

Minutes of a Town Board Meeting held by the Town Board of the Town of Riverhead at Town Hall, Howell Avenue, Riverhead, New York on Tuesday, May 1, 2001, at 7:00 p.m.

Present:

Robert Kozakiewicz,	Supervisor
Edward Densieski,	Councilman (arrived at 7:20 p.m.)
James Lull,	Councilman
Christopher Kent,	Councilman
Philip Cardinale,	Councilman (arrived at 7:15 p.m.)

Also Present:

Barbara Grattan,	Town Clerk
Dawn Thomas, Esq.,	Town Attorney

Supervisor Kozakiewicz called the meeting to order at 7:11 p.m.

Supervisor Kozakiewicz: "Let the record reflect that the time of 7:11 p.m. has arrived. Charlie- Mr. Cuddy, since you're closest- or almost closest to the mike, would you please lead us in the Pledge of Allegiance?"

(The Pledge of Allegiance was recited, led by Charles Cuddy, Esq.)

Supervisor Kozakiewicz: "While we're waiting for the other members to show up, we do have a proclamation tonight."

Councilman Kent: "He's got a white knight who's going to come in and buy the theater- "

Supervisor Kozakiewicz: "A white knight or a white horse, I think. If you would join me down below. Judy- Judy Doll. Mrs. Hubbard. Well, I wanted to bring up Judy as well because Judy is involved with our seniors program. We're here tonight to issue a proclamation. It's that time of year where we recognize our older Americans by declaring and proclaiming the month of May to be Older Americans Month.

Judy had contacted my office about two weeks ago to remind me- thank you, Judy- and we've prepared a proclamation and we have Mrs. Hubbard here to accept on behalf of the Senior Council and one of our more outspoken Older Americans over at the Senior Center across the

street, right?

I'm going to read the-- one paragraph so it will note the number of senior citizens, the older Americans that we have organized and who are very active within our community.

WHEREAS, these senior citizens members of the Riverhead Recreation Department Senior Club Council and its six senior citizen clubs including the Riverhead Seniors, the Wading River Seniors, the Nora M. Diska Seniors, the John Wesley Village Seniors, the Peconic River Seniors and the Riverhead Senior Citizen Center are a distinguished integral segment of our society who have commuted invaluable gifts of understanding, adventure and common sense upon the Town of Riverhead.

There's been a lot of older Americans who have a very active role. They are involved in a great deal and we appreciate you and it's my honor to proclaim the month of May Older Americans Month.

Do you wish to say something? I'm putting you on the spot?"

Mrs. Hubbard: "No. Yes. On behalf of all the seniors in Riverhead, I will accept this and we will hang it in the- over in the center. Okay? Thank you."

Supervisor Kozakiewicz: "Thank you. Thank you. Yeah, I know. I know. Is there a motion to approve the minutes of the meeting of April 17, 2001?"

Councilman Lull: "So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. 4 yes; 1 absent."

Supervisor Kozakiewicz: "Reports, Barbara."

REPORTS:

Tax Receiver

Total collections to date,
\$37,340,744.62

	Utility collections report for April 20, 2000, total collections, \$223,358.65
Town Clerk	Monthly report for April, total collected \$10,833.36
Police Department	Monthly report for January, February and March
Sewer District	Discharge monitoring report for March

Barbara Grattan: "That concludes Reports."

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

APPLICATIONS:

Site Plan	Suffolk County National Bank to construct new headquarters and an office for banking
	Owen Brothers Landscape Design Ltd., new building for plant nursery
Special permits	Joseph Scioito for a dental office, 1158 Main Road, Aquebogue
Shows & Exhibition Permit	David Perricone, June 3, 12 p.m. to 6 p.m. classic car display
	Long Island Science Center April 26 th to the 29 th , book and toy fair
	Jamesport Fire Dept. - July 10 to 14, carnival and parade

Barbara Grattan: "That concludes Applications."

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

CORRESPONDENCE:

Skydive	Nine letters in support of
Suffolk Theater	Thirteen letters in support of the renovation of the theater
Bruce Clark	In support of the Calverton Auto Racing Facility
Janine Nebons	In support of the fire code regulations for Tanger Outlet Center

Barbara Grattan: "That concludes Correspondence."

Supervisor Kozakiewicz: "Thank you. I think that we go to Committee reports. Are there any Committee reports?"

I know that there was some discussion at the last Board meeting regarding resolutions off the floor. There is one proposed resolution which I understand has been distributed to all the Board members which will be coming off the floor and voting upon tonight."

Councilman Kent: "Do we have it?"

Supervisor Kozakiewicz: "You should have it, Chris. It's a budget amendment resolution to address or establish a budget for the acquisition of the (inaudible) property. If you do not have it, we'll make sure that you get one before the meeting concludes."

Councilman Cardinale: "I need a copy of it as well."

Supervisor Kozakiewicz: "All right, thank you."

Councilman Cardinale: "Is that the \$2.75 million dollar budget for the- "

Supervisor Kozakiewicz: "That's correct."

Councilman Kent: "It's not in the- it's not in our packet then?"

Barbara Grattan: "I don't even have it, Chris."

Supervisor Kozakiewicz: "I was told everyone had received a copy, so- "

Councilman Kent: "It was faxed to my office, I know, but I didn't- for some reason it didn't get into my packet."

Barbara Grattan: "I don't have it."

Councilman Kent: "I didn't get a look at it."

Supervisor Kozakiewicz: "Okay. Okay, we we'll make sure you do get a copy. I also know that there's been some discussion in the past about the traffic signalization being installed at Edwards and Sound Avenue. I know that's been something that I've talked to Mary Lewin (phonetic) about and Steve Haizlip has also stood up at a number of meetings asking where we are with the progress.

Our engineer, Ken Testa, was kind enough to share a memorandum with me which basically is putting a plan specification deadline of June 15, 2001 and barring any difficulties obtaining the necessary easements in order to complete the project, it is his hope and anticipation that we can have that signalization installed by the end of summer, beginning of fall."

Councilman Kent: "Just in time for pumpkin picking."

Supervisor Kozakiewicz: "Just in time for that. That's correct. With regard to the public hearings, two of them will be adjourned, that's the 7:10 and the 7:15 p.m. which deal with Reliance Leasing, Inc. Those particular public hearings which are a change of zone and a special permit both belonging to Reliance Leasing, Inc. are being adjourned at the request of counsel representing the applicant.

The time being 7:18, I would like- Barbara, if you would call or read the publication and posting affidavit for the first public hearing."

Public Hearing opened: 7:18 p.m.

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on May 1, 2001, at 7:05 p.m. regarding the Extension 57 to the Riverhead Water District, South Twomey Avenue."

Supervisor Kozakiewicz: "Mr. Kelleher?"

Dennis Kelleher: "Good evening. Thank you, Gary. My name is Dennis Kelleher from the engineering firm H2M. We are the consulting engineers for the Riverhead Water District.

Before I get started, maybe I'd just like to clarify something. This hearing today is what we're calling Extension 57, the revised South Twomey Avenue extension. We're calling it revised because back in February of 2000 we completed a report that evaluated the extension of the Riverhead Water District to approximately eight properties on Twomey Avenue just- located south of Deep Hole Road.

At that time, the report projected what the costs would be for the eight homeowners, property owners, and at that time, those property owners decided they did not want to extend the Riverhead Water District.

Earlier this year, two of the property owners requested to be included in the Riverhead Water District once again. This hearing is just looking at those two properties.

As shown on the map, in- highlighted in blue to the left, the bottom left hand side of the drawing, is the existing Riverhead Water District boundaries. Highlighted in yellow, two lots on the- just off of Twomey Avenue. Those are the two lots we're talking about. The other six lots that are not included would be the individual lots to the right of the two in yellow."

Councilman Kent: "What's the green?"

Dennis Kelleher: "I'll get to that."

Councilman Kent: "Oh, I'm sorry. Way ahead of you."

Dennis Kelleher: "I'm sorry, the green is actually the border of the Riverhead Water District."

Councilman Kent: "The blue and yellow."

Dennis Kelleher: "The blue line is the existing water main of the Riverhead- "

Councilman Kent: "Water main."

Dennis Kelleher: "The unique thing about this extension is the existing 12 inch water main on Twomey Avenue. Actually has been

installed in front of lot number one of the proposed extension. Actually, it's the property owner of lot number two that has petitioned the Riverhead Town Board to extend the Water District and to extend the water main down to South Twomey.

Approximately 185 feet of 12 inch pipe will need to be extended to take the water main where it is right now and extend it further on Twomey Avenue across the frontage of the second lot.

The estimated cost to extend this water main is \$5,550. Property owner number two has agreed to pay the full cost of extending the water main. Both property owner number one and property owner number two will have to pay the tapping fee and the meter fee to install a one inch service when they would like to install it at a cost of \$770.

So at this time, I would recommend that the Board approve this extension to include just these two properties at no cost to the existing Riverhead Water District property owners and the cost of the extension of the water main will be picked up by property owner number two. Thank you."

Supervisor Kozakiewicz: "Thank you. Anybody who would like to address the Board with the proposed extension involving the Riverhead Water District? Not seeing anybody's hands move, I declare the public hearing closed at the time of 7:22 p.m.

Public Hearing closed: 7:22 p.m.

Public Hearing opened: 7:22 p.m.

Supervisor Kozakiewicz: "And, Barbara, if you would- the time still being 7:22 p.m., would you please read the affidavits of publishing and posting for the public hearing set for 7:20 p.m.?"

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, on May 1, 2001, at 7:20 p.m. regarding the special permit petition of Sunken Ponds LLC to allow the construction of 192 retirement community condominium units upon property located at Middle Road, Riverhead."

Councilman Kent: "It's good to see you, Charlie. It's good to see you keep trying."

Charles Cuddy: "I keep coming back."

Supervisor Kozakiewicz: "This is a special permit petition and accordingly we need to have you sworn in and the Town Attorney has conveniently departed. I'll do it. Do you swear your right hand- I mean raise your right hand. So you swear to tell the truth, the whole truth, and nothing but the truth, so help you God?"

Charles Cuddy: "I do."

Supervisor Kozakiewicz: "Okay. Would you please state your name?"

Charles Cuddy: "Charles Cuddy, attorney for the applicant, Sunken Ponds Estates. This is a matter which the Town Board has particular familiarity because it dates back to a resolution which I have just given you a copy of as a refresher, from 1999, December 30th. That resolution requested the applicant here to extend his site by adding 30- 23 acres to it. Took an existing 38 acres site, added 23 acres for a total of 61 acres and he wants that to be in the RC District.

We had to go through two processes as you recall. One was an amendment. We've had a hearing on the amendment; we had that last November 8th. Because the special permit then came up against a decision from the Supreme Court, we could not have the special permit hearing, that's been adjourned, and tonight we're here for the special permit.

The special permit essentially is asking for senior citizen housing in the RC District. That, once more, has been set before you previously. You've approved the senior citizen housing for 192 units but that 192 units was on 38 acres. This- so everybody understands- is simply spreading it out over the entire 61 acres. So actually we're making it less dense than we would have before. And basically that's what the application is, is to take that and move that RC designation onto the additional 23 acres and then permit in that RC District to have more units in that 23 acre site, all of which will be senior citizen type housing pursuant to the code provisions, RC provisions in the code.

I would also ask that you permit me to offer up both a copy of the December 21 Planning Board resolution and the January 19th Planning Board resolution, both of which endorse the change of zone and special permit applications for Sunken Pond Estates and that they

be adopted. In the event that you approve this, that the language in those be adopted as part of the approval."

Supervisor Kozakiewicz: "Okay. Thank you, Charlie. Is there anything else you want to say? Are you just going to hand them up and make them part of the record for the time being? Okay.

While Mr. Cuddy's doing that, is there anybody else who would like to address the Board with regard to this special permit petition? Yes, come on up. You've got to come up to the microphone, identify your name and address and state your concerns or your issues or why you're in favor of the project."

Patti Curry: "We're homeowners and- "

Supervisor Kozakiewicz: "Your name?"

Patti Curry: "My name is Patti Curry. I live on Old- "

Supervisor Kozakiewicz: "Yeah, and we're going to have to have you sworn in, too, because the special permit section of the code requires you to be sworn in, so before you do that, Ms. Thomas, if you would have them sworn in, please?"

Dawn Thomas: "Ms. Curry, could you spell your last name for the record, please?"

Patti Curry: "C-U-R-R-Y."

Dawn Thomas: "Do you swear that the testimony you are about to give will be the truth, the whole truth, and nothing but the truth, so help you God?"

Patti Curry: "Yes, I do."

Suzanne Gallo: "I'm Suzanne Gallo. I also live on Old Farm Road."

Dawn Thomas: "Ms. Gallo, do you swear that the testimony you are about to give will be the truth, the whole truth, and nothing but the truth, so help you God?"

Suzanne Gallo: "I do."

Patti Curry: "We're not really sure- we weren't really sure

what this special permit was for. We're just concerned that we live in a neighborhood of 120 homes and we were concerned about a road being cut through to our development. There's no such road being cut through the cul-de-sac to- no? Okay."

Supervisor Kozakiewicz: "No plans to cut through your development."

Patti Curry: "That was our concern."

Supervisor Kozakiewicz: "No."

Suzanne Gallo: "And we're also concerned with how close it's going to come because we live right on the cul-de-sac at the end of Old Farm Road and originally the owner that sold the home to us, Al (inaudible) had told us that all that land next to us was agriculturally preserved and now we're being told that it's going to be built on. It was sold to, I believe, the golf course first which falls under the preservation and now it's been sold to Sunken Ponds from what I understand. So I'm, you know, I don't know- we were originally told that this land was preserved and now- "

Supervisor Kozakiewicz: "By somebody having purchased the development rights? Is that what you're suggesting?"

Suzanne Gallo: "I don't remember how it- "

Supervisor Kozakiewicz: "Because that was not the case obviously."

Suzanne Gallo: "I mean Al (inaudible) showed us the survey when we bought the land that it was- "

Supervisor Kozakiewicz: "It was Agricultural. It was in agricultural production but there had not been an acquisition of any development rights on that land."

Suzanne Gallo: "Okay. So if they build, how close would they be to our development? I mean would there be a buffer zone or- "

Councilman Kent: "Do we have the plan here on the wall?"

Supervisor Kozakiewicz: "The plan should have been placed on the wall so these issues could have been easily addressed. I know Mr. Cuddy can respond so if you have any other questions or issues, why

don't you ask and I'll have Mr. Cuddy respond to any other questions that you may have if you have those."

Suzanne Gallo: "Okay, yes. Really just- "

Supervisor Kozakiewicz: "Just those issues, the road cutting through and how close? Okay, okay. Mr. Cuddy?"

Charles Cuddy: "I'll respond in the microphone. As the Board knows, this was partly Agriculture and partly Residence C but there was never any development rights that were included with it. I can give them a copy of a map to show them, although it's a reduced map made by Young & Young, that shows the areas they may be concerned about. And I think in each case they'll see that there's a fairly sufficient buffer between any existing roads, the old Farm Road that they're concerned about, and the actual condominium units themselves. So I don't think that they're going to be on top of them if that's what they're concerned about."

Supervisor Kozakiewicz: "Okay, thank you. Why don't you- I was going to give him a few moments, just make sure if they have any other comments. Is there anybody else who would like to address the Board while they're engaging in the colloquy or dialogue on the side there? No? All right. Give them a moment."

Councilman Kent: "See if they have any other questions."

Supervisor Kozakiewicz: "Is there- Ms. Curry, Ms. Gallo, is there any other comments? Okay. So you have no objection to us closing the hearing and you can continue discussions outside. Would that be fine?"

