

Minutes of a Regular Town Board Meeting held by the Town Board of the Town of Riverhead at Town Hall, Howell Avenue, Riverhead, New York on Tuesday, April 4, 2000, at 7:00 p.m.

Present:

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

Also Present:

Dawn Thomas,	Town Attorney
Melissa White,	Deputy Town Clerk

Absent:

Edward Densieski,	Councilman
Philip Cardinale,	Councilman
Barbara Grattan,	Town Clerk

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

Supervisor Kozakiewicz: "Tom, could you lead us in the Pledge of Allegiance? Tom Bozza. Come up to the podium."

(The Pledge of Allegiance was recited, led by Tom Bozza.)

Tom Bozza: "Let's observe a moment of silence. Thank you."

Supervisor Kozakiewicz: "Judy, have everyone ready? Why don't you come right up here? I understand you want to make a few comments as well. We do have a proclamation today. Judy is sitting out in the audience and she is using- is that the digital camera? Okay. I understand that was- one of your wishes that- with respect to your late husband, that any monies that were donated be put to use for the senior program and, in fact, the camera that Judy is using was based upon that reason. Is there anybody else with you who you wish to ask up before we start?"

Louise Pappianis: "Thank you. My daughter and son-in-law-- "

Supervisor Kozakiewicz: "Do they want to come up, okay?"

Louise Pappianis: "Thank you. My daughter and son-in-law are

on their way home from Sloan Kettering. They're on the highway now. I don't know if they'll be able to make it here but she's trying to make it. But I have my grandson with me here, Eddie (inaudible)."

Supervisor Kozakiewicz: "I recognize- come on, Eddie (inaudible), do you wish to step up? And join- (inaudible) Pappianis. Okay. I'm sorry. Usually I have some of the other Board members- if you wish to read the proclamation or you want to take turns or go right to it. Okay. I have a proclamation for Mrs. Pappianis. I'm going to read the proclamation."

(At this time, the proclamation was read by Supervisor Kozakiewicz.)

Louise Pappianis: "A little bird told me a while ago that you'd have a problem with my name and I could say now, we're even. But I do thank you- I do thank you for this in memory of Steve and I want to thank Pat Stark. She answered my letter that I wrote to her in February, 1996. She answered it immediately. The groundwork was put in place for an adult day care program in Riverhead. This was my husband's request. I want to thank (inaudible) for providing the meeting place. I want to thank Judy Dahl (phonetic), Martha Sullivan, Debbie Stacia (phonetic), Nancy and Valerie. They brought sunshine into Steve's days at adult day care and they continue to brighten the days of those who take advantage of this program thanks to Steve."

Supervisor Kozakiewicz: "And thank you. Okay. At this time, I want to mention that we have a fill-in, a very adequate fill-in, and Barbara Grattan wishes to express and wish that I express that she would have loved to have been here this evening, she had a commitment which she- a family commitment and something that she wished to attend with her daughter and her daughter's school district, and we have Melissa White, Deputy Town Clerk sitting in for her. And I'm sure Melissa will do a fine and splendid job."

At this point, Melissa, I guess we need to approve the minutes of the March 22nd, 200 meeting. Is there a motion to approve those minutes?"

Councilman Kent: "So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

Melissa White: "The minutes of the March 22nd town board meeting are approved."

Supervisor Kozakiewicz: "We have to vote on it."

Melissa White: "Sorry."

Supervisor Kozakiewicz: "That's okay."

Councilman Kent: "You'll have to- when you call the vote just start with me because the other two aren't here. And I vote yes."

The Vote (Con't.d): "Lull, yes; Kozakiewicz, yes."

Supervisor Kozakiewicz: "Now they're approved. Can we have the Reports, please?"

REPORTS:

Receiver of Taxes	Total collections to date \$35,083,878.66 Utility collections report for April, 2000, total collected \$204,208.39
Town Clerk	Monthly report for March, 2000 Total collected \$10,996.36
Building Department	Monthly report for March, 2000 Total collected \$80,595.00
Recreation Department	Monthly report for January, 2000, total collected \$8,056
Wading River Fire District	Annual report for 1999
Bid Reports	Removal of sludge cake opened 3/27 - 1 bid received Landscaping services opened 3/27 - 4 bids received Liquid sludge removal opened 3/27 - 1 bid received

Paint opened 3/27 - 3 bids received

Building renovations to administrative facility in Water District - plumbing opened 3/30 - 3 bids received

Melissa White: "That concludes Reports."

Supervisor Kozakiewicz: "Thank you. Any Melissa, if you could do the Applications, please?"

APPLICATIONS:

Parade Permit

Riverhead Blue Wave 5k Race
April 15, 2000, 9 a.m. to 11 a.m. Pulaski football field

Shows & Exhibition Permit

American Diabetes Assoc. June 11, 2000

Polish Town Civic Assoc. -
Polish Fair August 19-20, 2000

East End Arts & Humanities Council, Inc. May 28, 2000
noon to 8 p.m., street painting festival

Site Plan

Nicolia's LTD concrete block garage

Melissa White: "That concludes Applications."

Supervisor Kozakiewicz: "Correspondence, please."

CORRESPONDENCE:

Nicholas DiPierro

Re Calverton runways and the possibility that NY City may truck garbage out to a proposed site by Omni at Calverton

AJ Travis, Legislative
Officer ABATE of Eastern
Suffolk

Re the promotion of motor-
cycling within the Town of
Riverhead

Petition

14 stop signs to be put in at
Tall Oaks Estates - 71 names
on the petition

Melissa White: "That concludes Correspondence."

Supervisor Kozakiewicz: "Thank you so much. The time of- we
have no Committee reports- "

Councilman Kent: "Can I just- it's not a committee report, but
I would just like to mention that community mosaic which you detailed
under shows and exhibits, May 28th, that's a great family day. And I
think they're looking for street painters so if anybody is interested,
you don't have to be a professional. They're looking for people who
want to join together to buy blocks to paint the street and when all
the blocks are completed, it's a nice mosaic that really represents
the community. So I hope you'll look into that and if you're
interested, it's May 28th, it's the Sunday before Memorial Day and
it's a great family day. So I hope everybody will come down for
that."

Supervisor Kozakiewicz: "Thank you, Chris. At this point in
time, the hour of 7:17 has arrived. And we can go to our first and
only public hearing on tonight's agenda."

Public hearing opened: 7:17 p.m.

Melissa White: "I have affidavits of publishing and posting for
a public hearing to be held at Riverhead Town Hall, 200 Howell Avenue,
Riverhead, New York at 7:05 p.m. on April 4, 2000, the special permit
petitions of the Riverhead Centre LLC to allow for a lumberyard within
the Industrial A Zoning Use District and to increase the maximum
building area by 1.3% within the Business B Zoning Use District to
allow the construction of a 395,000 square foot regional shopping
center upon property located at Mill Road and Route 58, Riverhead."

Supervisor Kozakiewicz: "Yeah, I just wanted to make one note.
It talks- the agenda describes it as-- we're increasing the maximum
building area by 1.3% within the Business B Zoning District. It
should be 1.3% which would be from 15% as allowed under the Business B
Zoning Use District allowances and the total would be 16.3. So it's

not 1/3 of the 15%. So just to clarify it. Is there anybody who wishes to speak concerning tonight's hearing? Mr. Cuddy."

Charles Cuddy: "Charles Cuddy for the applicant, Riverhead Centre. Since this is a special permit hearing, I would affirm under penalties of perjury the testimony and statements I am about to give.

This is a parcel that's familiar to the Board and to most of the members of the community by this time. It's the 49.7 acres that are at Mill Road and Route 58. 13.3 acres have been changed to Industrial A; 36.4 acres are Business B. And as indicated by the notice, we're asking that in the Industrial A section, there be a designation of a lumberyard, that's pursuant to 108-45 B 12 which says that in the Industrial area, you can have a lumberyard.

The significance of the lumberyard is that Home Depot wants to locate at that site and the Town code has a definition that says premises- for a lumberyard-- that premises where building materials can be offered for sale. And that's precisely what Home Depot is doing and that is also precisely the type of application that was approved for Riverhead Building Supply on Pulaski Street and interestingly enough it's the very same application that a competitor, Lowe's, has asked the Town to approve. That is a lumberyard in an Industrial A district.

We also are asking as the Supervisor just pointed out for an additional area in Business B. The additional coverage area is from 15% to 16.3%. The bulk schedule allows that in the Business B zone. This type of increase goes up and down Route 58. If you go to East End Commons, which is the K-Mart location, that's 15.3. Originally it was 15, it was just increased last fall to 15.3. You go to TJ Maxx shopping center which at one time had the Applybee's application, it was noted that that's at 17%. We're asking for 16.3.

Perhaps more importantly this Board just three weeks ago on March 8th of this year, approved the Wal Mart store increase. The Wal Mart store increase went from 21.7% to 22.4%. Again, we're asking to go from 15 to 16.3.

When the Board approved that, the Board noted that historically the areas along that corridor have been increased from 15% and higher and the only proviso is that the off street parking regulations be met. The plan that we've given to the Town shows that we absolutely meet the off street parking regulations.

Whether you pose the Industrial area for the Home Depot and use that as a 1 to 400 category or you use it as a retail where you have one space for every 200 square feet, we meet the parking in either instance. So the number of spaces required and the number that we have equal out. We have 2,470 spaces.

I would like to at the end, Mr. Supervisor, just offer up the Wal Mart resolution so it's made part of the record.

I would also point out to the Board as members of the Board do know, that since it's a special permit, there's certain criteria that must be met and the criteria as set forth in the Town code says that the Town Board has to determine certain things. It says that one of those items- and there are four specific items- and then there are 18 considerations that the Board may make, I'm not going to go through all 18, I'll be able to stop way before that.

The first is that you must determine that the use will not prevent or substantially impair either the reasonable and orderly use or the reasonable and orderly development of other properties in the neighborhood. Across from this site is a gasoline service station. To the west of us is a storage area on the other side of Mill Road. We're half a mile from Tanger. Going east of us, is Business B property. Across from us, the Wilmott Plaza is Business B. Next to that is a automobile center, both selling and servicing of vehicles. There is nothing in that area that we're going to disturb.

It also says that we must establish that the hazards or disadvantages to the neighborhood from the location of the use are outweighed by the advantages to be gained by the neighborhood or by the town. There's no question that this is a consumer site, that it's a destination consumer site. The town is going to gain advantage from not only consumerism, it's going to gain advantage from taxes, it's going to gain advantage from employment. And I think that's been well established through the history of this application.

Two other considerations that the Board must make is the health, safety and welfare, comfort and convenience in order that the town will not be adversely effected by the authorized use. We have gone elaborately through our SEQRA determination and SEQRA analysis to establish that. I think that we have and I think that that's part of the record.

And, finally, it talks about that the use will be in harmony with and promote the purpose and intent of the chapter. I'm going to ask

the Board to consider for this purpose and for all of the other considerations here without going through each one of them, things such as that we have adequate parking, that the access is appropriate, that the buffers are appropriate. Those are the 18 items that they talk about.

I will ask this Board to take into consideration the Planning Board report of February 29th that goes through virtually the listing of those things to explain that this is an appropriate use at that site. In the many times that we have appeared here, we have gone through with you the site plan, we have gone through with you the criteria that are necessary to establish what we're asking for. And I say to you that is (inaudible) appropriate that the Industrial A lumberyard use be designated for the Home Depot and that it certainly is in keeping with the Town's history on Route 58 to establish an increase from 15% coverage to 16.3 and I ask that you do that. I just want to hand this in."

Supervisor Kozakiewicz: "Thank you. Present that to the Clerk. Okay. You concluded, Charlie? All right. Anybody else who wishes to address- Sandra Mott."

Sandra Mott: "Sandra Mott, Riverhead resident. As to the gentleman's statement that it's not going to affect the neighborhood. What he stated was correct as to the things that are surrounding that particular parcel. What he seems to forget is there are 485 homes in Glenwood Village of senior citizens who are negatively going to be affected by this project, not only by the traffic. Specifically the types of supply trucks that are going to coming in, probably from all directions both on Route 58 as well as Mill Road. They're going to be boxed in. In addition to the fact that the homes that are along Mill Road- I forget the name of that particular little mobile home community- Millbrook. And in addition to the homes that are to the south and east of Mill Road which are individual homes.

Now, I don't know where he lives, but obviously maybe he doesn't care about the fact that large trucks are going to be coming up and down the roadways. To say it's not going to negatively affect the community is untrue and the traffic and just the pollution and the congestion and the noise. Probably who knows what hours because people are delivering and building and ripping in this community at all hours of the day and I don't think that Home Depot or anyone else is going to conform to the noise ordinances. So there is going to be a negative affect on the community, residential people, and I think that should be considered as well. Thank you for your time."

Supervisor Kozakiewicz: "Thank you. Anybody else who wishes to address the Board? Mr. Ciarelli."

John Ciarelli: "Yes, sir. Good evening. Mr. Supervisor, Members of the Town Board. My name is John Ciarelli. We represent Eileen Miller, North Fork Environmental Council, Griffing Hardware, Revco Electrical Supply Corp. and Paints Plus. Those are businesses whose owners have a long time stake and residency in the town of Riverhead. We have- we are familiar with this application and would like to register our opposition. I'd like to be brief as well."

While it might be a foregone conclusion that this area of the town is appropriate for shopping center development, we feel that the proposal is excessive development of that site. If this entire 50 acre site were zoned as a Business B shopping center, the current town code would permit that 15% of that site be developed with buildings and that would yield a large shopping center of 325,000 square feet approximately.

