your job- for your work in putting this together and getting it in good shape. Yes."

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

Supervisor Kozakiewicz: "Should we amend it back to one year, Bruce? No. We'll keep it as it is. Yes."

Barbara Grattan: "The resolution is adopted."

Resolution #379

Councilman Kent: "Resolution 379 appoints the Town's two appointees to the Riverhead Theater Corp. Board of Directors. So moved."

Supervisor Kozakiewicz: "It was added on afterwards."

Councilman Lull: "I'll second it."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "Yeah, I think it warrants mentioning the people's names that the town has chosen. I just found out today. Jean Lumb (phonetic) and Dawn Thomas. And I don't know Jean but I know Dawn will do a diligent job. So I'll vote yes."

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

Councilman Kent: "Jean Lumb is our recently hired grants coordinator and you know Dawn, she's our recently retired Town Attorney- no. She will be if she keeps working like- I vote yes."

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

Councilman Lull: "In agreement with the Theater Corp., the town said that we were going to appoint two members of our town family here who would be representing the Town Board and who would report to the Town Board on issues that they thought we might- that might be of concern to us. The two people that we have appointed include one person who by profession and by education is an attorney and the second person who by education is an accountant and by profession is a fund raiser, a grant writer. So we have a lot covered there so they can be helpful to the Theater Corp. but they also are our eyes and ears on that board. Yes."

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

Supervisor Kozakiewicz: "Yes."

Barbara Grattan: "The resolution is adopted."

Resolution #380

Supervisor Kozakiewicz: "This was the one that was 379."

Councilman Lull: "Okay. Resolution authorizing the issuance of 59- excuse me \$5,900,000 in serial bonds of the Town of Riverhead, Suffolk County, New York to pay the cost of a phase 1 pilot project of the capping and the reclamation of the Youngs landfill in and for said town. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Lull: "We do it or we do it. Yes."

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

Barbara Grattan: "Now what about Resolution #323?"

Councilman Densieski: "What's that?"

Supervisor Kozakiewicz: "That was the amendment of Resolution #1 of 2001, Nelson, Pope and Vorhees."

Barbara Grattan: "What's going with this?"

Councilman Kent: "We could still move it."

Supervisor Kozakiewicz: "I think it was moved and we were in the middle of a vote and we set it aside."

Councilman Kent: "And I voted no. That's where we were at."

Barbara Grattan: "Okay. So you're still no and Kozakiewicz?"

Councilman Kent: "Jim is a yes."

Councilman Lull: "Yes."

Barbara Grattan: "We had Densieski, Kent, no, Lull."

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

Barbara Grattan: "And Kozakiewicz."

Supervisor Kozakiewicz: "If we need it to pay an outstanding bill, yes."

Barbara Grattan: "That resolution is passed."

Supervisor Kozakiewicz: "And we have a couple that we need to

address. At least- we need one."

Councilman Kent: "We need to do- let's move- I'll move resolution- "

Barbara Grattan: "We've got to pay bills first, guys."

Supervisor Kozakiewicz: "Right."

Councilman Kent: "Oh, okay, I'll move to pay bills."

Councilman Lull: "Second."

Barbara Grattan: "Okay, Kent."

Supervisor Kozakiewicz: "I'm sorry, what was that?"

Barbara Grattan: "Say moved and second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The bills are paid."

Councilman Kent: "I'm going to move Resolution 226 which is tabled. It's a resolution authorizing the issuance of \$382,000 in serial bonds of the Town of Riverhead, Suffolk County, New York to pay the cost of a settled claim for medical expenses of Augustine Mayo. So moved."

Councilman Lull: "And I'll second it."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yeah."

Councilman Densieski: "There were some serious mistakes made about 10 years ago. In hindsight naturally we'd- they would have done it differently. But the fact of the matter is this is the cheapest way to go for the taxpayers of Riverhead, so I'm going to vote yes."

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

Councilman Kent: "We had an opportunity to speak to our counsel- our outside counsel who is handling this case, and all of our

rights of subrogation are exhausted and we have to pay this amount because we were self-insured and this is a health insurance claim and we are settling it for about thirty cents on the dollar. And I vote yes."

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

Councilman Kent: "I move we adjourn."

Councilman Lull: "Yes."

Supervisor Kozakiewicz: "Second. Thank you, Sean."

Meeting adjourned

*Barbara Heaton
Town Clerk*