Patti Curry: "Yes."

Supervisor Kozakiewicz: "Okay. Why don't I allow that."

Councilman Kent: "This is still subject to site plan approval."

Supervisor Kozakiewicz: "It's still subject to- yes, exactly. Okay. So since there's no other comments at this time, no other individuals who have indicated a desire to address the Board, I declare the public hearing closed, the time of 7:30 p.m."

Public Hearing closed: 7:30 p.m.

Public Hearing opened: 7:30 p.m.

Supervisor Kozakiewicz: "And the time still being 7:30 p.m., Barbara, would you please read the affidavits of publishing and posting concerning the public hearing scheduled for 7:25 p.m.?"

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on May 1, 2001, at 7:25 p.m. regarding the consideration of a local law to add Chapter 91 entitled Shopping Carts of the Riverhead Town Code."

Supervisor Kozakiewicz: "Dawn Thomas."

Dawn Thomas: "This- "

Supervisor Kozakiewicz: "Make sure you talk up so that the audience can hear you, Dawn."

Dawn Thomas: "This code amendment was suggested and drafted by the Code Revision Committee. They, I think, felt that this was important and necessary because there's been a problem with abandonment of shopping carts and- in the town, and we had until- unless something like this is adopted, we really don't have the ability to deal with that.

I think the bigger points of this proposed legislation are that it would not permit the abandonment of a shopping cart on a public place; it would not allow the removal of a shopping cart from a place where- from where it belongs to a place where it would be available to the public. It would not be legal to have a shopping cart belonging to a store on private property. And if left and recovered by the Town, the Town would be able to- the carts would be able to be auctioned by the Town or if not auctioned destroyed ultimately. So it would give us an opportunity and the ability to deal with some of the issues we've had with them in the past.

Anybody who was to be found guilty of a violation of this proposed legislation would be subject to a maximum fine of \$35 for a first offense and \$50 for a subsequent offense."

Supervisor Kozakiewicz: "This is something that's been an ongoing problem as pointed out by counsel. Presently we round up these carts; they go to our Highway Department or some other site with town property. The shopping centers are very happy that we recover them for them but the bottom line is they do sidetrack our employees from doing work they should otherwise be doing and we're not entitled to collect any fine or fees from this type of problem.

Is there anybody else who would like to address the Board with regard to this proposed legislation? Not seeing anybody wishing to speak on this particular public hearing, I declare the public hearing closed at the time of 7:32 p.m.

Public Hearing closed: 7:32 p.m.

Public Hearing opened: 7:32 p.m.

Supervisor Kozakiewicz: "The time still being 7:32, Barbara, would you please read the affidavits of publishing and posting for the 7:30 p.m.?"

Barbara Grattan: "Yup."

Supervisor Kozakiewicz: "7:30 p.m. Thank you."

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, on May 1, 2001, at 7:30 p.m. regarding the consideration of a local law to amend Chapter 108 of the Riverhead Town Code, Section 108-131. Application procedure; fees."

Supervisor Kozakiewicz: "Yeah, this is something that recently came out of the reestablishment of our handicap committee. As a result of that group being reestablished and reconvening, one of the things that they saw as a shortcoming in the process with regard to site plan review is that individuals not handicapped, not suffering an infliction or not having to deal with every day life from a wheelchair, were often either unsympathetic or uncognizant- not cognizant of some of the things that they have to deal with on a daily basis.

As a result, it was that committee's desire and belief that they should have an opportunity to also see site plans that are being

submitted to the town. This code revision is adding an additional section or an additional provision such that one more copy of the site plan will be submitted to the town and that copy would be distributed to the handicap committee for their comments and their review on a building that's been designed.

That's the purpose of this particular hearing, to add that additional language to Chapter 108 of the zoning ordinance."

Anybody who would wish to address the Board with regards to this proposed amendment? Steve Haizlip."

Steve Haizlip: "Steve Haizlip of Calverton. The particular item that I would like to address is you go into these parking lots and the diagonal stripe area which is put there for van handicap chair-- people in wheelchairs, they've got cars parked in there. I think that some of the public is not cognizant of the fact that that's what it's there for and they just pull up and park in it and if a van does come when a car pulls out, you can't lower the gate and get them out. So I hope you've got this covered in the proposed legislation."

Supervisor Kozakiewicz: "Well, this is really- this legislation is more now. This legislation is requiring that one more copy of site plans be provided to the town, an additional copy, so that that copy, that additional copy, can go to the handicap committee.

However, that issue is one that I believe Councilman Densieski wants to take a crack at since- "

Councilman Densieski: "Yes, as the liaison for the Handicap Committee, I could probably answer that. We have just met with Capt. Hegermiller from the Riverhead Police Department and we are going to be working with the Justice Court to find out how many handicap summonses the town has given out. It is a very low number. We're going to be getting a report every month and we're going to increase that number to really police the parking and handicapped area.

You said earlier that you think that some people aren't aware of that blue area that, you know, they just-- "

Steve Haizlip: "Well, they must not be cognizant that that's put there for a handicapped van."

Councilman Densieski: "I don't think there's anybody in the world that doesn't know that that blue is for handicapped. I think

they're just too lazy to walk the extra couple spaces. It's an international color; it's an international code."

Supervisor Kozakiewicz: "Tell us what you think- "

Steve Haizlip: "Hey, Eddie can I speak the way I feel?"

Councilman Densieski: "We're on top of it."

Steve Haizlip: "You know, you say you don't think they're cognizant. If they was cognizant, they wouldn't go in there. At least that's the way I look at it."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address the Board on that code revision? Seeing nobody, the time being 7:37, I declare the public hearing closed."

Public Hearing closed: 7:37 p.m.

Public Hearing opened: 7:37 p.m.

Supervisor Kozakiewicz: "And the time still being 7:37, Barbara, would you read the affidavits of publishing and posting for the last public hearing which was scheduled for 7:35 p.m.?"

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on May 1, 2001 at 7:35 p.m. regarding the consideration of a local law to amend Chapter 108 entitled Zoning of the Town Code, Section 108-44.7 Accessory uses."

Supervisor Kozakiewicz: "Would you like to take a shot at this one, Dawn, and then if you wish I could also add to it?"

Dawn Thomas: "I don't know if any of you recall several weeks ago we had a public hearing which proposed an amendment to Chapter 108 which was simply Section 108-44.7. I'm sorry, 108-44 which would have allowed as a permitted use a movie theater in a- in the factory outlet- "

Supervisor Kozakiewicz: "Manufacturer's- specifically, this was the public hearing we had approximately a month ago, two meetings back I believe it was, which dealt with a proposed amendment to Chapter 108

to allow as a permitted use indoor theater and specifically the project that would come to mind would be Tanger. However, it was being applied to the entire code which is the Manufacturer's Outlet Business F.

We called the public hearing prior to receiving the resolution and a report back from the Planning Board. The Planning Board report which came subsequent to our affidavit- I mean our resolution calling for a public hearing, suggested that rather than deal with this as a permitted use, the proper way or the better way to address it would be as an accessory use.

After due consideration, we had reconsidered republishing it and, in fact, that's what today's public hearing is, to once again hear this particular proposal now as an accessory use proposal in the Business F or Manufacturer's Overlay Zoning District context.

That's the proposal. We've seen this one twice already and, hopefully, we've got it right. Anybody who would like to address the Board? Eve Kaplan."

Eve Kaplan: "Eve Kaplan from the North Fork Environmental Council. I also spoke at the last public hearing which I guess turned out not to be on the movie theater as an accessory use which is what I thought it was at the time, so I'll restate my comments.

Mostly to the effect that I think the fact that the Town Board is, you know, we hope that the Town Board will look at this in the scope of planning for Riverhead and we'd like to see some leadership on planning. We're looking at a master plan; you're looking at spending \$4 million dollars to revitalize your downtown theater, and basically what we see here is that Tanger proposed yet another use and the Town Board says what developers want, developers get. Thank you."

Supervisor Kozakiewicz: "Thank you. Anybody else? Steve Haizlip."

Steve Haizlip: "Steve Haizlip of Calverton. You know, ever since I heard Rick Hanley stand up here and talk about overlay, this word overlay slays me, I don't know what they're talking about. It seems like to me what you're saying is you can put in an antique store but then you can go along and put in a grocery store with it. And that would be the overlay. I just can't comprehend this word overlay. I'd like to get a little explanation."

Supervisor Kozakiewicz: "I'm not sure if I'm going to be able to really hit it on the head, so I'm going to take a rough, rough guess or synopsis of what I believe an overlay to be.

An overlay district is almost as if you wish a floating district over the entire map. Assuming it fits all the criteria spelled out in the particular zoning district, an applicant or a parcel owner can say while my property is presently zoned Industrial A let's say for example since we're talking about the Business F Manufacturer's Overlay District, since I meet the criteria as far as the size of my property, the total number of acreage, what I would like the Board to do is consider applying the Business F Zoning District text and the zoning restrictions to my parcel. And then the Board has the ability to say that's being done in conjunction with or to the exclusion meaning the preexisting zoning is no longer in place.

So what happens is they get the new Overlay District legislation applied to their property. That's the pretext or the context in which the Overlay District works. I think. Am I somewhat close to getting it right, Rick? All right, thank you."

Steve Haizlip: "Well, I'll see if I can dream on it, maybe make sense of it."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address the Board? Not seeing anybody at this time, I declare the public hearing closed, the time being 7:43."

Public Hearing closed: 7:43 p.m.

Supervisor Kozakiewicz: "There was one matter which I didn't mention earlier and I'm going to try and mention it as much as possible over the next couple meetings. We do have another STOP collection date. That STOP collection date is scheduled for June 30th at the Youngs Avenue landfill site. It will be done from 8:00 a.m. to 3:00 p.m. This is for residents who are now doing housecleaning, sprucing up the yard, to bring to that facility items such as adhesives, alcohol, antifreeze, aerosol, paint solvents, degreasers, herbicides, photochemicals, etc. I'm going to try and mention this as much as possible so that if you have any of these particular type of STOP pollutants at your home, you know to bring them to the land fill on June 30th, that's June 30th, Saturday, 8 a.m. to 3 p.m.

Since we're done with the public hearing time period, I have some cards that have been handed up, we can go to the open period of comment. As noted on the sign on the wall, we do ask that the speakers observe a five minute rule. I also would ask that the audience be courteous of all speakers so that we can get through the five minute period with the least interruption as possible so that we can conduct business tonight.

Barbara, have you shuffled them?"

Barbara Grattan: "I shuffled them- "

Supervisor Kozakiewicz: "There was a Mr. Rehm who wanted to speak on the Reliance Leasing application. Understand that was adjourned but you can still speak on it if you wish tonight."

Lawrence Rehm: "Yes, Lawrence Rehm, Youngs Avenue, Calverton. Why was it adjourned?"

Supervisor Kozakiewicz: "The attorney for the applicant wanted to address some issues, specifically dealing with the SEQOR record that's been provided to date. There's been an expanded EIF which was provided by the applicant to deal with the proposal as far as a change of zone and what type of operation they would be bringing to the property.

There were some issues raised by an adjoining property owner namely Warner Nursery with respect to the application and Mr. Warner's counsel came to the town, there was a meeting between their attorney and the attorney for the applicant and I believe the end result is that they feel they need to address some issues in the SEQOR analysis, in the environmental review, that were not properly addressed.

So rather than have some deficiencies or concerns with the SEQOR record, the environmental quality review record (inaudible), he's asked for it to be adjourned in order to provide that additional data and at that point in time we will re-notice this particular public hearing or public hearings as the case may be, since there's two."

Lawrence Rehm: "Do you know what this gentleman is asking for to be done down there?"

Supervisor Kozakiewicz: "He's looking to establish a chipping operation and an outdoor storage of wood chips and similar products. You're talking about the Crown- or the Reliance Leasing operation.

Yes."

Lawrence Rehm: "Yeah. Are they both the same?"

Supervisor Kozakiewicz: "Yes."

Lawrence Rehm: "They'll be using two different names?"

Supervisor Kozakiewicz: "That's- it's the same person. I guess the leasing corp. is another company that they own, but they are- it is the Crown operation."

Lawrence Rehm: "When he bermed that property up, I inquired with the Building Department and at that time he said he was not going to build on that property. Is that where he intends- "

Supervisor Kozakiewicz: "He's not building any structures on that property. There's not going to be any additional structures. There will be a outdoor processing that will be done on it."

Lawrence Rehm: "At the time, the Building Department said he wasn't going to do anything. He was just berming up the property so the garbage wouldn't blow across Youngs Avenue. Now all of a sudden, he's going to expand down at that end of Youngs Avenue."

Supervisor Kozakiewicz: "He's going to ask for a special permit to conduct that operation as well as a change of zone proposal that's before us."

Lawrence Rehm: "That right now is Agricultural, correct, in that area?"

Supervisor Kozakiewicz: "The zoning on that parcel, I believe is Ag A. That's correct."

Lawrence Rehm: "I believe I read a couple weeks ago that there was housing going up across the street next to the landfill. Is that still- "

Supervisor Kozakiewicz: "There is a proposal that's come in for a subdivision, yes."

Lawrence Rehm: "Do you know who would want to buy a house looking across to that?"

Supervisor Kozakiewicz: "I don't."

Lawrence Rehm: "To expand this total operation, I am totally against it."

Supervisor Kozakiewicz: "Okay."

Lawrence Rehm: "I live on the other end of Youngs Avenue."

Supervisor Kozakiewicz: "As I indicated, this- this is not the public hearing."

Lawrence Rehm: "Right."

Supervisor Kozakiewicz: "So these comments are not being made part of the record with regard to that application so when that public hearing is called again, at that point in time, obviously you'll need to be here again to put your comments on the record so that they are duly noted."

Lawrence Rehm: "Okay."

Supervisor Kozakiewicz: "All right?"

Lawrence Rehm: "Do we know when it will be or- "

Supervisor Kozakiewicz: "No. Because as I said there's additional information data that they need to provide that will need to be analyzed for completeness and at that point in time it will then be re-notice for the public hearing. So I couldn't tell you whether it will be a month, two months, six months."

Lawrence Rehm: "Okay."

Supervisor Kozakiewicz: "Okay?"

Councilman Densieski: "Mr. Supervisor, I believe he could probably put his feelings into writing if you would accept written comment also if he doesn't wish to come back."

Supervisor Kozakiewicz: "He could send them to the Clerk and make them part of the file, sure."

Councilman Densieski: "If he didn't want to come back."

Supervisor Kozakiewicz: "In order to do it orally, he's got to come back during the public hearing."

Lawrence Rehm: "Thank you."

Supervisor Kozakiewicz: "Vince Tria. No? Richard Amper."

Richard Amper: "My name is Richard Amper. I'm the Executive Director of the Long Island Pine Barrens Society. We're based on Long Island at 547 East Main Street in Riverhead."

Overdevelopment is out of control on eastern Long Island and the place where it's most out of control is Riverhead, New York. Applications for thousands of units of residential development are accumulating in Riverhead's Planning Department. This means thousands of additional students in Riverhead's schools, skyrocketing taxes, congested highways, threats to clean air and clean water, and the loss of quality of life.

Proposals for development at the former Grumman leased US Navy facility at Calverton languished some six years after environmentalists agreed with Riverhead and town officials on the redevelopment of this site. Then as now the public rejects aviation and other groundwater polluting activities but still town officials are hurting our chances for clean high paying jobs and good taxpaying money for Riverhead and there isn't even a viable aviation alternative in sight.