The proposal is to build a shopping center of 395,000 square feet which our client feels is excessive, which our clients feel sets a dangerous precedent for the future. Notwithstanding Mr. Cuddy's comments, the magnitude, the size of this shopping center is of a different dimension than the other shopping centers that have been previously built in the town.

We feel that that development of that size is unjustified when there has been no showing that it's economically necessary to build a shopping center of that size for the property owner to realize a reasonable return on his investment and his equity.

Our clients also feel that the Industrial zone that is being created out of a mixture of zones in that area is really a- it would have the Board straining to accomplish what the courts have said it could not accomplish in the PDD or destination commercial district. If-- creating an industrial zone for the sole purpose of accommodating the Home Depot is contrary to commonsense, contrary to good planning. It's going to create- it's going to have in addition to the adverse effect on the adjoining properties that the previous speaker described and one of our clients lives in that Millbrook development right across the street, it's going to create a non-conforming lot for future development and you know that variances run with the land and that a future owner of that parcel is going to have the benefit of an industrial zone which is inconsistent with its location right in the middle of a shopping center. It's going to create problems for the

future and there's really no reason for it.

If it's a shopping center, it should be called a shopping center. It should be zoned as a shopping center and it should be required to conform to the town code that regulates the development of shopping centers.

There is a mention- and I believe the current site plan that is proposed- that was proposed before the Planning Board and before this Board, has allocated for the 136,000 square feet that is the proposed Home Depot store, a 1 per 400 square foot parking ratio. And that is inconsistent with not only all of the previous proposals that have been submitted for this site, which proposed a 1 per 200 parking ratio or basically twice the number of parking spaces that is currently proposed, but it is also inconsistent with what you and I know is the essential nature of the Home Depot use which is a retail use. It is not a lumberyard in the traditional sense and certainly not in the sense that the framers of the Town code had in mind when they achieved the definition of lumberyard and included lumberyard as an industrial use. It is a retail use that requires retail parking spaces so that the illusion that there's enough parking for this particular shopping center that is created by the 1 per 400 parking ratio is just that. It's an illusion. And secondly, that the 1 per 400 according to the code is in and of itself an inappropriate ratio to place on- with respect to this lumberyard use.

The code provides that for uses which are not enumerated as industrial uses, a 1 per 300 ratio must be applied and a lumberyard is not enumerated as an industrial use in the Town code. It is a special permit use that is permitted in an industrial zone.

So that- I don't suggest that 1 per 300 would be appropriate either. I'm just alerting the Board to another problem that it has with respect to the application of the Town code to this site which has always been a problem with respect to this application because with all due respect to the Town Board, it is our clients' observation that the Board is straining to approve this development when a more responsible development would be a smaller shopping center of approximately 325,000 square feet. And all of the things that it has been said that the Town of Riverhead needs can certainly be accommodated. A 325,000 square foot shopping center is a large shopping center.

So we're- we respectfully disagree with the statement that this project will not have an adverse impact on the surrounding areas. We

believe that it will. We believe that while Home Depots are located all over the Island, this is not necessarily the best place to locate it because it is close to residential areas, high intensity traffic and use of the site. It is a- it could be- and in some places it is a 24 hour operation, quite unlike Riverhead Building Supply as an example, and it does have an adverse impact. I think where Home Depots are successful, neighbors- they are located near the expressway and other isolated areas, far away from residential districts.

We also contend and this is addressed to the notice of the hearing. We also respectfully contend that the notice of the hearing is jurisdictionally defective and for this reason. Where it says that the maximum building area is to be increased by 1.3%, it should say that the maximum building area is going to be increased from 15% to 16.3%. Because if you increase the maximum building area in the Business B zone which is 36.4 acres, you only get an additional 3,091 feet approximately. And if you increase that- if you know the code says and it does say 15% is the maximum building area and you calculate the total square footage in 36.4 acres, you get 237,837 square feet. If you increase that 237,000 square feet by 1.3% you only get an additional 3,000 square feet. This project needs approximately 30,000 more feet in the Business B zone to be approved. It needs 70,000 square feet overall. I think the- because it really needs to be increased from 325,000 square feet because it really is-- no matter how you try to avoid addressing it-- it really is one big piece of property and one shopping center. It is not a business area and an industrial area. So that it really needs 70,000 additional square feet and this publication clearly misrepresents the magnitude of this application.

And it also suggests that this 1.3% increase is designed to permit the construction of a 395,000 square foot shopping center. That is also ambiguous and misleading for the reasons that I just said. And we're not talking about- we're talking about increasing the maximum permitted building area from 325,000 square feet to 395,000 square feet which is much greater than 1.3%.

So I thank the Board for listening to us and respectfully request that the application be denied."

Supervisor Kozakiewicz: "Tom Bozza."

Tom Bozza: "Tom Bozza, Riverhead. We've been over this thing 100 times, 200 times, 300 times. All of the speeches have been nothing but delaying tactics. Now in Glenwood Village we were polled

many times. We were asked if we wanted a Home Depot. We were asked if we wanted an up to date Waldbaums. We were asked if we wanted a movie house. We answered affirmatively to all of these questions. And it seems to me that this is something after the fact. After we stated exactly what our wants were, then we have delaying tactics, delaying tactics and people simply, for whatever reason or whatever motives they have, they do not want to see that project go into effect. They've been stalling and stalling and stalling and throwing so many roadblocks into the builder's way and we, in Glenwood Village, were polled, many times. And I don't know where Mrs.-- Miss Mott gets her information from and I can't understand what Mr. Ciarelli is saying, because in the final analysis the voice of the people was that we did want these things. And now we find out that possibly some of us aren't even going to be around to have a decent movie house. They're just waiting just like the (inaudible)."

Supervisor Kozakiewicz: "All right. AJ Travis, is that it?"

AJ Travis: "Yes, you're right. My name is AJ Travis and as long as everybody else gets to be redundant over the past five years, let me just do the same. I realize this program has always been (inaudible) I think gaining popularity with the residents of the town. I happen to live in the area. I have relatives that live much closer to the area and I don't recall any of them being adamantly opposed to the project. What I think the people did forget was that this is also a large increase in the tax base for our schools. Our schools could definitely use the money.

I hate to see one resident come up here and say that she speaks for all the residents of a particular area. I think that's terrible misleading as he just brought up as well. Her complaint about the noise ordinance. I mean if there's a noise ordinance in the town, then it can certainly be enforced. I don't see where that should be a problem. I don't expect Home Depot is going to come to this town after all this work and then become nasty neighbors for everybody. If they have problems with like deliveries at midnight, then I'm sure there's something that they can deal with them. And just take it up with Home Depot at that point.

This site has been a lumberyard in the past. I certainly don't see a problem why anyone should complain about Home Depot moving into that location now other than a few businesses he says he represents. It's been a lumberyard in the past; it's been a junkyard in the past. It's now been an abandoned sand field blowing sand and debris across Route 58 for the longest period of time. And like the previous

gentleman said, I think it's a very popular project. They're not asking for anything more- they're asking for less than all the other businesses that he mentioned before came to you and asked for.

A slight increase of 1.3% which is accurate math, is exactly what they're asking for when many other businesses have received that much more from the town that I don't even recall getting put through this much scrutiny before.

So speaking just for myself and not the 400 residents (inaudible), I hope you follow through with what it appears most of the residents of Riverhead town want as well. Thank you."

Supervisor Kozakiewicz: "Is there anyone else who- before you get a second shot, Sandra, is there anybody else who would like to address the Board with respect- Steve Haizlip please and then George Schmelzer after Steve. And then Sandra."

Councilman Kent: "Or anybody else- let Sandra go after everybody else."

Supervisor Kozakiewicz: "Yes, yes."

Steve Haizlip: "Steve Haizlip of Calverton. With the knowledge of law that I have which is very little, but commonsense. Now, with this here suit that Eileen Miller filed about two weeks ago, now if a suit is pending on that, a lawsuit has been filed, can any (inaudible) go ahead with any building or is just a matter you're going to hold a public hearing now and wait for the lawsuit? How am I doing?"

Supervisor Kozakiewicz: "You're doing all right. You are doing all right so far."

Steve Haizlip: "Okay."

Supervisor Kozakiewicz: "The answer is the lawsuit that's been filed is as I understand it affecting what the Board did approximately two, three meetings back, which was the change of zone that we had approved for this respective property. That- there was no stay with respect to the lawsuit unless I'm misinformed on that, so we can proceed ahead with respect to the special permit application which is today's subject."

Steve Haizlip: "Now- "

Councilman Kent: "Whether they get bank financing though, I don't know. I don't know if a bank would lend them money when there's litigation going on but it doesn't prevent us from acting."

Steve Haizlip: "That's what I was kind of going to ask next. Don't everything have to be clear, free of lawsuits, pending litigation and so forth. But anyhow the answer is accepted, Bob, and I will sit right down."

Supervisor Kozakiewicz: "Thank you. George Schmelzer."

George Schmelzer: "I don't understand this environmental group. If we had those nuts around at the time of Washington, our frontier would still be at Valley Forge. We'd have no country. We'd have no railroad, no nothing. I don't know what they're thinking of. What are they eating? Is somebody feeding them something strange, and it affects their mind or something? I hope they don't live next to me because to me they're dangerous."

Now hasn't it been the policy of the town previously at least that mobile home parks must be in industrial areas?"

Supervisor Kozakiewicz: "That mobile home parks must be in industrial areas?"

George Schmelzer: "Yeah."

Supervisor Kozakiewicz: "I don't think there's been a policy. I'm not sure."

Councilman Kent: "We just approved one to expand it to agricultural- "

George Schmelzer: "Is that true?"

Supervisor Kozakiewicz: "I don't think that's an industrial area."

George Schmelzer: "Huh?"

Councilman Kent: "I don't know if that's true or not."

George Schmelzer: "Well, you should know. That's what you're there for."

Councilman Kent: "Let's put it this way. Mobile home parks, we're not allowing it to be built anymore anywhere. And it was done years ago so I don't know the answer to the question."

George Schmelzer: "Well, I believe they were only in industrial areas."

Unidentified: "Light industry, George."

George Schmelzer: "Well, it's industry, ain't it? I don't know how light it is maybe most of them are light colors, you mean, the mobile homes. So what's the complaint about? Mobile homes- if people chose to live in a mobile home which is in an industrial area, what are they thinking about? Naturally you're going to have industry nearby. This is all nonsense."

Supervisor Kozakiewicz: "So you're in favor of the project?"

George Schmelzer: "Well, let people alone. We've been waiting long enough for this thing. If they are going to complain about traffic, well, build the expressway to 105. We need that anyway. Then you wouldn't have so much traffic. Really. It's (inaudible) the things that have been going on. Really. Let them do what they want and people go to Home Depot out of town, they tell me. I don't go but I can hardly walk, but they do so might as well have it here. And the road is too crowded, extend the expressway. You've done nothing. Really."

Last night I went to that dinner at the college. A guy spoke about transportation. He never mentioned the railroad. The railroad doesn't stop at most of the stations. Really. He said well we had a study- and I said what the hell you've doing up to now?"

Supervisor Kozakiewicz: "George, George- "

George Schmelzer: "What?"

Supervisor Kozakiewicz: "We're talking about the Riverhead Centre project on 58. There's no rail- we're getting a little bit off the beaten track talking about railroads and transportation."

George Schmelzer: "Well, you mentioned traffic so it's all relative. If they didn't mention, I would have."

Councilman Kent: "It was mentioned on direct."

Supervisor Kozakiewicz: "It was mentioned on direct questioning, huh."

George Schmelzer: "So, okay. Let it go. Let them do what they want."

Supervisor Kozakiewicz: "Thank you, George."

George Schmelzer: "Maybe they should make it a little bigger. About time we got rid of some of these people who object to everything. What are they living for? They enjoy bothering people or something?"

Supervisor Kozakiewicz: "Thank you, George. George, thank you. Thank you, George."

George Schmelzer: "You're welcome."

Supervisor Kozakiewicz: "All right. All right. If we can have some decorum. I know it's tough sometimes."

Sandra Mott: "Yeah. Sandra Mott again from Riverhead. First and foremost, I'm representing myself and my family. I'm not representing Glenwood nor is Mr. Bozza and as far as I understand- "

Supervisor Kozakiewicz: "Mr. Bozza."

Sandra Mott: "Bozza, pardon. Nonetheless, he keeps referring to surveys, surveys, surveys that were done. Now we've been there for seven years. We have never been surveyed by the telephone, by knocking on our door or by any kind of paper review or ballot. So I don't know where he has his surveys taking place, but obviously not- "

Supervisor Kozakiewicz: "Okay, Tom and Sandra, let's not get into, you know, you guys can talk outside if you wish after the meeting and discuss these issues."

Sandra Mott: "No, no. But the comparison is that the gentleman who followed indicated that one person can't have a view for an entire (inaudible). Well, in that case that also goes for another person. They can't have a view for the entire group of people unless they've been elected to do so. Now neither of us have been.

In addition, I'm bringing into concern- my concern in regard to the traffic because the (inaudible) which is the little residents'

newspaper, tells the people not to make lefts out of Glenwood onto Route 58 now. You are requested not to make a left because of the number of accidents that have taken place there with the extensive traffic that's coming through already. That's my concern for traffic. If you can't make a left it is to the right, I grant you, but it's still a circular path where people will be coming and going in delivery. That's my traffic pattern concern.

Regarding to noise, I agree. I wish they did enforce the noise ordinances in this town but unfortunately for whatever reason they're not at this point. Perhaps they will be. Perhaps (inaudible) and perhaps they won't. My concern is to take into consideration all the negative up front to avoid negatives for the people who have to live there. A lot of people don't live there, a lot of people do. And a lot of people will not come to town meetings out of fear or retaliation or whatever. Obviously I don't have that concern."

Steve Haizlip: "Neither do I."

Sandra Mott: "Good. That's why it's called freedom of expression."

Supervisor Kozakiewicz: "Please."

Sandra Mott: "I thank you for your time. But those considerations need to be taken into account."

Supervisor Kozakiewicz: "Yes. Anybody else?"

Charles Kastner: "I'm a new one at these meetings. This is my first town meeting in 13 years."

Supervisor Kozakiewicz: "And your name?"

Charles Kastner: "Kastner, K-A-S-T-N-E-R. And I live at a mobile home park."

Supervisor Kozakiewicz: "And your first name, Mr. Kastner?"

Charles Kastner: "Charles."

Supervisor Kozakiewicz: "Charles."

Charles Kastner: "And I just heard a few things here tonight that's making me blow my top. I don't understand it. First they

mention the fact that Home Depot is not near any residential areas. Well they obviously don't know Long Island. In Commack they are 300 feet from a development which would make Glenwood look small. Right on Jericho Turnpike and Larkfield Road and about 200 feet north is this development. And not mobile homes but single family houses. Centereach, very close to residential areas. They don't have any problems over there. We've waited now five or six years for this place.

She's talking about the entrance on to 58 from Glenwood. Their main entrance is on Mill Road, a mile from 58."

Supervisor Kozakiewicz: "Please- folks."

Charles Kastner: "Their main entrance. Now that's an entrance also on to 58 but they have two entrances on Mill Road. A lot of my friends live in Glenwood. I know. I mean these are things that should be taken into consideration.

I've been waiting for a movie here for six years. And I'm tired of going to (inaudible) or Mattituck. I want to see a theater here. And I want to see Home Depot here. But worst of all- most of all, I want to see that sandpit, do something about that sandpit. Plus the taxes we're losing which would go for the kids, too, in the schools. Thank you very much."

Supervisor Kozakiewicz: "Thank you. Is there anybody else who would like to address the Board with respect to this hearing? Tom Bozza."

Tom Bozza: "This is a rebuttal and a smile. I attended an executive board meeting last week in Glenwood and most assuredly we don't want anybody speaking for us unless they receive approval from the executive board. Now when I come up here and I say that I'm speaking for myself, I am not representing Glenwood. If, however, I speak for Glenwood, then I stipulate that. It's plain and simple.

I don't know whether Miss Mott lives in Glenwood or not."

Sandra Mott: "Yes, I certainly do."

Supervisor Kozakiewicz: "Hold on."

Tom Bozza: "She does or she doesn't. She asked about whether or not there was a poll. There most assuredly was."

Sandra Mott: "Where?"

Tom Bozza: "They come up and down Pinewood a couple of years ago and they even- Mr. Janos (phonetic) now wants to speak, and he just- "

Supervisor Kozakiewicz: "Tom, Mr. Bozza, the comments for the Board. We're getting into a thing here in the audience where you're starting to address one another."

Tom Bozza: "I'm sorry."

Supervisor Kozakiewicz: "This is a public hearing. We're here to hear your comments with respect to the special permit application. Whether there are issues of concern re traffic, noise, things that have been addressed and I think these are the things we should try to stay focused on in order to keep this hearing moving forward as opposed to getting into issues with one another in the audience. If we can do that. Thank you."

Tom Bozza: "I stand corrected. All right. I just wanted to state that the builder or one of the developers is going to speak at Glenwood to survey or poll the people again. So if anybody wants to come there and find out what is going on from their particular point of view, this is the way we do things in Glenwood. Thank you."

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

Councilman Kent: "Somebody in the back there had some comments."

Supervisor Kozakiewicz: "Did you see a hand up in the back?"

Councilman Kent: "No."

Supervisor Kozakiewicz: "Do you want to keep this hearing open for comments?"

Councilman Kent: "We should leave it open for written comments- until next Friday. That's generally 10 days."

Supervisor Kozakiewicz: "Okay. If there's no further comment at this point in time, the hour of 7:53 has arrived. What I'd like to do because I know sometimes when there's issues of a great deal of

importance for the town, we like to keep the record open for the receipt of written comment. I would like to do that with respect to this particular matter until next Wednesday which date would be the 12th- to the close of business for the 12th of April to receive written comment. So without any- is there any objection by the Board to the fact of receiving written comment 'til next Wednesday, April 12th? Okay. There being none, I'd like to at this point in time move forward from the public hearing with the understanding that it be left open for the receipt of only written comment by the close of business next Wednesday and at this point in time go into our public forum to hear any comments from people regarding resolutions that are on before us, any matter that you have a concern."

(Public hearing left open for written comment to April 12, 2000.)

Supervisor Kozakiewicz: "I do have some cards here. I do have a couple of announcements. If people haven't noticed already, Riverhead Water District has started their flushing for the season and Gary Pendzick is here if there are any questions of the Water District with respect to the annual flushing of the fire hydrants. And, also, once again, I want to mention Steve Haizlip's blood drive, May 30th, which is at the Ramada, and what's the times on that, Steve?"

Steve Haizlip: "Right, May 30th, right. 8:30 to 2:00."

Supervisor Kozakiewicz: "8:30 to 2:00, that's the Golden Donors blood drive."

Steve Haizlip: "We'll take young ones, too."

Supervisor Kozakiewicz: "Okay. Anybody who's able to give blood."

Steve Haizlip: "Anybody can give blood."

Supervisor Kozakiewicz: "Okay. We- with respect to resolutions, we do intend or hope to bring off the table two resolutions that had been on before. The first is one that had gone back to 1999 which was a resolution approving the amended site plan of Dollar Storage. That's resolution 1107 of 1999. And the second is resolution #219 from this year which was acceptance of performance bond of Kroemer Avenue Holdings, Inc."

At this point, I guess I'll go to the cards and then I'll have people come up and address the Board. Rolph Kestling, go ahead. Also, while he's stepping up, if we could, I know somebody suggested that I get an egg timer or a five minute timer. I'm going to give it one last try before we have to resort to a five minute timer or somebody up there banging people over the head to keep them within the five minute rule. Thank you."

Rolph Kestling: "Rolph Kestling, Wading River. First off, I'd like to say the understanding was you had the resolutions and you made comments on that, you didn't have to make out a card. The cards came after the resolutions."

Supervisor Kozakiewicz: "Well, I try to do all of them at the same time, Rolph, so we can try to have comments on the resolutions and on any other matter that you feel is of interest."

Rolph Kestling: "All right. On resolution 285, I believe at least two members of the Board are familiar with this and I had written a letter to the Town and it was published or- 285. I live right next door to it- to that piece of property. Refresh your memory. The house was started sometime around the 1st of August and a building permit wasn't there right away. It came a little later on. And I'm having problems with the place. After he had the house up, we had a big rain storm and I was flooded- practically flooded out. My patio was flooded. The water was just gushing down because it was a higher elevation than I was. I complained to the Town, complained to the builder, it doesn't really do anything.

This is a surprise to me that it came up. I would have prepared myself a little better. I went to the building department about this. In speaking to Mr. Barnes, he tells me he has a lot of trouble with this builder. He's (inaudible), he seems to be violating every code or every procedure that's possible. He finally got him to put in a drywell to accept some of the rain- the water runoff. Because everything was stripped out of it. He- after promising to do it, it took about- more than a month before he got the drywell in. He promised to put up a berm on the side to keep the water from me so it wouldn't flood onto my property. He didn't do anything about it. I finally went out there, took some of the dirt and made a berm myself to protect myself.

Now, here's the interesting part. He has no CO for the house yet he rents it out. How can he rent out a house without a CO? I asked the building department about it. He can't rent do that, he's got to

have a CO first. It's got to be inspected. The house is not inspected. It's got rental in it. If he rents a house, he has to go to the building department, I understand. They have to examine the house to see if it can be rented. Nothing is being done. I mean he's complete- he's a man that doesn't keep his promises and I heard that about a lot of things already, he doesn't keep promises.

Just a little (inaudible). You probably wonder why I'm so mad at him. During the hurricane- the hurricane we had in August, we had that- it wasn't a hurricane but a large rain storm. A tree came down on the property, over my property, over one of my sheds. I called him up during the hurricane. He says, I'll be down there as soon as the storm is over. Never came. A couple- made three, four, five calls, I'll be there. Never came. After about a month later near the end of September, I took it upon myself to cut down some of the branches so I could get into my barn. Of course, two days later I was in the IC unit in St. Charles. So now you can see why I'm mad at him.

This man is- he shouldn't be allowed. You should make him tear down the house."

Councilman Lull: "Okay, Rolph, if I can interrupt you for just a second. This resolution is simply a formal resolution. Because the receipt of the special permit and the completion of the environmental assessment form is a requirement to refer this to the Planning Board. And that's what we do right now. It's up to the Planning Board to do the recommendations to us respecting planning and zoning and involved in that will be engineering. It will receive an engineering.

Now, there's another issue and, I'm sorry, I'm glad you brought it up. But just to explain to you exactly what is happening with this resolution at this point. However, I think it would be a wise idea if we get a more full support for this information- more information for this from the head of the building department, if he wishes to do it with us now or if he doesn't wish to do it with us now, for us to withdraw the resolution and have that discussion at a work session."

Rolph Kestling: "Because when I went to the- when I complained about it they put a hold on it that he would get no CO until he complied with building. Up to this he has complied with nothing."

Supervisor Kozakiewicz: "Well, the reason he's not receiving a CO is because it's in the wrong zoning district. Is that correct?"

Rolph Kestling: "That's what I understand."

Supervisor Kozakiewicz: "The construction of the house itself, I would assume- I shouldn't assume anything here because I can't remember the conversation I had with Mr. Barnes very early on- I believe meets the building code. Is that correct? So from a building standpoint, the structure is proper. It's just that there was some kind of a mistake made here with respect to the zoning that was underlying the land. If it wasn't for that, the house would in all likelihood be in receipt of a CO at this particular time. Is that fair to say as far as you understand it?"

Rolph Kestling: "But is it fair to rent out without a CO? Is it fair for people living there?"

Supervisor Kozakiewicz: "Well, he is- we have him in court over this piece of property. So if you weren't aware of that, there has been an action commenced in the Justice Court with respect to the issues that you've raised. What this proposal is trying to do is follow the avenues that are provided for in the zoning code which is to make this application for a special permit since he is in the Business C zoning district."

Rolph Kestling: "Is he going to be allowed to sail through with this? I mean are they going to do anything about it? Will they say reject it, make him tear down the house or something like that?"

Councilman Kent: "I don't know if we're going to make him tear down the house, but a good thing in a special permit- with a special permit application and going through the process, we can't place conditions upon it. So we can't make him- we can force him to correct the problems that he's causing to your property and to the community by- in the special permit process. Because one of the criteria is that we can make things- in the process of getting a special permit, we can make him conform with the surrounding community. So if he's causing you a problem, it's good that he has to get a special permit because we can force him to rectify those conditions. Okay?"

Rolph Kestling: "All right. And if he doesn't, the town is going to buy the house?"

Councilman Kent: "But it? No."

Rolph Kestling: "Bought the place down on Cliff Road."

Councilman Kent: "I'm hearing for the first time that he has tenants in there already and if he's got tenants in there without a CO

he's violating our rental law, so that's another avenue."

Rolph Kestling: "The building department knows about it all along. And if you go past the place, it's a mess. There's no landscaping, I mean, just sand on what he calls a lawn. The back is a mess. So I mean I wish you would do something about it and don't let me be hanging there."

Councilman Kent: "I'm surprised that a building permit was issued to begin with. We're looking into all that, all right."

Rolph Kestling: "And another thing. On the building permit. It didn't show up a few days later, then I looked at it, there was a name on there-- I didn't recognize the name. So I went to Mr. Barnes. I said he's in the building department? No, he's in code enforcement or something like that. He can sign a building permit. And it's written in pencil.

Another thing, you're supposed to have 25 feet behind his house to the next neighbor that backs up to him. He doesn't have 25 feet there. He's got about 15 feet."

Councilman Kent: "So then he would need a variance also."

Rolph Kestling: "The ZBA and there was nothing in the ZBA for that. Because I've been following it very closely. And that you're continually dealing with a person like that, something wrong. Okay, I'll leave it in your hands. Thank you."

Supervisor Kozakiewicz: "Thank you. Steve Haizlip."

Steve Haizlip: "Steve Haizlip of Calverton. Let me get this thing open here. Oh, resolution 289. That the approval of a site plan Cargex (Fed Ex) Properties. By any chance, is that going to be on Edwards Avenue in Calverton?"

Councilman Kent: "Yes."

Steve Haizlip: "Okay, we got that one out of the way."

Councilman Lull: "I believe there's a site plan on the wall out in the hall."

Steve Haizlip: "Well, there was a sign on the right before you got to Village Crossroad, then suddenly the sign came down and the

area about half of the field got mowed."

Councilman Kent: "That's the one."

Steve Haizlip: "All right. On 312, it says you're approving Oceanside Plumbing & Heating. Does that mean that this outfit is an Oceanside, New York outfit? Why are we having those people when we've got plenty of people in our town?"

Supervisor Kozakiewicz: "We don't. We have presently two approved drain layers within the town of Riverhead. These are people who have filed a bond, filed an insurance certificate, and are approved to extend sewer services from the sewer main. So we only have two presently that are approved for this."