Town officials have told us that they cannot identify what is being proposed for development in Riverhead's State designated special groundwater protection area or in critical environmental areas. In response to materials sought under the State Freedom of Information Act, Riverhead admits it knows only development projects not environmental protection.

Riverhead has no operational land preservation process at present. More than a million dollars in taxpayers money sits unused from an earlier bond act; more than a million dollars more sits unused in the community preservation fund supported by the public, the voters of Riverhead.

While neighboring towns are leveraging county and state monies with local dollars, Riverhead is rolling out the welcome mat for big buck developers at an enormous threat to the economy, the environment, and the quality of life at the east end.

On April 20th, the Pine Barrens Society and other environmental and civic groups brought out a new initiative itself. It's called appropriately enough is enough. It identifies the top 10 targets for preservation in Riverhead and other towns, the steps that must be taken to get the job of preservation done that the voters have repeatedly supported.

In front of you and on individual forms supplied you is the list of priorities for acquisition in Riverhead. I think we should set about getting them.

First, Riverhead must hire a community preservation fund coordinator, someone who will shape a preservation plan. Rick Hanley is not the man for the job. He's too busy processing development applications. Next, Riverhead must use the State revolving fund through New York State Environmental Facilities Corporation to obtain all of the dollars available to buy targeted open space and farmland development rights. Suffolk County has now agreed that it can borrow against anticipated revenues. Riverhead should do the same.

Third, working with Suffolk County Legislator Michael Carraciola, State Assemblywoman Pat Acampora, and State Senator Ken LaValle, Riverhead must leverage state and country dollars through creative partnerships using Riverhead's own resources. It is insufficient for Supervisor Kozakiewicz to say Riverhead cannot afford open space preservation. Its residents cannot afford not to do it. Southold and Shelter Island are doing it. Like so much else, Riverhead's politicians simply are not doing the job.

And we must ignore the red herring represented by affordable housing. Any affordable housing that will allow seniors or young people to purchase houses in Riverhead for \$100,000 are fine by us. Let's not pretend that open space preservation is what is keeping us from doing affordable housing. It's over development too.

Fourth, it's time for the Riverhead Town Board to accept the appropriate offers for redevelopment of the Calverton property consistent with the reuse plan that everybody has agreed to. This will provide much needed revenue to prevent the bankrupting of this town on the face of proposed development while it simultaneously increases the community preservation fund revenues needed for drinking water protection and open space preservation.

Fifth, the proposal for a six month moratorium is well intentioned, but inadequate. A full year time out for the completion

of the town master plan update is just commonsense. Of course, Riverhead should grant no zone changes until that process is concluded.

Sixth, upzoning of the sort recently proposed in Southold makes eminently good sense here. Of course, the equity and economic interest of the farmer must be protected. But once the farmer turns developer, the citizenry and its representatives in government have no further obligation to help. This is another strong argument for purchasing development rights. It will distinguish the real farmer from the closet real estate developer.

In short, we have identified what needs to be protected and we have the resources and the procedures for preservation. Just because Riverhead hasn't done the job up to this point doesn't mean it can't do it. The town government's first report card will be issued June 30th. Anything above an F would be a step in the right direction.

Make no mistake about it. This is Riverhead's last chance. We can't wait another year. We can't wait another day. So the preservation of Long Island's most important remaining open spaces should start right now. The choice is clear; the choice is now. Either we're going to preserve as many of Long Island's special places as we can or we're going to have to explain to our grandchildren why we didn't do that.

Before it's too late, we must believe once more that together we can protect a supply of pure fresh drinking water for tomorrow while we preserve the last vestiges of our precious natural heritage from yesterday. I hope that Riverhead is about to embark on a new successful preservation effort. If and when it does, the Pine Barrens Society and the rest of the environmental community will be more than supportive."

Supervisor Kozakiewicz: "I have one question which I have to ask. You made some comment about farmers being developers. Have you ever farmed, Mr. Amper?"

Richard Amper: "I never have."

Supervisor Kozakiewicz: "So you have never toiled the soil? You've never gotten up at 6:00 in the morning to work the field all day long, have you?"

Richard Amper: "No, sir, but I want to say- "

Supervisor Kozakiewicz: "So for you to say that they're developers- "

Richard Amper: "No, sir. No. I want to answer the question. As long as you raise it, I'm going to answer it. There are very- "

Supervisor Kozakiewicz: "I've asked a simple question. The question is were you ever a farmer? Have you ever farmed?"

Richard Amper: "And the answer is no, but we have been more supportive- "

Supervisor Kozakiewicz: "Thank you. That's it."

Richard Amper: "-- of farming in Riverhead than this Town Board has been."

Supervisor Kozakiewicz: "You have responded. Thank you."

Richard Amper: "I haven't responded and I'm not quite complete."

Supervisor Kozakiewicz: "Thank you. I asked for a yes or no."

Richard Amper: "I'm sure you protect farmers and farmland- "

Supervisor Kozakiewicz: "Believe me, that's who I want to protect."

Richard Amper: "You cannot do the bidding of developers pretending you are protecting farmers. We're for the farmers; we're against the developers, join us."

Supervisor Kozakiewicz: "Thank you."

Councilman Densieski: "And the campaign begins."

Supervisor Kozakiewicz: "Steve Haizlip."

Steve Haizlip: "Steve Haizlip of Calverton. Resolution 464, Town Hall reconstruction and improvement. What's wrong with this place? I thought it was in pretty good shape. Jim Stark had a nice roof put on- "

Supervisor Kozakiewicz: "This is part of an old bond and what

we're doing is the tiles around the hallway are starting to experience some problems and we're going to replace the tiles plus make them non-stick so that the individuals will not fall. This is part of a bond resolution that was approved already. That's what this particular resolution is for."

Steve Haizlip: "All right."

Supervisor Kozakiewicz: "This was done two or three years ago. Maybe longer."

Steve Haizlip: "In other words, you've had the money for all that time but only publishing it, we're doing it now. On- "

Supervisor Kozakiewicz: "It's a budget adoption."

Steve Haizlip: "On Community Development Agency, Calverton, budget adjustment. Again, is this inside the Grumman compound or the Navy Grumman compound?"

Councilman Lull: "What number, Steve?"

Supervisor Kozakiewicz: "This is with regard to- let me just make sure- I believe, yes, it is."

Steve Haizlip: "All right."

Supervisor Kozakiewicz: "Yes."

Steve Haizlip: "All right."

Supervisor Kozakiewicz: "This is 467, you're talking about?"

Steve Haizlip: "That's the one."

Supervisor Kozakiewicz: "Yes, okay."

Steve Haizlip: "I got back a letter from the Transportation Department from Hauppauge regarding Edwards Avenue and Route 25, trying to get those turn radius improved where the poles are right on the corner and trucks have a little difficulty getting around them. Well, I'll tell you what the letter said in essence. It said go to hell. We are not doing it, we don't have money. That was that."

Now, about 4:30 today, I remembered to call up the Suffolk County

Public Works Commission and since the time I get around to getting to the phone it was about 20 minutes to five, and all I got was I'm not at my desk right now or I'm on the telephone. Well, I know what that means, beeline to the car.

Now, you know, it seems like that public officials such as Janet Reno and Clinton, they could all go to work and eliminate people or kill them off which Reno did- helped to do in Waco. Now, reading in the Suffolk Life column where it was disclosed that Richard Kessel went and violated the home energy fairness law in cutting a fellow's power off in Lindenhurst. And consequently since he cut his power off he had no power to run his heater and he tried to rig up a gas line and he burned the house down and killed himself. So you get a letter from him and he goes on to escape the law by saying well, that was passed by the legislature but put in place by the PSC to enforce it and (inaudible). Well, I don't see how he can exempt from it because if the state law passed it, said no power would be cut off from an individual home in the winter then to me he's guilty of aggravated death.

So then I had to touch base with Senator LaValle. So Senator LaValle, he answers back and he says oh, well, since he knew what the section of the newspaper article was, he answers back and says, oh, you know anybody in my area this happened to, please let me know. That was his escape. All right, Bob, that's enough."

Supervisor Kozakiewicz: "Thank you. Sandra- Victor."

Victor Prusinowski: "Vic Prusinowski, Elton Street. Bob, like you, I was growing up as a farm family. I worked for the first 27 years of my life on a farm. I know the economic hardships, I know the toil. I know what it is to get up at 5:00 in the morning. I know the difference between a real farmer and a country farmer. I also knew with my involvement in town government for over 16 years on the Town Board; 25 years in politics, 10 years on the Suffolk County Farmland Preservation Program, that there's a difference in preserving open space and preserving agriculture.

The environmentalists who claim that they want to save agriculture are way off base. They have no idea what they're talking about. Preserving agriculture in Riverhead is an international, federal and state issue, county to some degree. All the Town of Riverhead can do is preserve the open space. There was no question when the Farmland Preservation Program was started, and I was on the original committee and served with Sid- I can't remember Glassman, I

believe his name was, and John Kline, Peter Cohalan appointed me to that committee, our goal was to preserve open space.

Now, the open space that was preserved in the farmland did two things. It gave the opportunity for people in active agricultural production to preserve their livelihood, economically and the fact of the availability of the land. The second thing it did was it would help preserve the tax base because as residential development grew in the Town of Riverhead, that had an extreme impact on our taxes through the school taxes, because as the homes were cropping up in the open farm fields, that had an adverse impact on our school taxes.

So in a sense when we had the upzoning wars of the '80's and Rob is here in the back and I don't know if Bill Talmage is here, we always agreed on one thing. Less residential development.

I saw that list they had in the paper. It has nothing to do with preserving agriculture. That has to do with an agenda of the environmentalists. Some of it I agree with; some of it I think ridiculous. What we have to do is use the preservation money wisely, take the money, buy contiguous parcels with the open space that's already out in the farm fields to increase the open vistas and preserve the tax base. And if the farmers or the people that are in agricultural production because it's not only farmers, it's the wineries, the horticulture and other industries, that land will be available to them. But to get up here and say that you're not doing your job preserving agriculture is a farce.

Also I applaud your efforts by combining the town 2% tax with the farmland preservation money because the biggest beef that I had when I left the committee and when I was on the Town Board was the two appraisals as you know that is to gauge what the farmers are offered was out of whack. Because what happened was when we talked about this 15 years ago, the open space vistas with one house with 50 acres, the value would be skewed because the Agricultural Markets Law said you had to pay the farmers what the land is worth in agricultural production only and then what it's worth in development. You subtract the two and that's the fair market value you're supposed to pay the farmers.

But when an open 100 acres like in Calverton is bought for a horse farm or just a house with 100 acres for \$2 million dollars, not \$2 million but for \$15,000 an acre and the appraisers use that as the bottom line for agricultural production and they offer the farmers squat, when the farmer knows that on the south fork they're getting a

hundred times that and even on the north fork, hey, Bob, you know it, and your family. When you owe money to the federal land bank and you owe money to the banks and you are having a hard time, you work for 50 years. The land is the only asset you have in the bank for your family. And so when you're offered 50% what you can get on the open value, you're very reluctant to sell.

So recently when I saw you made up the difference between, I think the unjust appraisals from the county and for the 2% tax, I think you're doing a good job. Now in that respect, you're helping people that might want to stay in agricultural production.

The other theory I always had was on all these other preservation things, people that are still left, the 15 or the 20 farmers that are still left in the town- "

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

Victor Prusinowski: "Okay, I'm done. The 15 or 20 farmers that are left in the town that are actually engaged in agricultural production should get first priority. But I just want to say that what he said previously, and by the way, I voted for upzoning, moratoriums, the greatest preservation act in the history of the world which was the Pine Barrens Act. I'm pretty qualified to get up here and speak on this. You should not be accused, all of you, of not doing your job for farmland preservation. It's open space and not the other. Thank you."

Supervisor Kozakiewicz: "Thank you. Sandra Mott."

Sandra Mott: "Good evening, Sandra Mott, Calverton, Town of Riverhead. I'm back again asking the status of the no dumping of animal signs in the township. This started September 28th of the year 2000, that was seven months ago. After one, two, three, four, five-seven phone calls I was advised the materials are finally in. I've seen signs all over the town for various bumps, curves, hidden entries, and so on and so forth. Can we please get these signs up? Because animals are being dumped again in our community and we do not have facilities to take in the amount of innocent domestic animals that need to be housed. When are these signs going to be put up?"

Supervisor Kozakiewicz: "I don't know that the answer. I'll ask Mark. Do you know the answer?"

Councilman Lull: "I'll call him again. I talked to him last

week."

Sandra Mott: "I called last week on the 16th- "

Supervisor Kozakiewicz: "You spoke to Mark?"

Sandra Mott: "I spoke to Donna."

Supervisor Kozakiewicz: "Okay."

Sandra Mott: "So if you could do that?"

Supervisor Kozakiewicz: "Okay."

Sandra Mott: "Thank you. As to the survey that I asked for. I put in my FOIL request. I received the fact that you did receive it and you were going to process it. Then I got a lovely letter telling me it would be \$10 for me to look at the damn thing. As far as I'm concerned- "

Supervisor Kozakiewicz: "You just want to look at it?"

Sandra Mott: "That's all I- "

Supervisor Kozakiewicz: "Because you put down copy, I think, on the- "

Sandra Mott: "No, I did not. I said do not copy on it. I'm not paying \$10 to look at something. I just want to have peace of mind to know that if property is not available, then someone is going to have to look elsewhere for a new piece of property. But I'm going to get to that point; it might be a moot point.

As to the pet finder business, I found out that that was a press release given by the town that was in the Traveler Watchman several issues ago in regard to the fact that this was up and running so that people would know that the animals were there. The only thing that's on there are the North Fork Animal Welfare and Southold township animals, Kent's animals, RSVP. What's the story on pet finder? It's not up; it's not on; it's not running, no one knows what's going on with it. I'd like- I would like an answer because if that's what you're relying on, it's not going to help adopt the animals- "

Supervisor Kozakiewicz: "Provide me a telephone number and I will call you back because I don't know."

Sandra Mott: "I'll give you a buzz- I'll be here Tuesday-Thursday or Friday morning."

Supervisor Kozakiewicz: "Fine."

Sandra Mott: "Thank you. Suffolk Life- Victor was just up here- "

Councilman Lull: "Excuse me."

Sandra Mott: "Yes."

Councilman Lull: "Sorry. Sandra, by the way, after you mentioned that last time, I tried to find it, too. I had been told it was there. I didn't find it either. I agree with you. But since that last discussion, we have begun the project with Suffolk Life, as you know- "

Sandra Mott: "Yes, I know- I was just going to mention that."

Councilman Lull: "-- a member of the town goes to photograph and it's done regularly."

Sandra Mott: "Victor, who I ran- I was advised offered his assistance in doing the advertising in Suffolk Life similar to what they do in the Southampton papers, was told that the your computer systems are not compatible for the digital cameras. Has that been straightened out? Wonderful. Okay. So maybe the animals can be adopted."

As to the adopt-a-thon that was held several weekends ago, the new Riverhead Animal Hospital, the town's animals were not there on the first day because of lack of staff. They were brought Sunday morning and left at the animal hospital unattended. Gillian Wood of the North Fork Animal Welfare League who I spoke to to tell her thank you for participating, I'm glad that you are, prior to, offered to babysit the dogs of the town's pound but they were not brought down. This is a freebie. Twenty-six or more animals were adopted during that process. Is there a reason no staff person was available to accommodate that?"

Supervisor Kozakiewicz: "There was a reason but I can't discuss it in this forum."

Sandra Mott: "Oh, well I- "

Supervisor Kozakiewicz: "I can't discuss this in this forum."