Steve Haizlip: "So in other words, going back to my army days, the only source available. All right. That's with the- huh? George, Bob said we can't talk to each other."

Councilman Kent: "We'd be glad to have you guys go outside and talk."

Steve Haizlip: "I don't want to go out there. Okay. Now, I want to get to my regular agenda of complaints and gripes and things and happenings of the town."

Councilman Kent: "What's on your agenda tonight?"

Steve Haizlip: "Okay. Now. Resolution 106, it has been approved by the Town Board and it's been approved by agreement between the Town Supervisor and the County. I- 28th of March I went over to the County Center for the meeting. I left from there at 1:00, came back up, wanted to go to the Grumman Credit Union, and when I got to 58 that's where I stayed stalling at least 10 minutes or so and when (inaudible) gets up here and says that you can't get on that road, especially at Harrison Avenue, he's not lying and fabricating. Now, my request at this time is to push these guys because you know it maybe including our own town government, it works sometimes as slow as seven year itch and six years behind on the scratching. So see if we can get going here and get that light up.

The number two item here is it seems like every week that goes by, a new (inaudible) comes on the scene and phraseology to swindle the average working man, the taxpayer, the senior citizen. Diane Stuke, Receiver of Taxes, made a statement on the radio that you could

pay your taxes by Discover credit card. But there would be a convenience fee. This is another ripoff in a sense. Why do we have to pay convenience fees to pay your taxes if you wish to pay by credit card? The money is going to come in whether you use a credit card or you pay by check or cash."

Councilman Kent: "We don't get it."

Supervisor Kozakiewicz: "One of the problems of a credit card."

Councilman Lull: "The money doesn't go to us, Steve. It goes right on through to Discover."

Steve Haizlip: "Well, I don't think that's quite fair that we have to do that so I guess I better talk to Diane again and see why we have to pay a convenience fee if we want to use our credit card."

Now, I was in a store Monday and a gentleman walks up and says how are you doing with the Town Board? I said just fine. Well, if you're doing all right with the Town Board, get them to clean up Union Avenue, north of the tracks. It's very filthy. Well, I tell you. I took a tour over there to see what he said. So I'm going to call Mark Kwasna tomorrow morning and inform him of it and then he can go in there and assess it to suit himself.

I want to thank the Town Board for going along with the \$17,000,000 on Grumman. And if Ed was here, I'd say so to him. But here is the thing. What he said during his campaign is probably true. It was cheap. But let me tell you something, as I had once said before. People got up here and said that they would pay more but they never showed up and they ran like a rabbit when they was approached to do it. So I guess we got the best deal that we could get and the thing is we want to go forward, get some development, get some jobs, get some buildings, get some activity going, and try to get that place developed instead of just hassling, dangling and kabitzing.

Now, I see the sign on Edwards Avenue for the sports arena, land for sale has come down. The sign is not there any longer. Mr. Broidy- I don't know if he sold it or he's going to exercise that third renewal that he got to put that thing in or is it a dead issue?"

Supervisor Kozakiewicz: "I understand that he's exercising his third renewal."

Steve Haizlip: "Good enough. All right. Now, I spoke to you the other day about a place having a lot of dead shrubs but at the same time it was brought to mind that one of our biggest department stores on Northville Tpke. they had practically half of them dead and I took a survey and it is true and it don't look so good with all the nice yellow bloomings and then half of them or close to half of them is dead. So see if you can push that issue."

Supervisor Kozakiewicz: "Thank you. I have cards I'd like to get to first, if I could. In no particular order, Sandra Mott. I'm doing them in exactly the order they were put in front of me."

Sandra Mott: "Hi. Sandra Mott, Riverhead. I'd like to ask just one or two questions to clarify on resolution 286, refers special permit petition OC Riverhead 58 LLC to Planning Board. What does that pertain to?"

Councilman Kent: "Take away restaurants."

Sandra Mott: "Take away from where? I'd like to- "

Councilman Kent: "What I think it means- "

Supervisor Kozakiewicz: "Across from Carl's on the north side."

Councilman Kent: "Yeah, you know where the Applebee's is going to be built- Kroemer Avenue extension?"

Sandra Mott: "Yes."

Supervisor Kozakiewicz: "This was the second building that would have been easterly of the Applebee's restaurant that showed- it was a second site and it was- it shows, I think, four separate take out restaurants. That's the application that's being referred to the Planning Board."

Sandra Mott: "Okay."

Councilman Kent: "Take out."

Supervisor Kozakiewicz: "Take out- said take away but it's take out."

Councilman Kent: "It says take away in the resolution. I think they mean take out."

Sandra Mott: "Take it away. All right. And on 305 about the scoping hearing on Glenwood Mobile Home Park expansion. The date of that would be- "

Supervisor Kozakiewicz: "April 19th. And I think we said 3- or 4- 4."

Sandra Mott: "And where would that be?"

Supervisor Kozakiewicz: "Right here."

Councilman Kent: "Right here."

Sandra Mott: "Okay. 313, I just want to say I hope that you are voting for the resolution regarding the spaying neutering services. That's all I have on the resolutions but I have a- I've been up here so often, I'm sure you can repeat my speeches. I'd like to quickly state my last whatever minutes I have simply because the last Town Board meeting of the 21st was not taped and also the March 27th Shelter Advisory Committee had no minutes taken to my knowledge.

I attended that meeting on invitation of a letter that I received from Mr. Lull. My understanding is that outside of the spay neutering topic, everything was fine. Well, I can tell you as a fact it wasn't fine, it was a fiasco. There were about 25- I'd say- people here, various interests from cats to dogs, both. I'm sure that you read in the local papers and will continue to read this week is my understanding in regard to that meeting, that outside of the spay and neutering objective which you are going to attend to this evening which is wonderful and absolutely necessary, the interest in a facility, a new facility in a new location, which I have to underscore is still going to be a town facility, town owned, town operated, up to the time that you chose to private or not, my interest (inaudible) my own little private facility for cats. It is still going to be a town owned and operated facility and financed facility because of the need.

I've been reading in the papers, yes, cats are going to be included and Mr. Wells said yes, cats are going to be included. Then I call town hall and I'm told, no, cats aren't going to be included. And people call town hall, cats are not going to be included and then the property isn't going to be conveyed unless I request it formally to the Town Board which I did in writing because Mr. Lull wouldn't help us with the wording so I formally requested that last week to Bob in writing that that property at the water district which we discussed

at a work session with Gary and Mark present and the rest of the Board, I hope this conveyance is going to take place. I don't know what the assessment is. I hope that that will be evaluated. I did give a dollar in consignment- consideration rather for the property but as you know and I know if it ain't written it's rotten in real estate. I know that and you know that.

But the point is I wanted to make a point that here's a dollar, let's move it on down to the next point. If you don't want a dollar, how much do you want for the property? You shouldn't want anything because it's a town facility that we're trying to build- "

Supervisor Kozakiewicz: "It's town property presently although it's owned by the Water District. So we own it as the- we have it as the Board of Commissioners."

Sandra Mott: "Okay. So therefore it's town property. So we're not even talking about conveyance outside of (inaudible) for who's going to oversee."

Can I have my dollar back, Mr. Lull? Because you took it from me and had no consideration as to the fact of either not taking it which I understood at a town session, at a town hall meeting at a public forum in front of the public. You can't get more blatantly public than that when you took my dollar for this conveyance. Can I have my dollar back?"

Councilman Lull: "Actually it was laid on the table in front of me."

Sandra Mott: "Yeah- I gave it to you, you left with it."

Councilman Lull: "Yes, and- "

Sandra Mott: "Okay, on to my next point, my time is running out."

Councilman Lull: "Sorry, you won't get away with that."

Sandra Mott: "Well, sorry- "

Councilman Lull: "That dollar- what really is important is that dollar was given to Mr. Hansen along with five or six other contributions I gave him this week to go to the spay neuter program."

Sandra Mott: "Keep it. Excellent, keep it. I just wanted to know what became of it. And I've got- "

Councilman Lull: "I resent the inference."

Sandra Mott: "I'm not inferring anything. I'm just saying in a public forum- "

Councilman Lull: "You are trying your best."

Sandra Mott: "In consideration- no, no, no. In regard to debating to me which you're running into my time so I hope I get another minute, my concern is we were discussing town code changes and you said that that couldn't be done in regard to inclusion of cats even though the state law, abandonment and in regard to the Vehicle and Traffic Law 601 they are included. But you said the town code would include it. You keep telling people this and they tell me. See here and- well, you're going to deny it again. Feel free. Other people have said otherwise.

In regard to changing the code, you did change it in regard to protection for the dogs, from the five day to the seven day to the ten day to now indefinite depending on space. Okay. So you can change the town code if you chose to. Can you not? And so it's not conforming with the state and if it's good enough for the dogs it should be good enough for the cats. That's my only objective in that conversation.

And in regard to reiterating the fact that it is going to be a town facility, frankly, at this point I don't care if the town maintains operation or it's privatized. I would just like it to be considered to be relocated and rebuilt again on a Habitat for Humanity premise which is basically donated materials and supplies comparable to what they did with the Walnut Rehab Center (phonetic) which is beautiful from what I could see from the roadway over in Hampton Bays which I went to visit. But they're not open for the public at this point.

There are people here who are willing to sponsor pens. Okay."

Supervisor Kozakiewicz: "I'm getting the time signal, I guess-"

Sandra Mott: "I know and I'm getting the time signal in regard to the fact that over two and a half years now my time has been spent."

Supervisor Kozakiewicz: "I understand that."

Sandra Mott: "And Mr. Lull is interested in, for whatever reason, stalemating the process? So and I gave him more than the benefit of the doubt- "

Supervisor Kozakiewicz: "I don't think anyone is interested in stalemating the process. The Shelter Advisory group has reconvened. They have- I think they are going to try and rapidly address the issue that you are looking to have addressed, namely a new site located on Osborne Avenue and the question of whether it should be a facility to handle cats as well as dogs. The Committee did not meet previously. It just met again this past month and, you know, although I understand you've been here many, many times and you have voiced your concerns and addressed your issues, we need to take this look. And I know you want an answer today."

Sandra Mott: "No, no, I do not want an answer today. I wanted an answer yesterday."

Supervisor Kozakiewicz: "Okay, well- "

Sandra Mott: "The point is if it's done by the end of the summer, we'd be happy."

Supervisor Kozakiewicz: "And unfortunately I'm not going to be able to give you an answer today or yesterday."

Sandra Mott: "No, but I hope you will take into consideration all the viewpoints- "

Supervisor Kozakiewicz: "Correct. We will."

Sandra Mott: "Including the scientific element of the methane problem up at the dump that emanates over into the- area."

Supervisor Kozakiewicz: "I know."

Sandra Mott: "And that's available in Mrs. Grattan's office in the research section. Okay."

Supervisor Kozakiewicz: "Okay. Thank you."

Sandra Mott: "Thank you."

Supervisor Kozakiewicz: "Nick DiPierro."

Nick DiPierro: "Hi, I'm Nick DiPierro from the Town of Riverhead. My first suggestion with the- for the Supervisor to look at the audience here and see who is here and you'll see the same faces every week. If you see a new face- "

Supervisor Kozakiewicz: "Pretty much."

Nick DiPierro: "Right. If you see a new face, some of those new faces may want to speak but because of the same people getting up all the time, the new faces, the new people coming here, would get impatient or tired of waiting and they would leave because they have to wait so long to come up to the podium. So I know there's one person that's been up here three times. I've been waiting and I was hoping that I would be out of here by 7:30, quarter to eight."

Supervisor Kozakiewicz: "Well, if-- there was a public hearing, and I think it's improper for us to limit someone's discussion with respect to the public hearing which was the Riverhead Centre. So, to answer that question, I think that there was some give and take. There was some banter, there was some dialogue that went back and forth between certain people regarding that public hearing. And a public hearing is something that's an absolute necessity. It's required by law. This was a special permit application. We now have the open comment period. I've addressed the cards in the order they were handed to me. I'm trying to get through everybody as rapidly as possible. I guess I need to get a big hammer and hit people when it's five minutes. Maybe that's the only way to get things moving along."

Now that you've addressed this, I also want to make just a brief mention of a group, Jim DeLuca's class. Jim, are you still here? Jim DeLuca is here from the school. Jim, his class is here to observe out Town Board meeting. Jim, as you point out, they are getting a good show. So I just wanted to mention and say hi to Jim and his class. Okay. And I'm not going to count that as your time. Okay."

Nick DiPierro: "Okay. Thank you for your rebuttal to what I just said. But also I want to put my nickel's worth of advice, too, also."

Supervisor Kozakiewicz: "Okay, no problem."

Nick DiPierro: "I think the card comments should come before the resolution comments and then the resolution comments, then the

resolutions and then the general comments from the floor after that. I think that might speed up things. And if you see a new face in the audience- "

Supervisor Kozakiewicz: "I'm not sure but we can try it."

Nick DiPierro: "-- perhaps you can call on them first rather than recognizing someone who you've seen here week after week after week and then calling them first. Okay."

Councilman Kent: "Wait a second. Can I ask you something on that? You want the general comments after the resolutions? Is that what you were saying? Then you'd have to wait all night just to get and speak."

Supervisor Kozakiewicz: "No."

Nick DiPierro: "We have people writing out comments on cards, right?"

Councilman Kent: "Right."

Nick DiPierro: "I think what they think they have to say is very important. Everybody has something important to say. Okay. The card comments, then the resolution comments, followed by the resolutions. And then the general comments open to the public without the cards."

Councilman Kent: "Well, then if we did it that way, you wouldn't be able to speak for about two more hours. So- "

Nick DiPierro: "I have a card comment."

Supervisor Kozakiewicz: "He has a card."

Councilman Kent: "Oh, you're a card comment. Okay. No, I think we have changed now. We're allowing the public to speak before the resolutions. I think it's actually been a good change. And I'm glad to have new people here and I hope they'll raise their hands if they want to speak but we try to get people up as quickly as possible."

Nick DiPierro: "I want to get on with my message. I don't want to- "

Councilman Kent: "Okay."

Nick DiPierro: "-- take away from my five minutes."

Councilman Kent: "We're not taking away from your five minutes. We'll let you speak your five minutes, but we're glad to have you here. So go ahead."

Nick DiPierro: "Okay. I don't especially like coming up to the podium to speak but I find it even more difficult not to add my voice to the Calverton situation. I think I've been silent very long. Also, I want to clear up the correspondence that was written (inaudible). It says Calverton runways and the possibility that a New York City- that New York City may truck garbage out to a proposed site by Omni at Calverton. What does that mean? I asked four people and four people told me it sounds like they want to put garbage on the runways. That is not what I wrote.

The letter that I wrote and I hope that you read- "

Supervisor Kozakiewicz: "I have it on my desk and I've been looking at a response to prepare or call you on. Because you have two different issues. One is the Calverton property and the second was the question- if I remember the letter correctly, involving the site next to Calverton- to the Grumman property, which is the Omni site. And the possibility of material coming in from the City."

Nick DiPierro: "It appeared that there was two different issues."

Supervisor Kozakiewicz: "Maybe actually more."

Nick DiPierro: "It looks like only the first page was read. I had as my subject matter Calverton runways."

Supervisor Kozakiewicz: "Right."

Nick DiPierro: "And the way the letter was written, it says in the March 7th edition of Newsday there was an article about the possibility, excuse me, that New York City may truck garbage out to Long Island and one of the site that was considered was an Omni site that's over in Babylon. Okay. Omni is also considering putting a site out in Calverton. I thought that would be the subject of concern at the March 7th rather March 8th Town Board meeting. But it wasn't. Then the major part of the letter addressed Calverton. It seems like

only the garbage issue was taken and written."

Supervisor Kozakiewicz: "The Clerk tried to put into a synopsis form the letter. That's the reason for why it's done the way it is. There's an attempt to synopsis. I guess you're taking issue with the way the Town Clerk- "

Nick DiPierro: "Yes. Because I asked four people- "

Supervisor Kozakiewicz: "-- summarized it."

Nick DiPierro: "-- I asked four people what did they get out of this letter, the heading, and they said it looks like garbage is going to be brought out to Calverton and put near the runways. I guess that's the issue.

Well, on the meeting that was held on March 8th, the Town Board was bombarded by both opponents and proponents to have a Calverton airport. If there was a public announcement held- written about the meeting, I guess I missed it. I would have been here in support of the Calverton runways. Not necessarily an airport. It's two different issues as far as I'm concerned. Okay? I saw the meeting on Friday night, March 10th, and again on the 17th. At that meeting that was held in March, there was certainly a lot of famous people and a lot of them I think were professional speakers and perhaps some of them were paid speakers. So they represent the community. Do they come from the community?

I've been a resident of this town- a lifetime resident. And I hope that my voice carries as much weight, if not more, than the self-ordained protectors of the environment. Had the Grumman issue gone before the town residents as a referendum last November, in 1999, this issue would have been decided by the residents. Those are the ones who count. If the issue had passed, perhaps the town would have been sued by the different societies, the Pine Barrens Society, the North Fork Environmental group. But if it had failed, I think that would have been the end of it.

Apparently there was an airport study done eight to ten years ago. This was mentioned by the opponents of the airport. They recommend going with that study. But these are the same people who would be objecting very strongly if a DEIS was eight to ten years old, but if the study is to their advantage, there's no complaints.

The word jet port is tossed around quite often whenever Calverton

is mentioned. According to the Pine Barrens director, any time you have a jet flying out of an airport, it's a jet port. Well, Grumman flew jets out of Calverton so we must have had a jet port at Calverton without even realizing it. I tell you if the environmental organizations were here and as vocal back in 1954 when Calverton opened, I don't think Grumman ever would have located in a town that had such hostility. The employment opportunities that were brought here when the Grumman airport opened would have gone elsewhere.

There are many good arguments pro and con concerning the former Naval Weapons Reserve Plant and each argument can be quite convincing. But whatever decision that this Board makes, and maybe the decision has been made already, as to whether or not this should become an active airport, I feel that it would be an unwise and shortsighted decision to disband any runway. Keep both runways. This town has an excellent asset. The runways coupled with the buffer zone are invaluable and the runways can- would be a very good money maker. Which is what we need in this town.

The runways- if the town had control of those runways, both runways. An airport is not an airport with one runway. Commercial or otherwise. We're not talking big airport and I can't stress this enough. One hundred years from now and none of us are going to be here and nobody is going to be caring what was said at this meeting but you're not going to be able to get off this island if we don't have something here like a Delta Express or even smaller to get us out of here. We have to maintain control of those runways.

And I don't want to say anything else because I don't want to confuse the issue. Thank you."

Supervisor Kozakiewicz: "I'm going to take the next card which is Bill Kasperovich, Wading River and it says general."

William Kasperovich: "William Kasperovich from Wading River. The general is so that you fellows don't prepare your opposition to me."

Councilman Kent: "I thought it was so that we would salute."

William Kasperovich: "No, the Colonel isn't here tonight. Yes, he is. I always ask people the man or woman that gets the Congressional Medal of Honor who in this country is permitted not to salute the man? There's only one person. Everybody else, rank, enlisted men, Colonels, anybody, if a man wears a Congressional Medal

of Honor medal they have to be saluted. The only person that doesn't have to do that is the President.

The- I'm going to reserve my talk to just one item. On the wall we have a drawing that shows the project on the corner of Edwards Avenue and 25- Route 25. On the westerly corner, the southwesterly corner, for many, many years attempts were made to make an easier right turn going east, mainly for the movement of traffic and the fact that off of Edwards Avenue onto 25 we have large trucks that need a long radius to turn on. And they have to creep across the intersection and this is just a difficult thing to do. So like in many other places when the town approaches the owner of the property to get a sliver of land to accomplish a better turn off or turn on, the answer has been emphatically and sometimes violently no.

Apparently the paperwork involved to do this by eminent domain, nobody wants any added paperwork. But when you have the owner coming to the town for approval for their layouts, they are now asking you for consideration and I- "

Councilman Kent: "Excuse me. Are you talking about the corner where you're heading east on 25 to turn south on Edwards Avenue?"

William Kasperovich: "Yes."

Councilman Kent: "All right. Because you had said turning to heading east so I was thinking you were talking about coming up Edwards to turn right onto 25."

William Kasperovich: "When you're coming up Edwards, you're turning west. Large trucks."

Councilman Kent: "Well you could turn west or east."

William Kasperovich: "Yes. But it's a right angle turn and these long trucks."

Councilman Kent: "No, I understand. So you're talking about taking some property on the southwestern corner where the FedEx property is proposed. Is that correct?"

William Kasperovich: "Yes, yes."

Councilman Kent: "I believe they're actually- in their drawings they are showing some area that may be dedicated to the town in the

future. If you look at those drawings. I think that's- we saw that on the drawing."

William Kasperovich: "From what I saw on the drawings it just-it's not there."

Councilman Lull: "Along the road, there is a- you will find a dotted line which is inside the property line. That is a taking line which has been agreed to on this particular property if the necessity comes about that we need to expand the road."

Councilman Kent: "There is actually an offer of dedication."

William Kasperovich: "Whoa, whoa, wait a minute, wait a minute, stop right there."

Supervisor Kozakiewicz: "Two different things."

Councilman Kent: "Yeah, I know what you're talking about."

William Kasperovich: "The necessity has been in existence for 20 or 30 years. No elected official wants to go to the owner and get thrown out because of the request. This is a long time standing problem. Now, the 50 foot- what looks like a 50 foot radius turn is hardly enough. When you've got a (inaudible) trailer truck trying to make the corner getting off of Edwards Avenue on to 25, if the car on 25 is parked properly and legally at the intersection, that vehicle cannot make the turn. You have to pull back that stop line. Now in order to pull back that stop line you've got to do something on the shoulder side of the road. So this problem has not been brought to light and thought out. It has been thought out many, many times in the past but they could never get a sliver of land. Now I say it should be brought up again, seriously considered in all aspects, and if the owner wants our consideration, let them give the town consideration. Future promises or indications-- I learned the hardest lesson here with the Tanger Outlet. When they came and stood up here and promised and promised and yes and yes and yes and afterwards both is forgotten. Future plans as far as I could see for these developers don't mean anything. If you don't have them down properly and legally, you just don't have it because they won't give another penny after they're finished. And I don't see that we should consider a development there without a solution to that corner.

Granted there are three other corners but this is the worst one. And what is shown on paper is not solving the problem or not doing it

right. And so I just couldn't stay away from this microphone to elaborate on this because I've heard this problem for at least 20 years back and now we have an owner that wants something from the town. I say let's use our position to get something from the owner for the good of the people."

Supervisor Kozakiewicz: "Thank you, Bill."

William Kasperovich: "Thank you."

Supervisor Kozakiewicz: "I have a new voice, Cheryl Rossett."

Cheryl Rossett: "Hello, I'm Cheryl Rossett from Polish Town in Riverhead. About a year and a half ago, my neighbors and I started a neighborhood watch because we were concerned about the conditions of Polish Town. As that came, the Polish Town revitalization Committee. We had our first trees planted yesterday. I would like to thank everyone involved in that effort and everyone who supported us, especially Mr. Supervisor, because without your support, none of this would be possible. Thanks again and thanks to the Board. Your friends from Polish Town."

Supervisor Kozakiewicz: "Thank you."

Cheryl Rossett: "And thanks for your support."

Supervisor Kozakiewicz: "I have one more card, AJ, and then I'll get to you. I know- go ahead, come on up, and then if Linda Gatz doesn't mind, go ahead."

AJ Travis: "First off, I want to know how to get your name on a card."

Supervisor Kozakiewicz: "They're right out there. Are they gone already?"

AJ Travis: "You going to put them on the thing- "

Supervisor Kozakiewicz: "Yeah, they're all gone already, okay, go ahead."

AJ Travis: "I don't come here enough apparently."

Supervisor Kozakiewicz: "That's okay, go ahead."

AJ Travis: "(inaudible) about a week ago about the- "

Supervisor Kozakiewicz: "The motorcycles, in part."

AJ Travis: "And as long as we're picking on the Town Clerk and nitpicking as it may be, it wasn't to promote motorcycling in Riverhead. Motorcycling-- "

Supervisor Kozakiewicz: "Motorcycling parking spaces."

AJ Travis: "Motorcycling parking spaces is the only issue. I have all kinds of reasons to promote motorcycling, this is just one of them. But to me it seemed a pretty easy one to do. I'm not sure how much, (inaudible) read the letter."

Councilman Kent: "I read the letter."

Supervisor Kozakiewicz: "Yes."

AJ Travis: "I was just wondering if it sounded all feasible or (inaudible) portion of it because (inaudible) a couple different ways to increase motorcycle parking would be at all realistic, something to pursue. Did anyone look at it- "

Supervisor Kozakiewicz: "I looked at it and I was just trying to figure out how we'd- and certainly it's encouraging to take up less spaces for motorcycles and not use an entire stall. I'm not sure how many people would utilize those motorcycle spaces. I guess we need to have somebody there- "

AJ Travis: "If they were marked, we would know enough people that during the day could start to use them. And (inaudible) to the incident at Port Jefferson and it turned out the entire business community was behind us getting the free parking spaces there. They quickly realized- the only motorcycle business in town then, you know, by giving those people free spaces, there isn't (inaudible) where people would want to park but they gave it to us so we could all park in one group. It worked out as a win-win situation for everybody."

I know a lot of you- well some (inaudible) too many things of a town government level but we do take what we do pretty seriously and (inaudible). Most of the people that are responsible for the HOV lanes on the expressway have motorcycle access to them, we (inaudible) restrictions in Albany. We've got one of the largest- 104th Congress we were (inaudible) New York State on the bill. We did a lot of stuff

stuff, if there's anything we can do, if there's any questions anybody has, we've been doing this for a long time so I just wondered if it was feasible if we can look into this.

Another- the one thing (inaudible) was Main Street in Riverhead. To me it seems that there's just car spaces, measure out to be 41 feet from stop sign to the- "

Supervisor Kozakiewicz: "There is a reason for that perhaps and I'm not sure where you're talking about but- "

AJ Travis: "Chase Manhattan Bank."

Supervisor Kozakiewicz: "Okay. What the State DOT did, we went back, because I remember this very well, and we went to eliminate the parking meters along Main Street. The plan was to remove the meters and then map out a parking stall scheme including handicapped. We went to the State, the State advised us that anytime you have an end of a space in an entrance or a street that's coming off of Main Street, they required a minimum setback of I believe it was 50 feet at that point in time so that pedestrians walking out between those spaces and the motorists more importantly coming upon those pedestrians, would have adequate site distances by which to stop. So the State and I'm not sure if this is the starting point or whether it's the ending point of a space, so not knowing that I'm not sure if that was one of the reasons why there's those distances between the end of a parking stall to the next stall. So that might answer the question."

Councilman Lull: "The State did their survey and they gave us back- this is where you're going to put the spaces, that's what they did. However, that doesn't mean that there aren't ways to do what you're suggesting. We will have a Parking District meeting in a couple weeks. I will bring it to the Parking District Committee at this point and we'll talk about it. And we'll get back in touch with you at that time."