Councilman Lull: "I can tell you, Sandra, that there were a couple of our animals adopted at that adopt-a-thon- "

Sandra Mott: "Good."

Councilman Lull: "Thanks to somebody else who sat with them."

Sandra Mott: "That's right. But Gillian- "

Councilman Lull: "But Bob is right. We can't answer that question."

Sandra Mott: "Well, the point in fact is those kinds of things need to be attended to by the town. It's in the town, it was a mile and a half down- "

Supervisor Kozakiewicz: "This was something that came up at the eleventh hour, totally unsuspected and it's not something I have the wherewithal to discuss publicly- "

Sandra Mott: "Well, I don't want you to discuss what you can't discuss."

Supervisor Kozakiewicz: "I can't."

Sandra Mott: "But the point in fact is in the future, because I called up Joey, I asked him were we participating."

Supervisor Kozakiewicz: "This was something that we were aware of, this was something we anticipated participating in and then something that, as I said, totally out of the blue came from the sidelines and caused us to be unavailable that weekend. And I wish I could say more but there are reasons I can't."

Sandra Mott: "Fine. All right. What else? In regard to this new Riverhead Animal Hospital, you might be able to eliminate the whole process of a new facility, new building, new land, building, staffing, professional services by contracting out with these two new vets. I would really, strongly recommend contacting them. I've asked them to contact you but with their opening ceremonies and so on, they couldn't. I understand you were invited but no one attended."

Councilman Lull: "That is not true. I was there. I spent

quite a bit of time with Dr. Cohen."

Sandra Mott: "Oh good, excellent."

Councilman Lull: "I have talked to the other vet on the phone."

Sandra Mott: "Well, they don't know who you are. I do."

Councilman Lull: "I talked to him on the phone several times- "

Sandra Mott: "Good."

Councilman Lull: "-- apropos of a specific animal, but we will- "

Sandra Mott: "Could that be a consideration?"

Councilman Lull: "We will talk."

Sandra Mott: "Because quite frankly it would solve a lot of issues quickly and yeah, yeah, the five minutes are trotting by, but that's life. My feeling is, you know, the long and the short of it is, the irony of it is you're talking about worrying about shopping carts and I've been spending four years trying to save the living, breathing animals- "

Supervisor Kozakiewicz: "There's a few more things than shopping carts going on."

Sandra Mott: "Yeah, it's not funny. You know- "

Supervisor Kozakiewicz: "No, I mean there's a lot more. I'm not meaning to make it funny. There's a lot of things that are going on, Sandra, and that's unfair."

Sandra Mott: "Yeah, I know. You know, Bob, every time you want to put someone down or- "

Supervisor Kozakiewicz: "No."

Sandra Mott: "I'm not worried about that. Everything is unfair."

Supervisor Kozakiewicz: "I'm not putting you down."

Sandra Mott: "Nothing is unfair- but don't worry about it, I don't take it as such."

Supervisor Kozakiewicz: "Fine."

Sandra Mott: "I have a very strong ego."

Supervisor Kozakiewicz: "Thank you. Thank you."

Sandra Mott: "Believe me."

Supervisor Kozakiewicz: "Thank you."

Sandra Mott: "So it isn't funny, it isn't chuckling."

Supervisor Kozakiewicz: "I'm not chuckling. Sum up."

Sandra Mott: "You should spend more attention to what people are saying up here than that clock. I asked you to get a little timer for Mrs. Grattan so she could ring it and everyone is equally treated. That would be the fair way. And on May 1st, Workers Liberation Day- "

Supervisor Kozakiewicz: "We may do that- we may do that and also have a device that turns off the mike."

Sandra Mott: "I think that's an excellent idea. I know you've said that before. Well, we'll be turning off a lot of other things come November, believe me."

Supervisor Kozakiewicz: "Thank you. Thank you. Augusta Field."

Augusta Field: "Augusta Field, Riverhead, New York, Roanoke Avenue. Bob and everyone on the Board, as you know for the last two and a half years I have been the coordinator of Riverhead Vision 20/20 where we've held a number of small community forums to talk about growth in the community.

We've talked about what people really want to see in this town and these community forums with eight to fifteen people in them meeting once a week for four weeks at a time. We've had about 200 people come to these meetings and (inaudible) to a person, each person who participated in this community forums said how excited they were with the concept of bringing able to bring back the Suffolk Theater to the point where they would actually volunteer to come down and give

sweat equity to be able to rebuild the inside of this theater so that we could have this beautiful art deco building back as part of our Main Street to bring business back downtown.

I am truly here to voiced their opinion and mine to please authorize the issuance of this bond serial for the Suffolk Theater. Thank you very much."

Supervisor Kozakiewicz: "Thank you. Bob Wieboldt."

Bob Wieboldt: "I'm Bob Wieboldt from the Long Island Builders Institute. I was here today just as an observer and I'm on my way home and normally I catch you guys on television but I could not help but respond to some of the environmental extremism that was brought forth by Richard Amper.

That list had 2,000 acres on it, probably a commitment of \$100 million dollars in town resources. To take that at face value I think would be dangerous. I think the town is in the process of working on a comprehensive plan that is not an agricultural report. It's got to grapple with many issues. We've heard a lot of things about a pending moratorium and you'll hear from us I think at some length if that comes to public hearing.

But I'd like to say that development and preservation are not incompatible. You can build and save land at the same time. There are those, no one in my industry is saying let's pave Riverhead. There are folks on the other side that say let's buy all the open land in Riverhead, however, to prevent it from being developed. And that's one extreme here and another there but in between there's so much that can be done and is being done all over the country in terms of trying to save things.

Richard tonight proposed a moratorium of at least a year which would correct- three years? Okay. I- my basic point is he's proposed a moratorium on all development. He's proposed upzoning your farms to five acres. Our experience nationwide is that when you go to five acre zoning on farms you lose them five times as fast as you would under one acre and, you know, it's simply not going to work very well.

The other issue we have is if you are trying to promote open space and your planning consultant came back with an agricultural preservation plan very similar to Southampton's which is under fire now, we're trying to save farmland by saving 80% of every piece. What you get then is a landscape of houses eventually. That's an odd

landscape but you don't get farms out of it.

I think the issue might be to try to save 80% of your remaining farms and your current views by allowing development of some of it. The issues are though that the town is not an easy place to build in. I mean if you hear what I hear from builders about how long they're in the planning process and how many years it takes to get from sketch plat to preliminary plat, I think you'd understand that the town is doing a- I won't say it's a good job from our point of view, but it's a responsible job and it's at the same time trying to find a vision for the town.

The key thing is you have to look at issues of affordable housing, seniors, the kind of resort destination that Riverhead could really become with the number of plans that are on the table right now and it's all part of a fairly complex and important move. The idea of going out and buying parcels because Richard Amper says we ought to spend money on those is to me absurd and on the surface. You've got to look at each one and look at how they fit within the context of your overall planning.

So at this point the development industry is happy to work with the town and we would like to put some input into our- into your deliberations at various points. We do believe that it is possible through preservation and clustering and we are working right now with Southampton on what we think is a really good transfer of development rights program that they have the potential to do some interesting things with farmland there and we're going to be working with Southold also.

I think the real issue is that this is a complex matter and let's not just say stop developers. Developers locate on the map sometimes on their own land development that's a necessary societal need. And when we talk about spending a hundred million dollars on a handful of parcels, let's look at what a hundred million dollars could buy in terms of other things, like preserving farmland that isn't on that list.

For the kind of dollars Richard is going around Suffolk County talking about buying pieces with, we could provide every kid in the county with a personal computer in his high school. We could do things about senior citizens prescription drugs. We've got to look at human needs and family needs as well as environmental needs and environmental extremism by itself is not an answer. Thank you."

Supervisor Kozakiewicz: "Brad Berthold. Is it Bertholdt?"

Brad Berthold: "Berthold, I'm from Northville. I just want to comment on Mr. Amper's presentation which I thought was very interesting. I think we've got to get away from the rhetoric- it's us against them, the farmers against preservationists. That's not what this is all about. Several experts have opined that we'll be built out here in 10 to 20 years. There will probably be very few farmers then. A hundred years ago, maybe 50% of the population of Riverhead was engaged directly in agriculture. Now there are 15 to 20 farmers we just heard left actively farming. What's going to be the case 20 years from now, 50 years from now, 75 years from now? That's what we're looking at with these preservation programs.

I note that from what I can remember four or five at least of the projects that were proposed by Mr. Amper are not farmland preservation. To date most of the monies that have been spent on farmland preservation, I don't think that's going to work and save the farmers in 20 years or 50 years or 100 years. Most of these things that were proposed by him are the Northville long swamp (phonetic), Saw Mill Creek, the Peconic Greenbelt, the Hubbard property haven't been farmed in years. He's not looking to preserve them to preserve farming, it's to preserve open space, wooded areas in Riverhead for our future. And I don't think he's looking for the town to spend a hundred million dollars. It's obviously not the case. He's looking for the town to leverage the monies that we do have to preserve these properties for the long haul. That's the view we ought to be taking.

And the retrospect that it's the farmers against the preservationists and extremists and it's just not going to work. We have to get together- I think we should also take a regional approach. We're looking at Southold town that's facing similar problems. Their biggest worry is they don't want to turn into a Riverhead town. So regardless of how you think the town is doing or how the development project has been going is looked upon by surrounding areas as a bad example because the land is cheap here, the developers are proposing many more housing projects here because the land is available and it's not available in the Southampton town or East Hampton town or even Southold town now. They also worry that if they go to five acre zoning regardless of the merits of that in Southold town, it's going to put more pressure on the land in Riverhead town which we can ill afford.

So I think these points that Mr. Amper makes are well taken because they're not looking at preserving farmland forever. These are

other projects aside from farmland that I think would fit well into a master plan, into a recreational plan in the town and into a design of how we want to live here in 50 or 100 years. I dare say our generation's children are probably not going to be farmers and if you look at the age of the active farmers now, they're well up into their 60's and even 70's in many cases. And for various reasons, their children are not going to be able to- "

Supervisor Kozakiewicz: "That's not true. That is not true."

Brad Berthold: "Okay. All right. Okay. Anyway, the point I'm trying to make is- "

Supervisor Kozakiewicz: "And I know many active farmers who are a few years older than myself."

Brad Berthold: "-- I don't think we need to get into the acrimony of us against them and the farmers against preservationists, extremism, all the word-- name calling. That's not going to solve the problem. We have to work together. And I think a lot of thought is going into picking these particular projects for obvious reasons and I think if you examine them, you'd find that out they are worth preserving and if we don't preserve them now or soon they will be lost forever. And we will be sorry and our children will be sorry. Thank you."

Supervisor Kozakiewicz: "That's it for the cards. Is there anybody else that would like to address the Board tonight? Eve Kaplan."

Eve Kaplan: " Again, Eve Kaplan, North Fork Environmental Council. I heard Vic Prusinowski say it can't be done and I think, and you can tell me if I'm wrong, but I think that the reason that most of us are here tonight and at all these Town Board meetings is because we believe that there are things that can be done in the Town of Riverhead, that we come out to civic groups like Northville Beach Civic, like Wading River Civic, Calverton Civic, like the North Fork Environmental Council, because we think that there are things that can change in the Town of Riverhead that can make it a better place to live.

I live in the Town of Riverhead and I think that there are things that can be done, that you can do, that will make this a better place. And I think that those things include, for example, three simple issues that can preserve open space in Riverhead. I think one of

those has to do with the priority list. Does it have to be all of these properties? I don't know. Are these important properties that a lot of people in Riverhead feel should be preserved? I think so. Are there other properties that are important that are not on this list? I think so as well. Is open space and farmland, are they both important in different ways for everyone who lives in this town? Absolutely.

Number two, borrowing. There are many low cost ways for this town to preserve open space. It does not make our taxes go up. That's an absolute fallacy and we are the only town that doesn't borrow based on low interest loans from the environmental facilities corporation. We are the only town on the east end that doesn't do this. Every town official I have talked to admits- tells me that it's cheaper for the town to buy open space now than it is not to. And I'm not going to name names, but everyone knows that that's true. So that will preserve our taxes. Okay?

Number three, human capacity in this town for land preservation. Right now we have a contract with a non-profit organization that does a lot of preservation work for the town. Is it a good thing for the town to have someone who works for the town government, who's here, at least reliably, maybe on a part time basis, maybe on a full time basis, who knows the town, who lives here and works here and is familiar with the development applications, the planning process, who's of Riverhead, to deal with Riverhead conservation. Who is a town employee. Is that a good thing? I think that would be a good thing. And I think that most town officials and citizens would also agree that that would be a good thing. So we're asking that human capacity be in town hall for conservation. Every other town on the east end has this; Riverhead does not. So three things: open space priority properties, borrowing and some human capacity in Town Hall. Thank you very much."

Supervisor Kozakiewicz: "Thank you. Before you come up, Victor, I hope that- I just want to add or enunciate. We do utilize the private, non-for-profit Peconic Land Trust who monitors and keeps track of the community preservation funds as well as helps us with respect to farmland and development acquisition programs. We're meeting on a biweekly basis with representatives from the county real estate division, with the Peconic Land Trust, with our Open Space Farmland Committee and this is the reason why there are a number of resolutions on tonight which are, in fact, authorizing budget adoptions for the acquisition of farmland and development rights.

I believe that the Peconic Land Trust has served the town very well. They've been doing a lot of the things that's suggested that we have a staff person do and I'm not sure if it would be more beneficial or less beneficial for the taxpayers. But I will certainly discuss your comments I'm sure at a later date with the Town Board. Victor Prusinowski."

Victor Prusinowski: "Okay, Vic Prusinowski, 533 Elton Street. Eve, you've got me wrong because I attended one of your meetings at Ed Tuccio's former real estate office and I told you then as the Councilwoman for Southampton town that preserving open space- I'm on the second time because I'm allowed."

Supervisor Kozakiewicz: "Zabby- "

Victor Prusinowski: "I'm allowed, okay?"

Supervisor Kozakiewicz: "Listen, no, no, hold it. I started off by indicating- "

Victor Prusinowski: "Is she on the Town Board?"

Supervisor Kozakiewicz: "I started off- hold it."

Victor Prusinowski: "Okay, sorry."

Supervisor Kozakiewicz: "Let's just all stop. If you wish to have the (inaudible), I'll give you five minutes if that's what you want to do, give and take. But, I mean, I'm not- I have- it's five minutes, okay? Are you- do we- if you, Victor, would you let it go at this point in time?"

Victor Prusinowski: "No, no, I can't and I'll tell you why."

Supervisor Kozakiewicz: "Because- "

Victor Prusinowski: "Excuse me, our policy in the past, and, really, I'm going to agree with Dick Amper here in a minute. Our policy in the past, whoever spoke around the first time and nobody else, if you want to come around the second time you were allowed.

All I'm going to say is this. I'm for preserving open space in Riverhead and I'm for it for an intelligent way. And the intelligent way is to preserve open space and preserve the tax base. I've always been in favor of that, my voting record has been in favor of that.

All I wanted to clarify tonight was that the propaganda about preserving open space and farming and as an indirect correlation but not a direct correlation.

The other thing I want to put on the record is we have more land preserved in Riverhead than any other town in Suffolk County. And it's been a- I ran an ad four years ago which I told you to update, Bob, and the fact of the matter is I don't mind getting our fair share of criticism and I think we should do more. And I got up here two weeks ago and I supported a moratorium on residential development until the master plan is put in place. I believe that because residential development is the number one threat to our tax base. But don't criticize Riverhead for not doing enough.