AJ Travis: "Well, thanks."

Councilman Kent: "What would the proposed size of a motorcycle parking space be?"

AJ Travis: "Well, actually, I think one of the problems we run into is we do try and park like three motorcycles in some town, I'm not saying Riverhead, I don't think it's ever happened in Riverhead,

but in other towns three of us try to park in one space. One of the guys winded up getting tickets. If we park in a space and a car parks in the same space trying to squeeze in with us, the cops- in New York City it's a regular problem, they'll ticket the motorcycle for squeezing in there. Hey, I was here first and the car tried to squeeze in a spot with him. So we're trying to do- I mean if there was a sight problem obviously motorcycles (inaudible). So if the space was, you know, not large and you still put- and the space was like three feet wide- of that 41, 50 feet whatever it is, the motorcycle obviously couldn't really obstruct traffic sight between a pedestrian and a car. I realize if someone parks a box truck there, not it might be a problem. You walk out, you'd have to be into the lane of traffic to see around it.

But, again, another advantage of motorcycling I didn't bring up in the letter was they are pretty see (inaudible). You could park in any spaces and it wouldn't be obstructing sight that people have. Okay, thanks."

Supervisor Kozakiewicz: "Thank you."

AJ Travis: "And it would be fun. It would be fun to work on, it would be like any complaints or-- "

Supervisor Kozakiewicz: "Linda Gatz."

Linda Gatz: "Linda Gatz, Zdunko Lane, Riverhead. Have you had any contact with Mr. Terry?"

Supervisor Kozakiewicz: "He happened to come in without any prior notice and stopped in Monday in my office. And he was made aware of the fact that there were concerns from Zdunko Lane residents. He indicated to me that he was totally caught off guard, that no one from Zdunko Lane had approached him with concerns and that he would try to work with the town and the residents to address those issues that you've brought up.

With respect to the area in the back- the berm area where there was some question of having a gate for fire access, I haven't had an opportunity to speak to the Fire Marshal but if he does not oppose it, he's not- Mr. Terry is not opposed to just simply closing that off entirely.

As far as the berms encroachment or intrusion into Zdunko Lane, he indicated a desire to cut back that berm so it's not encroaching in

Zdunko Lane.

With respect to the issue along 58, I mean Sound Avenue, the parking- or the cobblestone- "

Linda Gatz: "Right."

Supervisor Kozakiewicz: "He's indicated to me that he had met with the Highway Superintendent, the past Highway Superintendent, and Mr. Benton- that was their suggestion although it's not shown on a site plan. So given all that, I think we still need to address it and devise an alternative which would be more in accord with the site plan or somehow address the telephone pole's location. So he's amenable to that."

And then I think the last question was whether there's sufficient stalls in order for the uses and that I believe we went through with the site plan. There is sufficient number of stalls as provided for. So we did go through all that. Now, that does not mean- he knows he needs to provide an amended site plan, he has been told that and I think he's planning to meet with Mr. Hanley along those lines to get those issues addressed."

Linda Gatz: "Okay, and the flooding?"

Supervisor Kozakiewicz: "The flooding, we did discuss it. I didn't come up with a quick resolution or a solution. I don't know if there's an easy solution to that one."

Linda Gatz: "I don't think there really is. Like I said, I mean it always flooded where he is and now it floods where we are. That's the bottom line. I mean his property is where all the water went and now it's just been diverted so it comes- "

Supervisor Kozakiewicz: "Yes, I did after our meeting take a ride up your road and went up and through the community so I did see the- it happened to be a day after there had been some rain so I see the road at the very end where it meets up with Sound Avenue on that westerly- "

Linda Gatz: "Where it's washed out?"

Supervisor Kozakiewicz: "Yeah, exactly. So I did notice that."

Linda Gatz: "And our road is better than those in Reeves Park."

Supervisor Kozakiewicz: "I didn't go up there."

Linda Gatz: "Okay. This is something that I have always thought I would never come in and talk about. Probably none of you on the Town Board with the exception of maybe Mr. Lull, know that I have been involved only as a family member with a dog warden in the past and it's my father-in-law. He died in October of 1980. This has never been a good situation in the Town of Riverhead. I mean the State laws are so strict and so rigid and I don't know what Riverhead's answer is going to be to that. I think the spay clinic and neutering clinic is going to be very good. There never has been the capacity for cats up there. Never. I mean I can remember for years we got calls and people wanted him to pick up cats and there was no- he couldn't do anything with cats. He just couldn't do it. And I mean the man went through an awful lot of grief for all the years that he was a dog warden because he didn't really like the rules and I don't know that the town liked them. But it was just the rules the way they were and that's 20 years. And it's not going to be an easy thing to change. I mean, you all have my sympathy. Miss Mott has my sympathy. It's not- there's not an easy answer to that and it's not going to happen fast. And I just wish you all a lot of luck with the dog and cat situation in town because it's never been easy. Thank you very much."

Supervisor Kozakiewicz: "Thank you. George, I think you had your hand up. Yeah, I saw it. I think I- got rid of it."

George Schmelzer: "You're talking about getting an egg timer."

Supervisor Kozakiewicz: "I think I'm going to need something larger. Well, maybe about- "

George Schmelzer: "That would be only- the only one to suggest that would be an egghead, right? Or maybe some more eggheads."

Supervisor Kozakiewicz: "I think we need a timer like for a basketball scoreboard or something like that. As somebody suggested you start it every five minutes- "

George Schmelzer: "Yeah. What happened? You didn't tell the other two members there's a Town Board meeting? They didn't know about it?"

Councilman Kent: "They made the meetings go too long so we didn't let them know about tonight."

George Schmelzer: "Okay. What are you doing about the expressway study? I've heard nothing."

Supervisor Kozakiewicz: "We're waiting for you to come in and chair that committee for us. Are you prepared to do it?"

George Schmelzer: "Nobody ever asked me to do anything."

Supervisor Kozakiewicz: "I'm- we do- we have had a discussion at our last work session. We do want to meet with the County Executive and the Department of Public Works in order to look at the issue with Route 58 and I know more studies, more studies. And I think you've asked this. Mr. Cardinale, he told you where we were last time with respect to this issue."

George Schmelzer: "I thought I heard last night-- about the transportation man from the county, asked him about- he mentioned about roads and traffic, what about the railroad- did a study, that's all they do is a study, they've been out of school for years, but still they're studying it. Maybe they didn't do any studies in school that's why they're doing it now."

So are you going to have next November a referendum on Grumman? Tried that for eight years, nobody wanted it. Maybe you can do it and settle this thing. Think about it, please. Not do like the library does, they have a vote at a special time so it will pass, see. They wouldn't dare do it in November because they'd lose."

Supervisor Kozakiewicz: "So you wouldn't suggest putting it on any other time other than November?"

George Schmelzer: "No. They'd only get their favorites one way or the other. You wouldn't get the general population that way. It wouldn't be fair. Really. The library- they admitted to me they didn't want their vote in November because they'd lose like on construction, see. Now they made a commissary out of it I think, or whatever you call it. People can go there and sit around and do other things while they read. Maybe the books will get smeared. Well, they got no books now, they have all computers, so- "

Supervisor Kozakiewicz: "They still have books."

Councilman Kent: "I took a book the other day."

George Schmelzer: "So this bill that's up in the state

legislature about paying taxes on the Wildwood Park. Is the town pushing for that or just saying nothing?"

Supervisor Kozakiewicz: "We are pushing for it. Obviously we'd like to see it happen. No question. I mean, Pat, the Assemblywoman, and Senator LaValle are on board and I talked to them some more."

George Schmelzer: "Assemblyman and also the weasel, he's behind it, took isn't he?"

Supervisor Kozakiewicz: "I think at this point it's only come out of the House. I don't think it- so I mean the Assembly- I don't think it's come out of- "

George Schmelzer: "If they did it right years ago, could have the whole thing, all the State land."

Supervisor Kozakiewicz: "That was years ago."

George Schmelzer: "Well, three, four years ago. I told you before what- the response I got. Nothing here, nothing from Grucci, nothing from Forbes. So the State says screw you, we got the land, we don't have to give you anything. So, that's all I got to say, I probably forgot something already. I'll see you next time. Please do something about the expressway. Thank you."

Supervisor Kozakiewicz: "Sal Mastropolo."

Sal Mastropolo: "Sal Mastropolo, Wading River. Resolution 308."

Supervisor Kozakiewicz: "Yes."

Sal Mastropolo: "I read Section K item #1 prohibitions, like three times and it makes no sense. Parking of commercial vehicles with a gross vehicle weight rating of not more than 10,000 pounds or more on residential streets and residential property is hereby prohibited. And then the first exception says, the following shall be excepted from the provisions of this subsection. Motor vehicles with a gross vehicle weight rating of not more than 10,000 pounds. Now, what are you- I think what you're trying to say is any vehicle 10,000 pounds or more- "

Supervisor Kozakiewicz: "Right."

Sal Mastropolo: "-- is prohibited from residential streets and residential properties."

Supervisor Kozakiewicz: "I think that not- is the not- of more than?"

Councilman Kent: "Yeah, not more, the not is wrong."

Supervisor Kozakiewicz: "Yeah, probably, actually it should say as I'm looking at it, the parking of commercial vehicles with a gross vehicle weight rate of 10,000 pounds or more."

Sal Mastropolo: "Or more. Right. That would make sense. But the way it is, it doesn't make sense. And the other comment is on commercial vehicle, could you include stretch limos in there so that there's no misunderstanding because that's one of the problems in Wading River is stretch limos parked on residential property."

Supervisor Kozakiewicz: "So you're looking to make that- "

Sal Mastropolo: "Well, I'd just like to include stretch limos in there so that it's very clear in the town ordinance. Under commercial vehicle. You know, you go and you explain- "

Councilman Kent: "Under the definition of commercial vehicle you're talking about?"

Sal Mastropolo: "Yes, yes."

Councilman Kent: "Under 108-3 commercial vehicle definition up at the top there."

Sal Mastropolo: "Right."

Supervisor Kozakiewicz: "Okay."

Sal Mastropolo: "You know where the Coastal station is on Sound (inaudible) 25A?"

Councilman Kent: "Then you get into the problem with the definition of the word stretch."

Sal Mastropolo: "You take that road going down towards the firehouse, the second or third piece of property on the right has stretch limos. Okay. Thank you."

Councilman Kent: "You can't say stretch; you've got to say limousine. Well, by the way, just for your information, Sal, this is a notice for public hearing. The actual public hearing on this code change is going to be April 18th at 7:00. So that's when you're going to be able to come speak. This is just a notice that we're going to call a public hearing."

Sal Mastropolo: "Well, the notice should go out correct though."

Councilman Kent: "Right."

Supervisor Kozakiewicz: "Joan Griffin."

Joan Griffin: "Good evening. A question on #304. Is that concerning the cemetery on Twomey Avenue?"

Supervisor Kozakiewicz: "Yes."

Joan Griffin: "Okay. So the town is sending a letter to the church to say put up a fence or we're putting it up and billing you?"

Supervisor Kozakiewicz: "That's the start of the process to do that, yes."

Joan Griffin: "Okay."

Supervisor Kozakiewicz: "We find that is an unsafe sight and we can either secure it or put up a fence or take other necessary means to see that it is secured."

Joan Griffin: "Okay. And the FedEx, 289, that's going on the southwest corner of Edwards and Middle Country Road?"

Councilman Kent: "Yes."

Joan Griffin: "And that's taking into consideration that Edwards Avenue might be expanding?"

Councilman Kent: "Widen, yes."

Joan Griffin: "Widen- will be set 50 feet back from the expansion of the road?"

Councilman Kent: "Yes, actually it's 35 feet, I believe, back

from the expansion."

Joan Griffin: "So isn't it supposed to be 50?"

Councilman Kent: "Maybe we can have- "

Joan Griffin: "Thirty foot buffer?"

Councilman Kent: "It's 30, yeah."

Joan Griffin: "Okay. And, question about the Calverton post office. Is that ever going to happen, the expansion?"

Supervisor Kozakiewicz: "There is- I saw some subplans come in the other day for the expansion."

Joan Griffin: "Okay, and- "

Supervisor Kozakiewicz: "Which is a little bit of an issue I have with the postal service. If they have money to do the expansion there, I'm questioning why they can't finish the annex. So that is a question that we need to take up with the postal service."

Joan Griffin: "And my last thing. Crown Recycling on Youngs Avenue."

Supervisor Kozakiewicz: "Yes?"

Joan Griffin: "Do they- can they travel east and west on that through the residential area with the loaded trucks or can they only exit- "

Supervisor Kozakiewicz: "We have no code restriction which limits the use of the roads so they can travel east and west."

Joan Griffin: "Okay. Because- "

Councilman Kent: "Well, some roads we do, but not Youngs Avenue."

Supervisor Kozakiewicz: "Not Youngs, right."

Joan Griffin: "Because now they're starting to lose their litter all over the place and it's starting to really look ugly there."

Councilman Kent: "Well, there are restrictions that if you have a full load, that you're supposed to have it screened."

Supervisor Kozakiewicz: "Is this part of their residential pickup that they're losing materials?"

Joan Griffin: "No. It's as the trucks are coming into the area, they're coming down- "

Supervisor Kozakiewicz: "So other than Crown's vehicles that are losing the materials."

Joan Griffin: "Well, they're heading into Crown."

Supervisor Kozakiewicz: "Okay."

Joan Griffin: "The trucks going in Crown."

Supervisor Kozakiewicz: "Okay. They are supposed to be covered under our code."

Councilman Kent: "But Crown does accept other people's material also."

Joan Griffin: "There's all debris all over the roads now."

Supervisor Kozakiewicz: "All over the road, Youngs?"

Joan Griffin: "Youngs- "

Supervisor Kozakiewicz: "As well as the other roads, Osborne and others?"

Joan Griffin: "Yeah, from Twomey to Osborne there's debris all over the roads now getting embedded in the woods and bushes."

Councilman Kent: "We should send a letter to Crown to ask them to make sure that the trucks, loaded trucks, come in with screens on them or, you know, covers."

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

Supervisor Kozakiewicz: "Thank you, thank you very much. Is there anybody else who would like to address the Board? Yes, Rita Hodun, please."

Rita Hodun: "Rita Hodun, Calverton. One question I'd like to ask is- "

Councilman Kent: "Rita, could you just pull down that mike, that one?"

Rita Hodun: "The one question I'd like to ask. Everybody says save the runways. Who- I have never heard anybody come up with any figures. Is this going to cost the taxpayers in the Town of Riverhead money? Who's going to pay for this? The taxpayers? I mean everybody, sure, save the runways, save the runways. Nobody's come up with any idea of who's going to pay for this. I think it's time that these people, the Town Board, gave the taxpayers some answers on who is going to pay for this. It's been thrown around for months. Who's going to pay? How much?"

Councilman Kent: "I don't know if anybody up here actually said save the runways, so- "

Rita Hodun: "Well, they all want the runways. But nobody has ever said we're going to pay for it, we're going to maintain it. Is it the taxpayers of the Town of Riverhead?"

Councilman Kent: "Well, if you look- if you read that study that people have been talking about that was done a number of years ago, one of the problems is that it's not economically feasible to keep both runways open. There's not enough business to support the cost of maintaining two runways. And that was one of the conclusions drawn in that study which by the way was a joint use study. It- the presumption was that Grumman stays and it still was not economically feasible so we have to look at that.

I mean, if we're going to save these runways, as you say, a lot of people have been encouraging us to save the runways, we have to look at the economics of it because right now I don't think the town wants to subsidize."

Rita Hodun: "I mean (inaudible) and say oh, save the runways, but to the people in the Town of Riverhead that's going to pay and how much."

Councilman Kent: "A lot."

Rita Hodun: "Well, this is why I think we've got to present to the taxpayers. Everybody thinks it's a great idea but I think they've

got to know how much it's going- they're going to pay in taxes down the road. Is it going to be 2, \$3,000 increase in taxes every year just to keep these runways? I think the people of this town has got to know, we've got to know now. I mean it's been out there long enough. It's not fair to the property owners and to the people in the Town of Riverhead. I think we're going to have to put the facts on the table. Thank you."

Supervisor Kozakiewicz: "Thank you. We- I'd like to adjourn the meeting, I'd like to say 10 minutes but hopefully it will be 10 minutes."

Councilman Kent: "Why don't we do less? Why don't we say five minutes?"

Supervisor Kozakiewicz: "Well, if I say five and then it's 10, I'm going to have people come up and say it was 10, so we can just briefly adjourn. It depends on what your definition of brief is. And we'll be back out as soon as we have a chance to discuss a couple matters."

Meeting adjourned: 9:04 p.m.

Meeting reconvened: 9:14 p.m.

Supervisor Kozakiewicz: "You've got the tape on? Okay, I'd like to call the meeting back to order. It's now 9:14 and I don't believe there was any further comment so at this point in time, I'd like to take up the resolutions."

Resolution #280

Councilman Lull: "Resolution 280 accepts performance bond of Sunken Pond Estates, Inc. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #281

Councilman Kent: "Releases the performance bonds of Knolls at

Fox Hill, Section II. I did make a phone call, I didn't get a response though whether they are planning on building anymore, but, I guess they'll have to put up another performance bond if they do. So, so moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #282

Councilman Lull: "282 reduces performance bond of Robert Strecker (Meadowcrest - Section II). So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #283

Councilman Kent: "Authorizes the release of performance bond for Riverhead Industrial Properties (Adchem Corporation). So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #284

Councilman Kent: "This approves the special permit petition of Carol and Al Hubbard for a bed and breakfast, Main Road, Aquebogue. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #285

Councilman Lull: "285 classifies the action on special permit of Schembri Homes, Inc. and refers petition to the Planning Board. That will be referred with the full environmental assessment form and the Town Board will get the recommendations of the Planning Board respecting planning, zoning and engineering issues. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #286

Councilman Kent: "I'd like to amend Resolution 286 to say take out restaurants there in the first Whereas clause rather than take away- "

Councilman Lull: "It's one word, too."

Councilman Kent: "Take away is in sports, right, and do overs. But with that, I will move this resolution which refers the special permit petition application of OC Riverhead 58 LLC to the Planning Board. Basically it's a bare referral, nothing further. So moved."

Councilman Lull: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #287

Councilman Lull: "Refers the special permit petition for Little Flower Children's Services to the Planning Board for a 1,200 foot square foot addition to a cottage on real property located North Wading River Road. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #288

Councilman Kent: "This approves the site plan of Wading River Plaza expansion. Is that what it's called, Wading River Plaza expansion is the site plan applicant?"

Supervisor Kozakiewicz: "I guess so."

Councilman Kent: "What this does is it allows for the construction of new buildings on the east side of the Wading River shopping plaza for the construction of a new King Kullen in Wading River and some other buildings, CVS, I think is another one. So moved."

Councilman Lull: "And if anybody wants to see, Mr. Hanley has put that site plan on the board out there in the hall for anybody to look at. I'll second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #289

Councilman Lull: "Approves the site plan of Cargex (FedEx) Properties, Inc. So moved."

Councilman Kent: "I'll second it but I'd like some discussion on this. Rick, could you come to the microphone? Mr. Hanley, I just want to ask you some questions. There had been some comments earlier tonight about the intersection of Edwards Avenue and Route 25. I believe the comments if I'm- this site plan offers for dedication of a 15 foot strip property on the westerly side of Edwards Avenue. Is that correct?"

Rick Hanley: "That's correct. And that's typically what we ask for in a site plan on Edwards Avenue."

Councilman Kent: "And this offer of dedication would be without any type of remuneration under payment by the town?"

Rick Hanley: "It's an irrevocable offer of dedication for future highway widening for highway purposes. We have yet to really agree on how we are to engineer this- the widening of Edwards Avenue so normally what we do is rather than make the improvements since the Superintendent is not positive in terms of how this is going to get done, we ask for the offer to be made part of the site plan."

Councilman Kent: "Okay. Now, as far as Route 25, the property does front- has some frontage on Route 25. Were these plans- "

Rick Hanley: "The property does, however, there was no curb cut shown for the State highway. However, we did send the site plan to the State in any event. And they had no comments at all relative to that particular intersection as far as signalization or widening."

Councilman Kent: "Okay."

Councilman Lull: "Rick, what's the setback from Route 25?"

Rick Hanley: "Oh, it's a couple hundred feet I think."

Councilman Lull: "So there is plenty of room for widening if it becomes necessary?"

Rick Hanley: "Yes. The original plan showed a recharge area within that vicinity and as a function of the review, we asked that that be relocated in the event that we would need to make that intersection improvement."

Councilman Lull: "Okay."

Rick Hanley: "It will have to be made some day, there's no question about it."

Supervisor Kozakiewicz: "Any additional discussion?"

Councilman Lull: "No."

Supervisor Kozakiewicz: "Okay, moved and seconded."

William Kasperovich: "Point of order."

Supervisor Kozakiewicz: "Bill."

William Kasperovich: "Mr. Kent, I described as clearly as I could- "

Councilman Kent: "Excuse me, Bill. Could you come up to the microphone, please, so we could let everybody hear and you can get on the transcription."

William Kasperovich: "William Kasperovich from Wading River. That- it's the turning problem that exists, not the sliver of widening the road. It's the turning problem."

Councilman Kent: "So which property would you think needed to be dedicated to the town to improve the intersection's turning radius?"

William Kasperovich: "This corner."

Councilman Kent: "Which corner? The southwest corner?"

William Kasperovich: "Yes, yes."

Councilman Kent: "How much of the- "

William Kasperovich: "One year we got stymied many years back because nobody wanted to move that telephone pole. Okay, leave the telephone pole, make a right turn by making a turn off the road so it would leave the pole alone and make a turn to the south leaving the pole alone. This- "

Councilman Kent: "Okay, let me ask you- can I ask you a question then?"

William Kasperovich: "Sure."

Councilman Kent: "Are you proposing that the applicant be responsible to make the improvements?"

William Kasperovich: "No, dedicate the land."

Councilman Kent: "So, let me just ask you this. They're dedicating 15 feet along Edwards Avenue- "

William Kasperovich: "That's a sliver for widening, not for

turning."

Councilman Kent: "Would you- would you suggest that they also dedicate some property along Route 25? Is that the- is that what you're looking for?"

William Kasperovich: "At the corner, at the very corner, yes. So that a turn could be made."

Councilman Kent: "How much area do you think would be needed along Route 25?"

William Kasperovich: "I haven't looked at it that- with an eye towards that. But an outfit like this that's going to put a lot of trucking onto the road in that area, you sure have got a position with which to bargain with them. But it's a turning problem that exists."

Councilman Kent: "All right. Do you want to- maybe they got it from Young & Young."

William Kasperovich: "Thank you for the interruption. Excuse me."

Councilman Kent: "No, that's all right. I think this is important. I think it's worthwhile discussing this. Did you have anything to offer on this?"

Supervisor Kozakiewicz: "Public hearing or site plan?"

Peter Danowski: "Pete Danowski representing Cargex and the Federal Express group and the owners of the land. We've been through some very extensive review in the site plan analysis through Mr. Raynor's office in addition to Mr. Hanley. And there have been communications with DOT. I don't pretend to be an engineer who we certainly even had an in house meeting with Mr. Kwasna present regarding highway issues. So we've heard from the State experts and the town experts as it relates to highway purposes and we've done what they've asked us to do. Obviously at some future date, some things may change. Quite frankly, I thought most people on this particular site plan would be happy to see that the client shows to set back a great distance from that intersection and put his building way off and not insist on road frontage onto 25 and asked for no curb cut onto 25. So, I'm only asking that you approve the site plan as suggested by the State and town experts and in the future day if something happens there'll be no building in that area and we'll take it up at that

time."

Councilman Kent: "Could we put some language in there, an amendment or an addition to condition 15 that would allow in the future a potential dedication of property along Route 25, on the southern side of Route 25?"

Pete Danowski: "There can be. I think so we, as attorneys, I don't want to delay this project- "

Councilman Kent: "No, I don't want to delay it either, that's why- "

Pete Danowski: "-- project for the town I'm afraid that we're going to put some language in there that's not perfect that will lead to something. Obviously the State wants (inaudible), the town wants it, they want the jurisdictional on the State highway, you know, we're reasonably not putting buildings on that corner anyway, so where are we going to oppose that? But, you know, my own point was to approve it as it has been recommended and leave it at that. You've got a condition of the site plan that locates no improvements as far as buildings on that corner, and realistically with setbacks we're not going to put buildings on the corner and the State has not and the town Highway Superintendent has not said, you know, give me the corner. So why should I, as an attorney, or yourself say we want to do it."

Councilman Kent: "Actually we can't even receive it because it's a State highway."

Pete Danowski: "That's correct. I mean I have Doug Adams here tonight, the plan has been on the wall, Doug is from the firm of Young & Young. We've spent a great deal of time making the plan, then revising the plan several times to meet all the engineering comments so all I'm saying is this has been engineered reviewed and now, you know, months after months have gone by, the client obviously needs to get moving. I do think the full Town Board wants this project to happen."

Supervisor Kozakiewicz: "Anything else, Chris?"

Councilman Kent: "No."

Supervisor Kozakiewicz: "Okay. It was moved and seconded."

The Vote: "Kent."

Councilman Kent: "In light of the fact that they are offering a 15 foot strip along Edwards Avenue for dedication of expansion of Edwards Avenue, and also that they have- all the buildings are proposed on the site set back far enough from Route 25 that a future dedication of lands to the State of New York for intersection improvement could happen in the future, or the State could choose to take property by eminent domain, I believe that I'm going to vote yes on this."

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

Councilman Lull: "Yes, the 200 foot setback certainly is satisfactory to me, too. Bill has a very good point and nobody in this town that's ever driven that road has any question about his point about the turning radius. But the fact is the State sent it back and said at this time they're satisfied with it. The builder has offered a 200 foot setback so that something can be done to widen that intersection in the future if necessary the State requires it. So, I think we're covered on that with all those angles. So I vote yes."

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

Supervisor Kozakiewicz: "For the reasons that have been pointed out, the fact that the State can take the necessary property in order to off of 25 in order to accommodate the turning radius, based upon the fact that the Highway Superintendent was, in fact, involved in the review of this particular site plan and the fact that it's been set back as it has by the developer, I would vote yes."

Melissa White: "Resolution is adopted."

Resolution #290

Councilman Kent: "This authorizes the Town Clerk to post and publish a public notice for professional services for sidewalk modifications request for proposals. That's a tough one. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #291

Councilman Lull: "I have a question on 291. In our discussion at the work session one of the things we said we were going to present this to the Highway Department to see if they were interested in doing it. Did we do that?"

Supervisor Kozakiewicz: "No."

Councilman Kent: "Move to table that."

Councilman Lull: "I would so move to table that one. We had suggested that maybe the Highway Department might be interested in doing the landscaping services for the Calverton property. If you don't think there's any hurry on this, we can- "

Supervisor Kozakiewicz: "It's not growing that fast yet, so."