When I look at the south fork, which is being overrun by development. And the problem that they have is very simple. The property values are going through the roof beyond the ability of the government to pay for the preservation of land. They bought a piece of property in East Hampton for ten million dollars or something or Montauk somewhere and it's a very small portion. Yes, are the values cheapest in Riverhead right at the present time? Absolutely. In the past, did the town not participate by floating bonds? Absolutely. Because you know why? We're part of Suffolk County and at the time we put the 3,000 acres- and I was on that committee- in the Suffolk County Farmland Preservation Program, fortunately our property owners volunteered, signed up into the program, at a lesser rate. That's why we have the most land in the Suffolk County Farmland Preservation Program.

But don't criticize the community who is not as wealthy as East Hampton or Southampton, or Southold, you know, for participating. And that's my thing. And I'm for it and I've said it and my voting record comes through. So I just want to correct what Eve just said because it's not that I don't think that it can be and I think it can be. Dick, it's your turn."

Supervisor Kozakiewicz: "Thank you. And just so that- Dick, I'm going to- certainly let you have a chance to respond. But just so that the record is clear. There has been a resolution which was brought up off the floor to consider a moratorium. The Town Attorney, once I got over the shock of it coming off the floor, was instructed to prepare language and start working on that so we can deal with it in hopefully short order.

The master plan has been a matter that's been going on and

clearly the farm component is something that's a critical component of the master plan process and it is my hope that all the parties who are expressing concern about preservation of open space, preservation of farmland, can come together and we can work on a united plan that serves us all. Saying that- "

Richard Amper: "I want to agree with that one observation. I think we're closer to an understanding where the people stand than it sounds like at this meeting. I think the people of Riverhead are as committed to open space preservation as to farmland preservation. I think the people of Riverhead know when the developers come in here and say what they want done over here, they're not talking about a devotion to farmland protection or open space preservation or the rural character of this place. They're trying to make money developing land.

I know when the people from North Fork Environmental Council come here and ask can we not get somebody working for your community preservation fund like we have in the other towns that they think as Mr. Prusinowski thinks that we can do better. We know that there's more than a million dollars in the CPF; we know there's more than a million dollars in the- we're not doing enough. Let's not apologize; let's not be defensive anymore. Let's have a new chance. Every day is a new beginning. We have a new chance. We're not preserving as much farmland as we want to and as we need to. We're not preserving as much open space as we want to and we need to. Whether you care about pure fresh drinking water or your quality of life or whether you are worried about what to do with the 4,000 kids that are coming to Riverhead that are going to inundate our school district, we've got to do something different or we're going to see more of the same.

We are asking this Town Board to listen to the people here; not to take sides between the environmentalists on the one hand and the developer on the other. But to put these people first. They're the ones that are paying the taxes. It is not Richard Amper that is asking you to preserve open space; it's the people of your town. They've voted time and again, bond act after bond act, the county sales tax program, the Community Preservation Fund. They've said we need to do the job; let's do it now. That's all."

Supervisor Kozakiewicz: "Anybody else who would like to address the Board? Mr. Bates."

Mr. Bates: "My name is Mr. Bates from South Jamesport. I've got two items that I'd like you to consider. I want to know why if I

want to put up a modular home that's approved by the State of New York and all the codes, I have to go to a special- get a special permit."

Supervisor Kozakiewicz: "It's one of the remnants of a zoning code that needs to be revisited and addressed. I think that this is something that was left over from probably about 10 years ago, maybe longer. Oh yes, this goes back a few years when manufacturer's homes- premanufacturer's- premanufactured homes may not have been up to the standards they are today. And, therefore, there was- nor as aesthetically pleasing as they are today. And, therefore, the rationale was that there would be an additional step or process sort of a site review or plan review which other residential structures were not required to do. I believe and I think you are right that the day of the modular home has come forward a great deal, the technology has improved, the ability to modify them or make them look like a stick built has reached the point where it is today and we should consider revisiting that code section to eliminate and treat it as other residential housing."

Mr. Bates: "It will help the younger people to buy a home because they're half the price of a stick built house."

Supervisor Kozakiewicz: "Question number two?"

Mr. Bates: "Question number two. I see we're spending a lot of money on the theater. If we don't have professional people to come in and put on plays and whatever, it's going to lose money. You've got to- if you're going to spend four million dollars, whatever the figure is, you've got to get people that will draw people to come to the theater or it's going to go down the drain in my opinion. Thank you."

Supervisor Kozakiewicz: "Thank you. Anybody else? Yes, John."

John Grazzano: "Good evening, Bob. Good evening, Board members. I'm John Grazzano from Riverhead. I'm a resident here. I have- "

Barbara Grattan: "Can't hear you."

John Grazzano: "Sorry. I'm John Grazzano. I'm a Riverhead resident and I have a business in Southampton and a resolution has been brought forward today for approval for me to move into the Grumman facility in one of the warehouse buildings. There is a couple of- there's one thing on the resolution and I just want to make sure that gets modified prior to approval. I spent some time today on the

phone with the town. The start date of the licensing agreement is May 15th. I'd like to extend that to June 1st."

Supervisor Kozakiewicz: "So in other words, we're starting- the start date is June 1 not May 15?"

John Grazzano: "That's right. Everything that's in the contents of the resolution is fine, the pricing. There's, I guess, a fire- I'm not sure exactly who owns it but there's fire trucks in one part of the building. I'm willing to forego a two or three month period- I guess it starts August 15th so if we could change that to September 1st that would be fine because that would allow three months. And just to prove that, and I'd like to also know, when this gets approved, how long it would take for me to see paperwork that I can actually get signed off on and get myself over there to start moving in."

Supervisor Kozakiewicz: "Well, assuming that we act and approve this, one of the things I would suggest you do is get a copy of the resolution and then visit with the Building Department and meet with the representatives there as far as any additional issues you may have in order to gain a use permit and any other permits that are necessary from the town."

John Grazzano: "Okay."

Supervisor Kozakiewicz: "I can't tell you what the exact start date would be but my hope and belief is that you would be able to do all that so you can in there by June 1 and be operational."

John Grazzano: "Okay. Does the town know of anything- I just need to have clarification on one more thing and that is there's no water hooked up to the building. Is that something I should address with the Building Department or- "

Supervisor Kozakiewicz: "If Mr. Pendzick is still here, you could address it with Gary Pendzick. I don't know if he's still here- from the Water District, the Superintendent. I would suggest you speak to Gary."

John Grazzano: "Okay."

Supervisor Kozakiewicz: "All right?"

John Grazzano: "Yup, and that's all I want to say. Thank

you."

Supervisor Kozakiewicz: "Thank you. Anybody else? Yes, hand in the back. Dorothy Pennell."

Dorothy Pennell: "Dorothy Pennell, Jamesport. I'm here to ask what is going to be done with the Kessler (phonetic) property on South Railroad and South Jamesport Avenue, in view of the fact that Mr. Samarga (phonetic) is clearing the property that was in question for several years and he's doing a fine job with the demolition of it. But that piece of property that Kessler has- "

Supervisor Kozakiewicz: "Is that the old Brunswick piece, the triangular shaped parcel?"

Dorothy Pennell: "Not- no- "

Supervisor Kozakiewicz: "It's adjacent to the old Lebanon piece."

Dorothy Pennell: "That's right. It's on Kimmel Lane (phonetic) and that."

Supervisor Kozakiewicz: "Yes, it's somewhat triangular. Okay."

Dorothy Pennell: "And what is going to happen? Because that- it was supposed to have been- it was supposed to have reverted to residential."

Supervisor Kozakiewicz: "The county has it. I believe the county- "

Dorothy Pennell: "And what- yeah, but Kessler owns it now, doesn't he?"

Supervisor Kozakiewicz: "I am not 100% sure of that. I believe the county may have rights to it. No?"

Councilman Cardinale: "She's- Bob, I think she's speaking of-"

Supervisor Kozakiewicz: "Maybe I've got the wrong property?"

Councilman Cardinale: "Yes."

Supervisor Kozakiewicz: "Okay."

Councilman Cardinale: "I think- you're talking about the one right in front. She's speaking of the one with the dilapidated building on it, the gray building that's very lengthy. The portion that did not burn in the fire. And Mr. Kessler is using it for storage of materials and there's been a continuing disagreement between the Building Department and Kessler and the community about whether that's a permitted use.

He went to the ZBA as I understand it, Dorothy, and he was denied a variance to permit that use. So- but the building can remain there. The question is is the use of storage proper? Ultimately I understand Samoza is seeking to purchase that parcel because he cannot develop effectively his own parcel unless he takes that eyesore down.

I don't know what's going to happen but my guess is that Samoza and Kessler are talking about a sale to Samoza. The only thing the Town could do is, one, we could investigate whether there is any violation of the zoning statute by him storing commercial materials in that wooden frame building which is zoned for residential use only. And I did speak to the Jamesport Civic person of Terri Fenton about that and I have a question how, to Mr. Barnes, the Building Inspector. I expect to have an answer in the next day or two."

Dorothy Pennell: "Oh, because it is, I mean definitely it's an eyesore. But then if it's zoned for business and he's conducting it and it should have been- reverted to- "

Councilman Cardinale: "Yeah. It's not a business zone anymore."

Supervisor Kozakiewicz: "It's zoned Residential C, I think."

Dorothy Pennell: "Oh, it's C?"

Councilman Cardinale: "Correct."

Dorothy Pennell: "Oh, they took it as Residential now?"

Supervisor Kozakiewicz: "I think that whole area is zoned Residence C and it had enjoyed a prior non-conforming use which I guess the argument is that may have lapsed while it was not being used when the County owned it."

Councilman Cardinale: "He actually-- that's correct, Bob. He actually went to the ZBA and was denied the pre-existing, non-

conforming grandfather so it's clear that he can only use it for residential use and he is using it for some storage use, but that really (inaudible) the issue. Because if we give him a violation, he'll have to empty the building but the ugly building will still be there.

I think ultimately the ugly building goes when Samoza buys it, tears it down and makes it a building lot. And he can't sell the other four or five lots without the building there.

Dorothy Pennell: "That's right. And he is- as you gentlemen well know, there was a lot of controversy between the Civic Association and the residents in Jamesport but Samoza is doing a fine job. It's- it looks like a war zone now but that's due to the fact that the demolition is in full swing and he has spoken to several of us who are there year round and has displayed good intentions as to what he wants to do and we're delighted with it. And that certainly would be a detriment. Because I don't imagine even and in fairness to Sandra that I wouldn't even put an animal there and I'm in favor of animals. But it would not be complimentary to the area.

The other question that I would like to ask is what is happening to the little schoolhouse in back of East End Arts building? That is an historical landmark and being that, I'm assuming in what I've heard, that the town is supposed to be wanting to improve Main Street and make in more attractive to people coming in, but- and with all of the traffic that's going on back there relative to the Atlantis, that building is a disgrace. And is that your responsibility as the Town is taking care of that? Because it is- I imagine it is on town property."

Supervisor Kozakiewicz: "It is town property. My understanding is that the history of that building is that it came from the Calverton- "

Dorothy Pennell: "Oh, I know where it came from."

Supervisor Kozakiewicz: "And it was their--the Town Engineering Department had worked up plans for the renovation and then at the eleventh hour they were stopped due to certain concerns about whether the historic nature could be preserved. I've asked the Town Engineer to look at it again and give us an idea of what it would cost to do the improvements necessary. There's just some question whether it should be relocated up to Hallockville as a different site. Because the problem it experiences there with the low lying ground- "

Dorothy Pennell: "Oh, yes, with the flooding."

Supervisor Kozakiewicz: "-- and the flooding the building has experienced- "

Dorothy Pennell: "I'm well aware of that."

Supervisor Kozakiewicz: "So the two alternatives are to bring in soil to berm it up as well as do the reconstruction effort or to relocate it but I don't know whether Dr. Gratham would be amenable to it being located as Dr. Gratham had been somewhat influential in getting that schoolhouse there."

Dorothy Pennell: "Oh, yes, she was very instrumental. But where would you relocate it?"

Supervisor Kozakiewicz: "As I said, to the Hallockville location would be- "

Dorothy Pennell: "Oh, I see- "

Supervisor Kozakiewicz: "-- one location."

Councilman Kent: "There is some concern in the relocation, too, whether it could be maintained or not. They're afraid that if they try- attempt to relocate it, it might be totally ruined."

Supervisor Kozakiewicz: "Right."

Dorothy Pennell: "Would be- "

Councilman Kent: "It's in such bad shape."

Dorothy Pennell: "Oh, yes, because of the age, but--"

Councilman Lull: "Also, Dorothy, everything of value, historic value, that was inside the building is preserved in another building in a town location."

Dorothy Pennell: "Oh, oh, because I mean it's been there a long time and the people who were involved with it, particularly Dr. Gratham, and some of the other ladies, have been very, very upset about the fact that it has gone the way of all flesh, if you will. But it's going to be- the intention is for it to be moved to Hallockville?"

Supervisor Kozakiewicz: "That was one thought. The other is to see if it could be raised up with design such that if there was any flooding- flood waters, they would flow right through the bottom as opposed to being caught up and rotting the structure."

Dorothy Pennell: "Fine, thank you very much."

Supervisor Kozakiewicz: "Anybody else? Sandra Mott. Okay, Mr. Brown, I'll get you next. I didn't see your hand. I'm sorry."

Sandra Mott: "Okay. I'm going to move onto Route 58 now. I was wondering whether or not you could ask Mr. Giannos to help restore the fencing that he originally put around his property area because it's all falling down. And in addition to that, clean up the debris that's at the corner of Mill and Route 58 and it's been there since they originally started taking the sand out. It's really an eyesore.

And in addition, Victor Prusinowski when he was in office, I remember him saying specifically the Town of Riverhead did not want to become another Centereach or Coram. So I hope that that will be in everyone's mind when they think of Route 58. Just don't write it off. As I've always said, there are residential communities on both sides. People moved here with particular reason, serene and tranquil was in the brochure that we read when we moved in. Let me tell you, it has not been serene nor has it been tranquil for a long time.

And leading into that, is there any kind of noise ordinance that you have that companies and construction cannot begin before a certain hour? They've been- "

Supervisor Kozakiewicz: "Chapter 85, yes."

Sandra Mott: "And what time do they- "

Supervisor Kozakiewicz: "I don't know off the top of my head. It has a number of different times and hours depending upon the type of operation and construction, but Chapter 85."

Sandra Mott: "Chapter 85."

Supervisor Kozakiewicz: "Or is it 81? Chapter 81."

Sandra Mott: " Pardon-- Chapter 81."

Supervisor Kozakiewicz: "I stand corrected. It deals with

noise and noise control."

Sandra Mott: "And I can get that at the library, right, there's a copy of the town code."

Supervisor Kozakiewicz: "I believe that is the case."

Sandra Mott: "Yeah, I know it- "

Supervisor Kozakiewicz: "I was looking to see if Ann is still here. Ann, it is still at the Riverhead Library, right? Okay."

Sandra Mott: "In addition, there's quite a bit of trash that's accumulating around and behind the Tracks it was called, I believe Tracks (phonetic), the truck repair center that's adjacent to- "

Councilman Densieski: "Trucks."

Sandra Mott: "Trucks, pardon me, and I was wondering, there was quite a bit of debris to the rear where they had cleaned up a lot of the tires. I called the Suffolk County Public Health regarding the fact that, you know, with West Nile and the fact that the water was collecting in it, and that was removed. But there's quite a bit of trash as well on that whole property. So whoever owns it, if you could have them attend to that. And there's piping that's wide open, I think it's called the East End Drilling Co. There are all kinds of I guess it's steel or iron piping."

Councilman Densieski: "East End Well Drilling, I think it is."