Councilman Lull: "Okay, so I move to table it."

Councilman Kent: "Seconded to table."

Supervisor Kozakiewicz: "Moved and seconded to table."

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

Resolution #292

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

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #293

Councilman Lull: "Authorizes to publish bid for sporting goods. So moved."

Councilman Kent: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #294

Councilman Kent: "This is an authorization to reject and re-bid the chemicals (lime). So moved."

Councilman Lull: "The wording would be better- we're not rejecting chemicals. Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #295

Councilman Lull: "Authorization to publish a bid for food. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #296

Councilman Kent: "Authorization to publish a bid for meat. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

Councilman Kent: "Can I ask a question on this? How often do we do these, quarterly, monthly? It seems like we do these bids for meat all the time."

Supervisor Kozakiewicz: "I don't think it's that often. It seems that often."

Councilman Lull: "It may be quarterly."

Councilman Kent: "It's for the senior center. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #297

Councilman Lull: "You said it seems like these food resolutions come up a lot. This is the third time since I've been on the Board that we've had these two back to back, food and liquid sewage. Awards bid for removal and disposal of liquid sludge for the Riverhead Sewer District, Riverhead-Southampton Scavenger Waste District. So moved."

Councilman Kent: "And this is a good bid this time? Michael?"

Councilman Lull: "Yeah, he said it's good."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #298

Councilman Kent: "This authorizes the Town of Riverhead to secure, demolish or remove an unsafe building or structure pursuant to Chapter 54 of the Riverhead Town Code, property owned by Alfred Koch on Sound Avenue in Baiting Hollow. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Kent."

Councilman Kent: "Yeah, just in the text of the resolution, I believe it's Sound Avenue, Baiting Hollow. Is it not? This isn't in

Riverhead, is it? I thought this property is up on the corner of Sound and Twomey. Actually it should be Calverton."

Councilman Lull: "Calverton."

Supervisor Kozakiewicz: "Calverton, right?"

Councilman Kent: "Is it Calverton?"

Supervisor Kozakiewicz: "It says Riverhead."

Councilman Kent: "Riverhead. Okay. It's actually, yeah, okay, it's probably Baiting Hollow. 2227 that's even farther west than I am. Right, so it's Calverton. Okay, with that amendment- "

Supervisor Kozakiewicz: "So you are making an amendment?"

Councilman Kent: "Just say Calverton. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded as amended."

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

Resolution #299

Councilman Lull: "Authorizes the Town of Riverhead to secure, demolish or remove unsafe building or structure pursuant to Chapter 54 of the Riverhead Town Code, also Mr. Alfred Koch at 1020 Twomey Avenue. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Lull: "That's an open foundation, Leroy? Okay. Yes."

Resolution #300

Councilman Kent: "This authorizes the Town Clerk to publish and post public hearing notice to consider the demolition of buildings owned by Ralph Naso pursuant to Chapter 54 of the Code of the Town of Riverhead entitled Unsafe Buildings and Collapsed Structures. The property is located at 303 Raynor Avenue, Riverhead, New York. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #301

Councilman Lull: "These are all publishing and posting for Chapter 54's. Authorize the Town Clerk to publish and post public hearing notice to consider the demolition of buildings owned by James R. Ritter and Holly Ritter pursuant to Chapter 54 of the Code of the Town of Riverhead entitled Unsafe Buildings and Collapsed Structures property at 29 Midland Drive, Riverhead. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #302

Councilman Kent: "This authorizes the Town Clerk to publish and post public hearing notice to consider the demolition of buildings owned by Raymond, Dorothy and John Bell in Trust pursuant to Chapter 54 of the Code of the Town of Riverhead entitled Unsafe Buildings and Collapsed Structures. Is this that trailer up on Roanoke Avenue? Trailer?"

Sal Mastropolo: "No. That's Mr. Bell's property that's on-

Councilman Kent: "1886 Roanoke Avenue. It's a barn. Okay, so moved."

Councilman Lull: "Second."

Supervisor Kozakiwicz: "Moved and seconded."

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

Resolution #303

Councilman Lull: "Authorizes the Town Clerk to publish and post a public hearing notice to consider the demolition of buildings owned by Tina Vitale pursuant to Chapter 54 of the Code of the Town of Riverhead entitled Unsafe Buildings and Collapsed Structures. This one at 46 17th Street, Wading River. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #304

Councilman Kent: "This authorizes the Town Clerk to publish and post public hearing notice to consider the demolition of buildings owned by Byzantine Catholic Church of the Resurrection pursuant to Chapter 54 of the Code of the Town of Riverhead entitled Unsafe Buildings and Collapsed Structures. This is the cemetery I believe up on Twomey Avenue. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #305

Councilman Lull: "Authorizes the Town Clerk to publish and post notice of a scoping hearing Glenwood Mobile Home Park expansion. The scoping hearing to be held April 19th, 2000 at 4:00 p.m. in Riverhead Town Hall in this building. So moved."

Councilman Kent: "And for the record, this is a Type I action with the presumption that it's likely to have a significant impact on

the environment and that's why we're having a scoping hearing to decide issues that must be addressed in the DEIS. And I second the resolution."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #306

Councilman Kent: "This authorizes the Town Clerk to publish and post notice that the May 16th meeting of the Town Board shall be held at the George M. Young community center in Jamesport. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Supervisor Kozakiewicz: "I just want to comment. The reason this is being done is the Board of Assessment Review had notified us that they will be conducting their property assessment reviews that Tuesday in this particular room. Therefore, we could not conduct the Town Board meeting on May 16th in the evening here. So, we're going to the- "

Councilman Kent: "Bob, just the notice is incorrect."

Councilman Lull: "The notice is incorrect. It says Washington Avenue. It should say- "

Councilman Kent: "I believe it's South Jamesport."

Supervisor Kozakiewicz: "South Jamesport, yes."

Councilman Lull: "Chris caught that one."

Supervisor Kozakiewicz: "And I vote yes."

Melissa White: "The resolution is adopted."

Resolution #307

Councilman Lull: "Authorizes the Town Clerk to publish and post public notice to consider the purchase of the development rights of a parcel owned- located in the Town of Riverhead owned by Benny Gatz located on Sound Avenue. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Kent."

Councilman Kent: "Just because I always say, this came out of the Farmland Preservation Committee even though the people who care about that aren't here tonight. This was a recommendation from the Farmland Select Committee. And I vote yes."

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

Resolution #308

Councilman Kent: "This authorizes the Town Clerk to publish and post public notice for a local law to consider an amendment to Chapter 108 entitled Zoning of the Riverhead Town Code regarding commercial vehicles. The public hearing is going to be on April 18th at 7:05. The public notice will probably contain some amendments to that which is attached to the resolution but you can also come on April 18th and discuss- or suggest more changes if you'd like. So moved."

Councilman Lull: "Did you get the changes down? Okay. Second."

Supervisor Kozakiewicz: "Moved and seconded. I'm sorry."

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

Resolution #309

Councilman Lull: "General fund budget adjustment. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Kent."

Councilman Kent: "These are all intra department transfer of monies, so I will vote yes."

Councilman Lull: "Justice Court and Youth Court. So moved, I mean second. You voted already, didn't you? Yes."

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

Councilman Lull: "This comes too quick and fast when it's only three of us."

Resolution #310

Councilman Kent: "This is the budget adoption for a program that we've been working on for a while here at Town Hall and I'm on this committee so it's girls interact program which we're calling our title 5 program to try to fund a program that will address some of the needs of girls at risk coming from Pulaski Street which is fifth grade into the middle school and they will be following their development and progress over their years in middle school. So I think it's a good program. We receive 50% funding from the federal government and the town is matching that and total budget is about \$71,000 and I move this resolution."

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

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #311

Councilman Lull: "The Town of Riverhead Youth Court Scholarship Fund budget adjustment. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #312

Councilman Kent: "This approves Oceanside Plumbing & Heating of Oceanside, New York as a contractor- as a drainlayer for Riverhead Sewer District. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #313

Councilman Lull: "313 which comes out of the Shelter Advisory Group is a resolution authorizing the Supervisor to sign an agreement with Kent Animal Shelter for a spay and neutering services. The spay and neutering services will be provided by Kent and there will be- not you, the other Kent- the Kent Animal Shelter. There will be no charge to the town. There is a fund- a donation fund that we've been building over the last couple of months that has enough money in it so we can now go ahead with this program. Kent has offered to do these at a very reasonable price and I talked to Pam Green at Kent the other night and she's very pleased to go ahead with this program. Any additional money beyond the reasonable price will be paid for by the person who is adopting the animal. But it's of no cost to the town. So moved."

Councilman Kent: "Seconded. And I would just like to disclose now that the Kent Animal Shelter is in no way related to me."

Supervisor Kozakiewicz: "Moved and seconded."

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

Supervisor Kozakiewicz: "I vote yes. I know we had a presentation which involved the question of whether- how do we control the dog population and how do we keep things under control and I think the first recommendation that came right out of that was that we have to adopt a spaying and neutering program. This is a step in that direction. So, yes."

Melissa White: "The resolution is adopted."

Resolution #314

Councilman Kent: "This approves the application of American Diabetes Association for the Tour De Cure. It's not actually a rhyme. Yeah, it's a bicycle event to I believe raise money for American Diabetes and I believe it begins at Grangibel Park, downtown Riverhead on- what's the date- June 11th, Sunday, June 11th. It starts at 5 a.m. and ends at 4 p.m. So any of you early risers, get on your bike and come down to town. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #315

Councilman Kent: "315 appoints full time homemaker, doesn't it?"

Supervisor Kozakiewicz: "Yes."

Councilman Kent: "Oh, I don't have that one. Appoints a full time- "

Councilman Lull: "Yeah, 315 appoints a full time homemaker in the seniors department. The person is Helen Bennett who is being appointed to that position. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #316

Melissa White: "Resolution 316 pay bills."

Councilman Lull: "So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Kent: "Okay. I'll move a resolution off the table from 1999, Resolution 1107. It approves the amended site plan of Dollar Storage. This whole matter was over a fence for Dollar Storage which is a storage company on River Road in Calverton. Originally they had proposed to put up a simulated type wrought iron fence. Instead they put up a chain link fence that was coated with black coating. So instead of the faux wrought iron, they put up chain link with black coating and that was the whole amendment. They went back to the ARB, the Architectural Review Board. It was reviewed by them. It was approved by them and it is now back to the Town Board for our action on their amended site plan and I will move the resolution. I'll move it off the table. Do we have to do two things?"

Councilman Lull: "Two, yeah."

Councilman Kent: "I'll move it off the table."

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

Supervisor Kozakiewicz: "Moved and seconded to take it off the table."

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

Councilman Kent: "And I'll move the resolution. Resolution 1107 of '99 amending the- approving the amended site plan of Dollar Storage. So moved."

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

Supervisor Kozakiewicz: "It's moved and seconded."

The Vote: "Kent, yes; Lull."

Councilman Lull: "I'll thank the members of the previous Town Board for not voting for this when Mark Kwasna and I were not here that day and didn't have a chance to vote on it. So, yes."

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

Councilman Kent: "We have one other tabled resolution, I guess, we'd like to call off if we're prepared to vote on this. This is a performance bond of Kroemer Avenue Holdings, Inc. I'll just move it off the table and then I'll explain it."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "To take it off the table, moved and seconded."

The Vote: "Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is approved to take off the table."

Councilman Kent: "I think this was just- the last meeting or the meeting before- "

Supervisor Kozakiewicz: "Two meetings back."

Councilman Kent: "Two meetings back we tabled this because we weren't sure whether our Town code still allowed us to accept performance bonds rather than letters of credit. We have looked into it. Our town attorney says we can still accept performance bonds in this situation so I will move this resolution accepting the performance bond of Kroemer Avenue Holdings, Inc."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Supervisor Kozakiewicz: "That concludes business."

Councilman Kent: "I move we go home."

Councilman Lull: "We're going to call on Sal- "

Supervisor Kozakiewicz: "Sal."

Sal Mastropolo: "Sal Mastropolo, Calverton. Quick question on 310. When I reviewed the resolution, there was no- there was nothing in here relative to what the project is."

Councilman Kent: "I know. That's why I explained it."

Sal Mastropolo: "And you explained it but my question is why is that project being sponsored by the Town of Riverhead and not by the school district?"

Councilman Kent: "The school district actually is a partner with us on that. They're providing the teachers, they're providing the buildings, they're providing a lot. So we partnered with the school district. On the committee, on the Title 5 committee there are Bob Holmes, the Superintendent of Schools is on there, Joanne Marshall who is the Assistant Principal at the High School serves on that committee. I don't know that- I can't think of the new principal at the Middle School's name but he's also on there. Louise Wilkinson who's the head of the PTO or PTA, she's also- excuse me (inaudible) is the JAB counselor in the Middle School and High School."

Sal Mastropolo: "They're providing the talent, we're providing the money."

Councilman Kent: "We're providing some money, the federal government is providing money, they're providing the buildings, they're providing the recreational- it's combined tutorial, remediation, recreational program and they're providing the buildings, the recreational supplies, you know, the equipment. We're providing some staff. They are providing some staff. It's a very- it's a good patnership."

Sal Mastropolo: "All right because you couldn't tell any of that from here. Okay, thank you."

Supervisor Kozakiewicz: "You're welcome. Nothing else? At this time, I close the meeting at 9:45. The meeting is adjourned. Thank you, Melissa."

Meeting adjourned: 9:45 p.m.