Sandra Mott: "Yes. And all that piping allows for the water to collect as well. They could put it into some sort of sheltering arrangement to again reduce the problem with West Nile. Again, we take a particular concern because we live in that particular area.

No, we weren't born and bred here in Riverhead but I have an interest in Riverhead. I don't want to come here and argue with people but sometimes it takes more than five minutes. And nothing should take four years. Okay? And this is not major development that a lot of us are coming up here for. We're asking for particular items and they're not things that can't be attended to. And like Eve said, everyone comes up here with a particular agenda and a particular need, but it's for the betterment. I don't want to be arguing with you, Bob. I don't want to argue with anyone. I don't get paid to do it in the first place and I don't enjoy going home and having a

splitting headache after these meetings. But I'll be quite honest with you. I will continue to come with my particular interests.

The efforts you've made have been fine, but more has to be done on all these points. These are things that you have people on your staff building, code, fire who should all be accommodating. When they see an issue, pick up the cellular phone that they have and report it to their clerk typist or whomever is working with them and have them report it down. They drive through town. We shouldn't have to be up here telling you need a traffic light, you need a sign, you need this, you need that. You live here, you work here, you want to love your community, then do it for goodness sake because it's getting very tiring.

And then you tell us how many- our minutes are going by. It's very irksome and many people on this- in this Town Hall have been very courteous to me and I appreciate it over the years. That's all we're asking, to do the right thing for everybody. Thank you."

Supervisor Kozakiewicz: "Thank you. Ralph Brown."

Ralph Brown: "Good evening, Mr. Supervisor and members of the Town Board. My name is Ralph Brown. I'm a lifelong resident of Riverhead and I didn't make it out last- two weeks ago I believe it was, to the Town Board meeting when I seen all the people on television parading up here talking about the Suffolk Theater. And I'm here tonight to speak for some folk who can't speak for themselves. When I stand in my front yard I can look at seven houses and out of that seven houses, there are five widows in those houses. And those widows are basically living on social security and maybe just a small little pension from their deceased husbands. And I hear talk about floating a \$4 million dollar or 500- \$5 million dollar bond and our taxes are going to go up like \$46, there's a lady in my neighborhood that's 93 years old, sitting in a wheelchair. She'll never attend the Riverhead Theater. There's another one 91 years old. She's not in a wheelchair but she'll never attend that theater either.

I've heard a lot of people reminiscing about the theater; I remember when it was built. We used to ride our bikes down here from up on Sound Avenue on the farm and park them beside the theater. Didn't even lock them up in those days; the bike would be there when you came out. We'd go in and see a matinee for \$.17, \$.15, double feature. I love that movie as much as anybody else. But I don't think the Town of Riverhead should be in the business of supporting a business enterprise and carrying it on the backs of people like I

spoke about. Those who are so vulnerable, they can't speak for themselves. They can only pay the taxes as they are assessed to them.

I think many of the people without the enhanced STAR program that Gov. Pataki brought into view, many of them wouldn't be able to live here in this town anymore. And these are the people that built this town. These are the people that crawled on their hands and knees in the potato farms picking potatoes for \$.03 and \$.02 a bushel before the combines and now these ladies are old and they're widowed and we talk about assessing further taxes on them.

I think we ought to give that some real consideration. I think if there's one person in this town that this project is going to cause a burden on them with taxes, we should say no to this project. Some of these women are so vulnerable that they can't even go shopping for themselves, they're so old and they just can't do any- my wife takes many of them shopping.

I wish the Town Board would really consider floating this bond and attaching this extra tax to the people of Riverhead. I'm not only talking about in my neighborhood where I can see five widows but they're in South Jamesport, they're in Calverton, they're in Wading River, they're all over this town. They're old people who are just barely making it. I'm not talking about myself. I'm an old timer but I'm making it pretty well.

So I wish you fellows would really give that some consideration. I know you don't have much time but I trust that you will consider this. I'm not into- I'm not into the theater. I like to play golf, and what I'd like to see you guys do is build a golf course. I would like to see you build a golf course for the old timers in this town so we won't have to go down to- on 105 down there and play with all those Floridians that come up here every summer.

But I would never want to float a golf course and carry it on the backs of those widows that I was talking about. If that's what it demands, I'll wave at the golf course. I'll wave at any other project that's going to cause a burden to any of the citizens of this town of Riverhead. Thank you very kindly."

Supervisor Kozakiewicz: "Thank you."

Tim Yousik: "Tim Yousik, Riverhead Business Improvement president and a business owner downtown. Although I can sympathize with the added burden to any senior, I still believe that the theater

is something that the town of Riverhead needs to do for the community. I think there are- we spend tons of money on our beaches and our parks and I think this is adding a piece of culture to downtown or to the town as a whole. It's something that is vitally important.

I would also like to agree with the fact that I think the taxpayers picking up the tab on this is a little in some cases rough. I'd love to see a program put together where we use some recreation fees and maybe some of the revenues from the Grumman property help offset the cost and it doesn't actually burden the taxpayer. But I do believe that it's vitally important for the revitalization of not just downtown but the town as a whole. So I'm urging the Town Board tonight to please vote yes.

Mr. Cardinale, you've made it crystal clear that you oppose the idea of supporting this project and certainly everybody is entitled to their opinion. But I do have to ask a question that I think is fair. The fact that your family, not you necessarily but your family is involved in the Mattituck shopping center where there is a theater that's I believe getting ready to open again or they're certainly negotiating a deal to reopen, is it a conflict of interest? Do you represent your family? Is it proper for you to be voting on this issue?"

Councilman Cardinale: "That's a movie theater, this is a performing arts center and that's also closed at the moment. I'm just confused with you, Tim, actually, because I thought two weeks ago I read all about how you were against the theater and now you're standing here for the theater- "

Tim Yousik: "You're right, you're absolutely correct because I did- Rob Pike approached me about- I was absolutely opposed for the taxpayers of this town paying for this theater. You're absolutely correct."

Councilman Cardinale: "But that's what they're going to do because there is no grant money and there is no recreation money that's going to be used. Yet you're still supporting it."

Tim Yousik: "I'm supporting it because I've taken the time to sit down and really learn all the facts about what that theater can do for the town as a whole."

Councilman Cardinale: "And most especially Main Street."

Tim Yousik: "No question about it. As the BID President, that's the hat I'm wearing up here. There's no question about that."

Councilman Cardinale: "Well, I have to wear a larger hat and I'm more sympathetic to Mr. Brown's comments."

Tim Yousik: "Then I think maybe we should sell Stotzky Park. Look at the money we could generate, you know. It goes- there's two sides to the coin. I'm not going to be up here for a moment and arguing that there isn't. I believe it's a very, very vital piece of restoring Riverhead. We have many, many surrounding towns that have theater, we don't. With everything that we do pay it would be nice to have something that everybody has an opportunity to enjoy. I still think it's worth some serious consideration. Thank you."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address the Board? Okay. At this point, unless there's any reason I'd like to take up resolutions and before we do the Town Board portion, if Andrea's here, we'd adjourn the Town Board meeting and convene the CDA portion."

Town Board meeting adjourned: 8:59 p.m.

Town Board meeting reconvened: 9:38 p.m.

Supervisor Kozakiewicz: "Reconvene the Town portion. Take up resolutions. Thank you, Barbara. Yes."

Resolution #434

Councilman Kent: "Resolution 434, is that where we're starting?"

Supervisor Kozakiewicz: "That's where we are."

Barbara Grattan: "That's we are starting, Councilman Kent."

Councilman Kent: "I'm sorry and I really apologize."

Supervisor Kozakiewicz: "You can't move that one."

Councilman Kent: "I can't? I know but I really apologize, I think there should be some amendments to this resolution. And you know what? I'm just going to turn them right over to Mr. Lull to read because I can't vote on it."

Supervisor Kozakiewicz: "Okay."

Councilman Kent: "Even though my name's on it. I don't know if you guys will agree with me."

Councilman Lull: "This is a lease agreement between the East End Arts Council and the Town of Riverhead. Chris is a Board member of the East End Arts Council, therefore, he cannot participate in this. So, therefore, he has asked for the following changes to this and I will read the changes. They are- "

Supervisor Kozakiewicz: "You're moving the resolution?"

Councilman Lull: "I'm going to suggest the- yes, I'm moving the resolution and I'm going to suggest the changes. They are not anything except language changes. Okay?"

Whereas, number one says the Town Board executed a lease agreement with the East End Arts dated May 31, 1997, not lease agreements.

The second Whereas- Whereas, the East End Arts Council has an option to extend said lease agreement for an additional five years and wishes- and both the EEAC and the Town Board of the Town of Riverhead wish to continue the aforementioned lease agreement- arrangement."

Councilman Kent: "Some of this language was there. It's not all me."

Councilman Lull: "Okay. And therefore, then, the resolve number one, extending the current lease agreement- the word agreement following lease. Two, terminating tenant's option for extension of said lease as provided in the current lease for extension, right, okay, of said lease, continuing- that's number three, continuing in full force and effect all other forms- terms, sorry, and provisions contained in the current lease. It's almost as difficult as reading my own handwriting."

Councilman Kent: "I'm sorry."

Councilman Lull: "But basically the- it's a lease agreement between the town and the East End Arts Council which is an extension of their present agreement through the year- through December 31, 2007. And I'll move that."

Supervisor Kozakiewicz: "Is there a second with the amended changes?"

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded. Vote?"

Barbara Grattan: "Hold on."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "I see no reason why I should fail to alienate the rest of the art world tonight. This same- this is- "

Supervisor Kozakiewicz: "Just say no, Phil."

Councilman Cardinale: "Yeah. This is the same- "

Supervisor Kozakiewicz: "And leave it at that."

Councilman Cardinale: "This is the same situation. It came as a surprise to me that the East End Arts building and the adjoining building and the east lawn building across the street and maybe there's some of the public listening-- it will come as a surprise to, are rented without benefit of rent. Again town property being rented without rent.

That surprised me. I've talked about it every time we've gone through the budget. It still surprises me. But the good news is for the East End Arts Council, I think one can justify this extension because the East End Arts Council has free rent until December 31, 2006 no matter what I do. They need another year because they've applied as I understand it for a capital improvement grant for \$50,000 to improve the property. What are they going to do?"

Supervisor Kozakiewicz: "Handicap- "

Councilman Kent: "Handicapped access."

Councilman Cardinale: "Handicapped access for \$50,000. So ultimately by giving them one more year without rent, we will get a \$50,000 improvement to the property. Because they already can extend to 2006. Therefore, I'm going to vote surprisingly yes on this. However, I point out again that I believed it is a bad practice to rent town property without rent to certain entities. I also believe

it is a bad practice to waive application fees to various non-for-profit entities for development projects and other projects because if you waive for one entity you are in effect taxing double the other people that pay. With that said, I vote yes on this for the reasons stated."

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

Councilman Kent: "Since I was a member of the East End Arts Council Board before I was a member of this Board, I probably will be a member of that Board after I'm no longer a member of this Board, I will abstain."

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

Councilman Lull: "Yeah and a quick change, the \$50,000 grant actually comes out to \$100,000. Yes."

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

Supervisor Kozakiewicz: "Just to explain it. The 50 is a match to a 50, so it's actually \$100,000 worth of improvement. Yes."

Barbara Grattan: "Okay, that resolution is adopted."

Councilman Kent: "Boy if we keep going at this rate, we've only done three resolution."

Barbara Grattan: "We'll be- 2:00 in the morning."

Councilman Densieski: "Wait until we get to the theater."

Barbara Grattan: "Yeah, exactly."

Councilman Kent: "I have a few words."

Resolution #435

Councilman Kent: "Resolution 435 which is- we'll probably won't have any discussion. Authorizes the Supervisor to execute a public safety answering points agency agreement under the enhanced 911 program for a grant from the County of Suffolk. So moved."

Councilman Lull: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "I can't resist. There's no agreement attached. However, I've seen this agreement during the work session so I'll overcome my usual reluctance to vote for something that's not attached. I vote yes."

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

Resolution #436

Councilman Kent: "Can I get the real copy of this?"

Supervisor Kozakiewicz: "Oh, you don't have the other one?"

Councilman Kent: "No. I have one that's got a little stickie attached to it but it's exactly the same as the one I have in my packet. It doesn't even have the pen mark on it. It's- I know- "

Barbara Grattan: "Do you want to take a look at mine?"

Councilman Densieski: "This is the new one?"

Councilman Cardinale: "Oh, yeah?"

Councilman Kent: "Okay, go ahead."

Supervisor Kozakiewicz: "With that- "

Barbara Grattan: "I don't have the resolution."

Councilman Kent: "It's Councilman Densieski."

Barbara Grattan: "Councilman Densieski, 436."

Councilman Densieski: "436 authorizes the Supervisor to execute a contract with the Riverhead, New York congregation of Jehovah's Witnesses for the purchase of 60 Shade Tree Lane, Aquebogue, New York. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

Councilman Kent: "Just a quick question. There's no contract attached but we were handed it, I believe?"

Supervisor Kozakiewicz: "Right."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "This is the vote on the contract for the location for the senior citizen center wherein we seek to buy the property and then plunk another two and a half million in. I want to- I'm pleased to announce to the public if you look at the contract, you'll find that after eight weeks of hard bargaining, we've been able to drive down the asking price for the property from \$350,000 to \$350,000. And I had expected that this would have been brought it at a little less than the asking price but it wouldn't have made any difference because I believe for the reasons stated at the time, I do not support the project as I believe it is an expenditure which is- there are better options as I stated at the time. So I vote no."

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

Councilman Kent: "I believe there's an appraisal of this building which states that it's worth more than \$350,000."

Councilman Cardinale: "Yeah, it states that its cost to rebuild would be \$500,000."

Councilman Lull: "But it's assessment is- "

Supervisor Kozakiewicz: "Right, so- Chris."

Councilman Kent: "Maybe we can turn around and sell at the next building, so, I don't know. Make some money. Make some money back for the town. So I think we're buying an asset that is worth more than what we're paying for it and that's always a good practice. So you know what? I'll vote yes."

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

Resolution #437

Councilman Densieski: "Accepts draft environmental impact

statement supporting special permit petition of William Dries and Anthony Specchio for a restaurant at Route 58, Riverhead."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Kent: "To accept the draft, I'll vote yes."

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

Resolution #438

Councilman Cardinale: "Accepts the performance bond of Sound Housing LLC. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

Councilman Densieski: "Oh, I'm sorry, Jim."

Councilman Lull: "No it's all right. We both did it."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "During the first two years of my term we spent a lot of time changing our statute to read not bond but letter of credit. We are now beginning to accept bonds again. The statute does not provide as I read it for bonds but letters of credit."

The Town Attorney says that the statute that was passed is improper because you have to permit bonds. I have a reservation about passing- accepting bonds when our statute presently without change requires us to accept letters of credit.

This is a distinction that does have a difference. You get a letter of credit, the bank assures that the money will be there. You get a bond, you have to call it in at the right time which we seem to be unable to do and that's why- "

Supervisor Kozakiewicz: "The vote, Phil."

Councilman Cardinale: "-- we fail- "

Supervisor Kozakiewicz: "Yes or no."

Councilman Cardinale: "No, I'm explaining my vote, which I have a right do to. I therefore- "

Supervisor Kozakiewicz: "I'm going to ask the Board to consider a policy- "

Councilman Cardinale: "I therefore vote no because this is in contravention of our own ordinance which requires letters of credit."

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

Supervisor Kozakiewicz: "Which in turn is in controversy of New York State Town Law. Okay."

Councilman Cardinale: "According to our Town Attorney who has never given us an opinion in writing and who has never- "

Supervisor Kozakiewicz: "Why don't you look it up yourself, Phil?"

Councilman Cardinale: "Why don't you give us the opinion of the Town Attorney in writing instead of using her as your private attorney?"

Supervisor Kozakiewicz: "She's not my private attorney. She is Town Attorney for the Town Board and- "

Councilman Cardinale: "Which is precisely my point."

Supervisor Kozakiewicz: "-- we'll give you the code section and you can see it. Thank you. Vote, please."

Councilman Cardinale: "I'd like to see her memo, not that (inaudible)."

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

Councilman Cardinale: "Don't give us this vote thing. You made a comment; I'm responding. I would like to see the Town Attorney give us a memo of law for once."

Supervisor Kozakiewicz: "Fine. We will give- we will- Dawn, would you please give him a memo- "

Dawn Thomas: "I have no problem giving a memo of law. I would just like to address one point that- "

Councilman Cardinale: "Go ahead, I'd like to hear it."

Dawn Thomas: "There was an issue with regard to the monitoring of performance bonds that existed previously. When I took the job as Town Attorney, I sat with a lot of the town department heads and we developed a policy for monitoring performance bonds so that would not happen and the policy has been in place and, therefore, that will not be an issue. And we do under state law have to provide the ability for developers to provide performance bonds. We're superseded by state law; we couldn't do what we did and that's my opinion. I'd be happy to provide a memo to that effect- "

Councilman Cardinale: "Okay, I'd like to see that and shouldn't we change our own statute if that is the case, if it's in contradiction of the law? That would certainly be the first thing I'd like to do. And, secondly, when we did bonds in the first place, we failed to maintain a tickler system wherein we let the bond expire and the roads were never done and the town wound up footing the bill later."

Dawn Thomas: "Well, no, that's not true."

Supervisor Kozakiewicz: "No, letters of credit expired. Bonds don't, letters of credit- "

Dawn Thomas: "And we've succeeded in having those- "

Councilman Cardinale: "Bonds expire."

Supervisor Kozakiewicz: "Letters of credit expire."

Dawn Thomas: "And we've succeeded in having those roads taken care of and paid for by the developers."

Councilman Cardinale: "In some instances. Not in all."

Dawn Thomas: "Well, in any- in the ones that have been an issue when I've been in the Town Attorney's office."

Councilman Cardinale: "Let's just get the ordinance right before we- "

Supervisor Kozakiewicz: "I agree with that. Let's do the change. That's- make the change and- "

Councilman Kent: "Bonds do expire, though."

Supervisor Kozakiewicz: "So do letters of credit."

Councilman Kent: "Usually letters of credit, the bank notifies you- "

Councilman Cardinale: "We had a requirement in our letter of credit that they do notify us before they expire."

Councilman Kent: "The bank does anyway. But I'm going to vote yes on this because I think this performance bond is the right thing to do in this instance. So I'll vote yes."

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

Resolution #439

Councilman Kent: "Okay, this amends Resolution #147 authorizing the rate for Police Athletic League program registration fees for the year 2001. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #440

Councilman Cardinale: "440 approves Kevin Rempe Plumbing & Heating Corp. as drainlayer for the Riverhead Sewer District. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Kent: "Is Kevin still here? I saw him out there earlier. He probably went home, he gets up early. I vote yes."

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

Resolution #441

Councilman Kent: "This is a resolution and consent approving the dedication of a highway- a public highway, known as Anna Court in Wading River. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #442

Councilman Kent: "442 is a resolution and consent approving the dedication of Suffolk tax map number 0600-- which is Town of Riverhead- Section 60 Block 2 Lot 9 for drainage purposes and part of Suffolk County tax map number District 600 Section 60 Block 20 Lot 13 for road corner widening. Is that block correct? Block 20? Usually they don't go up that high. This is a Village Green at Baiting Hollow. That might be an error."

Supervisor Kozakiewicz: "The second tax map number, you're right- "

Councilman Densieski: "Yeah, it's 2."

Councilman Kent: "I think it should be block 2 because usually they're not up to block 20. That's kind of high."

Supervisor Kozakiewicz: "It should be 2."

Councilman Kent: "Or 02. So with that amendment, I will move it."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Lull: "Sorry. The question before about the safety and the situation at Sound Avenue and Riley Avenue. This is the dedication of two pieces of property to the town that should have been dedicated probably three years or five years ago, but they are to add to the drainage at that corner and to help to straighten out Riley Avenue at that point. Yes."

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

Resolution #443

Councilman Cardinale: "443 authorizes the Town Supervisor to execute certificate of final completion for advanced wastewater treatment facility upgrade ventilating and air conditioning construction. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #444

Councilman Lull: "Approves temporary sign permit of Central Suffolk Hospital Mother's Day Garden Festival. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #445

Councilman Lull: "Authorizes attendance at the Government Finance Officers Association 2001 annual conference. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #446

Councilman Lull: "Authorizes the Supervisor to execute retainer agreement with the laws firm of Sinnreich & Safer LLP. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #447

Councilman Lull: "Authorizes the attendance of employees at International Municipal Signal Association certification school. So moved."

Councilman Kent: "Seconded."

Supervisor Kozkaiewicz: "Moved and seconded."

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

Resolution #448

Councilman Lull: "Authorizes the attendance of the Chief of Police at the NYSCPA 2001 Annual Training Conference. So moved."

Councilman Kent: "East for you to say. Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #449

Councilman Kent: "This authorizes the attendance of Capt. Hegeriller at the PERF training conference. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Is there a second?"

Councilman Lull: "I did."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "I just hope that with all these cross country conferences being attended by staff, there's somebody here during the summer. But I'm going to vote yes anyway."

Councilman Kent: "Baltimore is not cross country. Hopefully, he's going to take a Greyhound bus."

Councilman Cardinale: "I wanted to go to Minnesota."

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

Councilman Cardinale: "For a week like those other guys."

Councilman Kent: "I vote yes."

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

Councilman Kent: "You have to be an international signal guy."

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

Resolution #450

Councilman Lull: "The SEQR classification of action on special permit petition of Robert Wendt and refers petition to the Planning Board. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #451

Councilman Cardinale: "451- "

Councilman Kent: "There's a lot of staff report."

Councilman Cardinale: "I can't find it. 451, approves the site plan of Vanderber nursery addition. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolutoin #452

Councilman Densieski: "Approves the site plan of Calverton Links Golf Course for a parking area expansion. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "Mr. Shulman is one of the finest businessmen we have in town. I'm glad to help him out. Yes."

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

Councilman Kent: "What Ed said, yes."

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

Supervisor Kozakiewicz: "I was wondering why he was here so long. Yes."

Barbara Grattan: "The resolution is adopted."

Resolution #453

Councilman Lull: "453 approves the amended site plan of Sound Housing LLC. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #454

Councilman Densieski: "Approves the site plan of Meszaros temporary greenhouses. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Kent: "I think we put this on purposely because Rolph Kestling wasn't here tonight and I vote yes."

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

Resolution #455

Councilman Densieski: "Authorizes the Town Clerk to post and publish amended notice to the bidders for the Grangebél Park bulkhead replacement project. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #456

Councilman Kent: "Rose is here if you want to ask her about

it."

Councilman Densieski: "I did speak to Rose."

Councilman Kent: "Rose, we are about to move the canoe access ramp construction and the issue- a question came to me whether the Rec Committee had authorized expenditures of a share of the monies. Yes, please."

Councilman Densieski: "I think you and I did respond- talk about that, remember the canoe access?"

Councilman Kent: "If you would come up to the microphone and speak- "

Supervisor Kozakiewicz: "If you could. This is a resolution, we're going out to bid on the- a canoe access ramp construction at Dam Road or Forge Road."

Councilman Kent: "Forge Road, I think- "

Councilman Densieski: "Yes."

Supervisor Kozakiewicz: "Yes, it's also I think known as Dam Road."

Councilman Kent: "Okay. No, no, we need you on the microphone."

Supervisor Kozakiewicz: "We need you on the mike as far as whether this has been to the Rec Committee. Because it was brought up the other day and I forgot to call."

Rose Sanders: "Do I have to identify myself?"

Barbara Grattan: "Yes."

Supervisor Kozakiewicz: "Yes, please."

Rose Sanders: "Rose Sanders, Riverhead Rec Advisory Chairperson."

Councilman Kent: "We're not going to make you swear in or anything."

Rose Sanders: "Okay, good. Yes, it did come up at our last Rec Advisory Committee but we were not able to vote on it because we needed our end of the quarter report from Mr. Hansen to determine how much money at this moment that we had available to us so we had to table it until our next meeting which is this coming Monday. So- "

Councilman Kent: "Do you want to table this or- "

Councilman Densieski: "I'd like to approve it subject to- "

Councilman Kent: "Oh, this is just notice to bidders."

Supervisor Kozakiewicz: "Do you have any problem with this? It's going out- notice to bidders."

Councilman Kent: "It's just going out to bid."

Supervisor Kozakiewicz: "I realize, so- "

Councilman Kent: "It's not the approval- "

Supervisor Kozakiewicz: "And then, of course, we'll get your input before we award."

Rose Sanders: "Fine, fine."

Supervisor Kozakiewicz: "Thank you."

Councilman Densieski: "Thanks, Rose."

Councilman Kent: "Wonderful. So I moved it."

Councilman Densieski: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #457

Councilman Densieski: "Authorizes the Town Clerk to advertise for bids for security, fire, and telemetry control systems Riverhead Sewer District. So moved."

Councilman Kent: "Is that like ESP?"

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #458

Councilman Lull: "Awards bid for chemicals. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #459

Councilman Kent: "Is Fred still here? This awards the bid for janitorial supplies. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded. Yes, he is."

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

Resolution #460

Councilman Densieski: "Authorizes the notice of a public hearing for a change of zone petition of Hidden Meadows at Calverton for James Esposito. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #461

Councilman Lull: "461 is a General Fund budget adjustment. So moved."

Supervisor Kozakiewicz: "Is there a second?"

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #462

Councilman Densieski: "Street Lighting District budget adjustment. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #463

Councilman Cardinale: "463 is Peconic Bay Blvd. culvert replacement budget adjustment, \$18,000. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #464

Councilman Kent: "This is a Town Hall reconstruction and improvement capital project budget adoption. This is for floor replacement, \$35,000. We're putting down gold tile. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "Actually there are some other things, too. The bathrooms are really not accessible by handicapped. There's a hump there. There's some unlevel floors that need to be repaired. So there is quite a bit involved with this, so I will vote yes."

Councilman Kent: "What hump are you talking about?"

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

Resolution #465

Councilman Lull: "Animal Shelter donation fund budget adjustment. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #466

Councilman Lull: "2000-2001 Girls Interact Program capital project budget adjustment. Yes. So moved, I mean."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #467

Councilman Cardinale: "Community Development Agency Calverton budget adjustment, \$10,000. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #468

Councilman Densieski: "Recreation Program fund budget adjustment. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #469

Councilman Densieski: "469 is Vernon Wells, Jr. #1 land preservation Suffolk County tax map 600-7-1-4 for a capital project budget adoption. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Kent: "This is where we're utilizing some of our Community Preservation Fund that you heard so much about earlier tonight for the purchase of farmland development rights. Yes."

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

Resolution #470

Councilman Kent: "This is a Vernon Wells, Jr. #2 land preservation for separate properties capital project budget adoption, \$41,000 from the Community Preservation Fund to purchase the property. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #471

Councilman Lull: "Craig Wells land preservation, tax map number 600-20-2-5 budget adoption. Same thing as before, preservation-sorry, preservation fund. Right. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #472

Councilman Densieski: "Tyco Electronics land preservation, Suffolk County tax map number 600-2-2.2 capital project budget adoption. So moved."

Councilman Kent: "There's not enough numbers in the tax map number but I don't know, unless it's 600-2-2-2. There's a number missing somewhere. Well, we'll figure it out. We know it's Tyco Electronics land preservation."

Supervisor Kozakiewicz: "Wait a minute."

Councilman Kent: "I'll second it."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #473

Councilman Lull: "Another land preservation budget adoption, Zilnicki II. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #474

Councilman Kent: "This is a Community Preservation Fund budget adjustment. It takes all the money that we've received from the program totaling- not all the money, but it takes \$177,000 from that program, it transfers it into the five different accounts that we just set up, so, so moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Second the motion."

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

Resolution #475

Councilman Kent: "This is a Calverton Sewer District budget adjustment, \$1,500 from plant equipment to miscellaneous consultants. They do a lot of consulting to us, those miscellaneous consultants. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #476

Councilman Cardinale: "It's a Highway Department budget adjustment, \$15,000 from blacktop, road oil and patch to equipment rental. So moved."

Councilman Densieski: "That's \$1,500. Second."

Supervisor Kozakiewicz: "Moved and seconded."

Councilman Cardinale: "What did I say?"

Councilman Densieski: "\$15,000."

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

Resolution #477

Councilman Cardinale: "477 is a risk retention fund budget adjustment. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #478

Councilman Lull: "Workmen's Compensation Fund budget adjustment. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #479

Councilman Cardinale: "479 is a Water District budget adjustment. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #480

Councilman Lull: "Sewer District budget adjustment. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #481

Councilman Cardinale: "481 authorizes the Town Clerk to publish and post annual financial report summary for the year ending 2000. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #482

II. Councilman Densieski: "Promotion to Provisional Fire Marshal So moved."

Councilman Kent: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "The reason we're doing this is because basically the person is doing the job now but we are not creating a new position because in this resolution we're eliminating Fire Marshal I. With that said, yes."

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

Resolution #483

Councilman Lull: "Authorizes the Town Clerk to publish and post a help wanted ad for an accountant. So moved."

Councilman Kent: "Seconded. Hopefully we can keep this one

longer than a few days. Jack."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "I can't imagine why anybody wouldn't want to be down there. Yes."

The Vote: "Cardinale."

Councilman Cardinale: "Jack Hansen with a new record for driving an employee out. I think it was four days. I vote yes, any help we can get."

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

Resolution #484

Councilman Densieski: "Appoints police officers to the police department. So moved."

Councilman Lull: "I'll second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "It's tough to give up an opportunity to alienate the police department as well as the art world all in one night. I have reservations about five new police officers at the salaries that we are paying. On the other hand this was fully explained by the police chief and there are some unique aspects to the need at this time. I vote yes."

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

Councilman Kent: "It's actually filling positions that already exist. We are operating below the number of positions that were approved in the budget so this fills four vacant positions. It does-it adds one officer to the force but we're anticipating a retirement of an officer before the end of the year so we'll be back to the number of officers provided in the budget. And I vote yes."

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

Resolution #485

Councilman Lull: "Accepts the resignation of detention attendant in the police department. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #486

Councilman Lull: "Appoints Sharon Bilunas and Jennifer Hotchkiss as temporary clerks in the Tax Receiver's office. So moved."

Councilman Kent: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #487

Councilman Kent: "I thought we didn't put the police officer's name in this?"

Councilman Densieski: "Yeah, we normally don't."

Councilman Kent: "We won't say it."

Councilman Densieski: "Okay."

Councilman Kent: "Mum's the word. Approves the request for leave of absence. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #488

Councilman Densieski: "Appointments to the Conservation Advisory Council. They are Sean McCabe and Ken Rothwell serving on a voluntary basis. So moved."

Councilman Kent: "They get paid. I think they get 250 a year. Come on."

Supervisor Kozakiewicz: "\$250.00."

Councilman Densieski: "Oh, is it? Okay."

Councilman Kent: "Oh, they- "

Councilman Densieski: "\$250 a year, I stand corrected."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "I'm going to vote yes for these appointees."

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

Councilman Kent: "I'm a little concerned because I don't think either appointee has any background really in conservation or science. I mean I asked. Nobody gave me any proof to the contrary but since it's a voluntary- somewhat almost voluntary basis, I will vote yes."

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

Resolution #489

Councilman Densieski: "Appoints interpretation consultant for the police department and justice court. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #490

Councilman Lull: "Appoints interpretation consultant for the police department and justice court. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #491

Councilman Kent: "This sets the salaries for various summer personnel for the 2001 season for the Recreation Department. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #492

Councilman Kent: "This accepts the resignation of Debra Cuzzo from the accountant's position in the Accounting Office. This is the one that Jack scared away. So moved."

Councilman Lull: "I would have preferred that we did this one before going out to bid on the- "

Councilman Kent: "Advertise."

Supervisor Kozakiewicz: "They were both the same night. Moved and seconded."

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

Supervisor Kozakiewicz: "Moved and seconded."

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

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Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

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

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Councilman Lull: "I would have preferred that we did this one before going out to bid on the- "

Councilman Kent: "Advertise."

Supervisor Kozakiewicz: "They were both the same night. Moved and seconded."

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

yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #493

Councilman Lull: "Appoints summer interns in the accounting department. So moved."

Councilman Kent: "How long will they last? I'll second it."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #494

Councilman Kent: "This is very similar to the one we just did, it just has more people on it. This appoints personnel for the 2001 summer season to the Recreation Department. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #495

Councilman Kent: "495 declares the Town Board as lead agent and determines the environmental significance of the issuance of the serial bonds for the restoration of the Suffolk Theater. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #496

Councilman Kent: "That was the easy one. Resolution 496- I'm glad that I get to move this. This is a resolution authorizing the issuance of \$4 million dollars in serial bonds of the Town of

Riverhead, Suffolk County, New York to pay for the cost of reconstruction of the interior of the Suffolk Theater building in and for said Town of Riverhead. So moved."

Councilman Lull: "I will second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "Motion to amend. I'd like to amend this resolution to read on the condition that the bond be approved after a public referendum. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Seconded to amend. Where are you amending the language?"

Councilman Densieski: "Anywhere you want."

Supervisor Kozakiewicz: "Vote, please."

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

Councilman Kent: "I'm going to vote no and I'm going to explain my vote. It's very similar to votes we've had in the past where we've asked for referendums. I believe very strongly in a representative form of government. I was elected by the people to use my best judgment in deciding whether to vote for or against a particular issue. I don't believe I need the public- I don't need to reach out to the public on every issue to decide whether the majority of the public is for or against something every time we have an issue come before us.

If you are dissatisfied with the- my total record for the four years that I've served the town, it's very easy to vote me out of office. So I think you elect me to use my own best judgment to decide an issue and I'm going to do that on this one. So I will vote no to amend."

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

Councilman Lull: "Spoken, Chris, like a true Republican. I said the exact same- not supposed to be funny but it's a fact that

it's the exact same thing that I said on a previous resolution asking for a referendum and I do not believe we need to have that. That's what we were elected to do. No."

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

Supervisor Kozakiewicz: "I'm not sure if I were to put it as strongly as Chris did but I do believe that we're at a point where we need to make a decision. We have bids; the bids have been extended to July. I- we have received confirmation from the bidders by fax that they would do that. I understand that getting input from the public is important. I believe that we provide for that with the public hearing that we held the last meeting. I know a lot of people have been writing, calling, contacting us with their concerns and their issues."

I see this vote as one that doesn't involve just the improvement of a building, but much, much more. And I think we need to move forward at this time and, therefore, I vote no to amend the resolution."

Barbara Grattan: "The resolution failed."

Supervisor Kozakiewicz: "As amended, with the amended."

Barbara Grattan: "3 no's and 2 yes's."

Supervisor Kozakiewicz: "Okay."

Councilman Kent: "I'll move the resolution again without the amendment. So do you want me to move it formally and read the resolution again?"

Barbara Grattan: "Yes, good."

Councilman Kent: "Oh, great, I get to do it twice."

Supervisor Kozakiewicz: "I don't think we really need to, but go ahead."

Councilman Kent: "Okay. Well, if we don't need to, I don't want to waste time."

Supervisor Kozakiewicz: "I think it was moved and then there was a motion- I think it was moved already without the amendment and

then there was a motion to amend which failed."

Barbara Grattan: "Yes."

Councilman Kent: "So I'll just re-move Resolution 496 as previously- the motion previously made to call for a vote of Resolution 496."

Councilman Lull: "Is there such a word as re-second?"

Barbara Grattan: "Re-second."

Supervisor Kozakiewicz: "To make sure we're procedurally correct. Okay."

Barbara Grattan: "Okay, Densieski- oh, moved and seconded."

Supervisor Kozakiewicz: "Moved and seconded. Thank you, Barbara."

The Vote: "Densieski."

Councilman Densieski: "I'd like to read my short speech here. First of all, I would like to thank all the people who put in time and money especially lately in the Suffolk Theater. The other thing I would like to mention is I got a letter from the North Fork Environmental Council and they recommended that we go ahead and bond \$4 million dollars to revitalize the Suffolk Theater.

I'd just like to point out that if it were not for the actions of the North Fork Environmental Council, we would be bonding a million dollars less because of the Riverhead Center lawsuit. I just want to bring that point up.

If someone said to me here's \$4 million dollars, go help revitalize downtown, the Suffolk Theater would probably be the last place I would spend it. But the fact of the matter is, this is the proposal before us tonight. There's been a lot of time, energy and money spent to get to this point but I have many concerns with this resolution.

Some of my concerns are budgetary. With the library budget just approved at about 11%, the school budget will probably pass at about 9%, and we have not had- we have not been able to close a good deal at Grumman yet which means we are deficit spending. And that is a very

difficult position for me to be a part of.

Supervisor Kozakiewicz and the Town Attorney's office have assured me that the Burman deal is going to close and that will readily balance the books but unfortunately I think the fate of the Suffolk Theater rests with this Town Board, with this bond resolution, on this historic vote, pass or fail.

I believe this will- this historic vote will probably have one of two conclusions. The Grumman site will close and the Suffolk Theater will open and, hopefully, be a huge success, or, two, we do not close at Grumman and the tax rate increase bestowed upon the taxpayers will surely be enough to break the back of the strongest taxpayers back. Considering the fact that this is not going to a public referendum, we still have one opportunity to stop this from moving forward if we wish so, for example, if we do not have a closing at Grumman by the time the bid award comes in, we could still vote no at the bid award time.

Another point I want to make is that most of the business organizations such as the Chamber of Commerce and the Riverhead Business Improvement District support the renovation of the Suffolk Theater, while most of the individuals I spoke with do not. I think partly because of a lack of all of the pertinent facts and partly from the reality that this is a risk, a risk with taxpayer money.

I have had many people advise me on the Theater, everything from renovate to bulldoze and I've given everyone fair consideration. But the reality is that all but one either aren't practical, aren't probable or simply wasteful. There really isn't another viable solution as what we can do with the Suffolk Theater if we don't renovate.

In closing, I would like to say that I have pressured Supervisor Kozakiewicz on many issues to act in a timely fashion and to get issues resolved and to his credit this issue will be finally resolved. The definition of insanity is doing the same thing over and over and expecting a different result. Let's try something different in Riverhead. Let's try progress. Yes."

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

Councilman Cardinale: "I want to- before indicating what drives my vote today, I'd like to distinguish my vote from the- my assessment of the people within the RTC. I have nothing but respect and admiration for the people of the RTC and as I indicated in an earlier

vote on this subject, I have nothing but trepidation for the course which they have set out upon both in regards to the town's finances and in regard to the inevitable result.

I want to take a moment to indicate to the public what drives my vote in this matter. The first- what I've tried to do is summarize my thinking and how I came to my vote and I've shared this with other members of the Board. The first question that comes to mind is what's local government's role? I have listened to Bob Pike, I have listened to others who have expressed their view of government's role.

My view of government is the following. It seems to me that the fundamental function of local government is to maintain the roads, the water, the sewer systems, the police, the fire protection, and provide similar services necessary for the general health and welfare. Becoming involved as a real estate investor, entertainment impresario seems to me to be far removed from such function.

What most concerns me, as a local government we are compelling certain individuals within the town as pointed out by Mr. Brown tonight- certain individuals within the town who are struggling to pay the rent to subsidize the arts. I am unpersuaded by the attempted analogies of Bob Pike and others to analogize a performing arts center and a beach or a park. If we move from that to a performing arts center, we are expanding the role of government and I believe that government, and I thought that Ed did as well, should be less in our face, less in our business, and move doing the jobs that government traditionally do. For that reason, I'm unpersuaded by the analogy argument.

I believe, however, that the proper function of government is to create an atmosphere in which the town's community can thrive by, for example, showing an intolerance for unnecessary bureaucratic red tape. It is not local government's function to actually compete in a direct sense with private section by taking over a Main Street business.

Let me clarify by an example. The Town Board in my view might appropriately by amendment to the zoning code, limit theater and performing arts use on the Main Street- in the Main Street downtown area to exclusively that area. This would create an atmosphere in which a private entrepreneur could renovate the theater as a performing arts center or a dinner theater because it could be done nowhere else but there.

What a Town Board should not in my view do is just what we're

doing, purchasing and operating a theater as an extended municipal function on the backs of people who cannot afford it. The zoning action is an appropriate government function, the purchase and operation is not.

One other aspect that concerns me which I discussed briefly with Mr. Yousik tonight is that the bond contemplated here would use townwide general tax revenue dollars as opposed to government grants to the arts or charitable bequests to deliver a unique and significant benefit, i.e., an increase in real estate values to a small portion of the town, which benefit will not be shared by the rest of the town. Hence it does not surprise me that the Main Street community would support this project. It also does not surprise me that as you head east and west you see less support as indicated by Mr. Densieski.

The first argument on the local government's role is followed by the second, past experience of this town, this particular town. Riverhead has previously attempted several forays into the real estate investment world. Evidenced the aquarium fiasco, the Rimland fiasco, the theater marquee fiasco, the Grumman fiasco, and you quickly get the sense of what I am saying. The town does not manage real estate or business enterprises well for which reason among others that I've indicated earlier on a philosophical basis, I am convinced in ought not manage real estate or business enterprises at all. And it ought not to own real estate for which it has no essential municipal purpose.

The third argument is that the lack of experience and absence of any performance record of the RTC which drives my decision. This volunteer group into whose hands we are committing \$5 million dollars and more as a start up. It has already experienced significant problems within its board leading to the loss of one-third of it. It has no past performance record whatsoever in regard to fund raising which leads one to ask a question posed by an opponent during the hearing two weeks ago. Why would you hire a manager with neither money, past experience or proven fund raising ability?

The fourth argument is the recent past experience of neighboring towns. The fact is and if carefully read the RTC business plan confirms this, the performing arts centers recently founded in Westhampton and Patchogue are struggling and are not financially sound. They require and will continue to require significant subsidies from the towns. In a recent mailing from Westhampton Performing Arts Center it is stated that only 60% of the annual operating budget is covered by ticket concession sales and other

income leaving 40% of the operating budget annually to be obtained through either voluntary contribution or local government taxpayer subsidy. Why would you expect our experience to be substantially different?

Saturation, fifth argument. Not every town requires a performing arts center. We have such centers in Westhampton, Patchogue and East Hampton. We have a 900 seat theater at the Riverhead High School. We have or will have soon a 280 seat Vail Levitt Theater. We have a Main Street Vision Theater. At what point, to echo Eddie's question in regard to group homes, is saturation reached?

The sixth argument that drives me decision, the never ending spending. We all appreciate the significance of a \$5 million dollar spending commitment in a town where \$5 million dollars represents 25% of the annual general fund budget. What I fear we do not fully appreciate is the inevitability that the town will be required to subsidize the annual operating budget of the performing arts center. The subsidy from general tax dollars could easily exceed \$500,000 per year.

Bob Pike's business plan acknowledges that the RTC produced events will be risky, will lose money, and should be reduced in the early years, yet he attributes income of \$200,000 per year to these events. Assuming this income or other anticipated income does not materialize, assuming we require 40% charitable contributions as was experienced in Westhampton, not 12% as is budgeted, and assuming the charitable contributions well runs dry, we could easily see shortfalls of \$500,000 annually. As was stated by a proponent of the theater in commenting upon the camouflaged business plan, just as this blueprint could be successful, so it could fail and it could fail big time.

Are you on the Town Board willing to tell the taxpayer that they have to pick up the deficit cost of running the theater and are you going to tell the taxpayer the possible downside to all of this? Let's make sure that if we are going forward, that everyone is going forward on the same page.

Reality is that the RTC cannot operate within its budget, the town will be compelled to subsidized the initial shortfalls, and if the shortfalls persist and increase, our only practical option will be to replace the RTC with another manager and hope for the best while adding as much as \$500,000 a year to the purse.

The exit option after a \$5 million dollar investment will be

foreclosed. We will have created a specific use structure which would probably not be saleable at more than 20% of what we put in it.

The seventh argument. We never actually tried to privatize by selling the building. I tried to use this on Eddie with close to but not success. It has been said that Christianity has not been tried and found wanting, it has simply never been tried. This is true about the Suffolk Theater's privatization as well. The hearing disclosed that this property has never been placed on the market for sale with a broker or anyone else within the private sector either by the Villella or the Kozakiewicz administration.

Eighth argument. We don't have to buy and hold, we can simply sell and tax. One of the arguments that drives my position in regard to Grumman and in regard to this matter is that the town ought not to own real estate. It does not have an essential municipal use for- because selling or declining to buy such property continues it on the tax rolls as an annual source of income to the town. The moment we purchase the source of income is lost. This is unique to a municipality. We get to tax; most people don't. No other people do.

Nine. This is no business plan. A business plan evaluating a venture's business prospects written by the business promoter is inherently suspect as to objectivity. As was pointed out during the hearing, this is not an objective business plan. It's not even a business plan. It's simply a blueprint you might give to a consultant to draft a business plan.

Tenth. We are putting the cart before the horse. The structure of the RTC management requires the town to contribute or to complete a \$5 million dollar capital investment and improvement. Only after this is completed, is the RTC required to raise \$500,000. We do the \$5 million, then, maybe, they do the \$500,000. It seems to me and others at the hearing such as Sherri Patterson who is here now, that the order of this ought to be reversed. What happens if all or some part of the \$500,000 is not raised? And I remind you that this is a sum never before raised even by a private group in Riverhead, even the hospital. And a sum that proponent Augie Groeber assures this Board will not be raised by this group either. So going in, we know that they're not going to get the \$500,000 if we believe Augie.

You know the answer to this, what happens if we don't get all or any. By that time, the town will be in for the duration. We can't just walk away from the \$5 million invested. Our options are non-existent, our exits blocked. We will go forward using the only money

we have, taxpayers general fund money.

Eleven. No grants. That's not good. Traditionally performing arts centers have been funded by a combination of private charitable contributions and state, federal and local grants earmarked for the arts. It is exceedingly rare to find a performing arts center funded with general tax revenue. One of the reasons for the use of this pattern of financing is to avoid compelling struggling taxpayers as described by Mr. Brown, from making a forced contribution to the arts through their local tax bill. We have totally disregarded this pattern. We have achieved no grant money; we have achieved no evidence through past performance of an ability to obtain substantial private contribution to the project. These are sobering facts.

Twelve. The RTC together with- together, now and always. It is said that together we shall overcome. How together is the RTC? We are about to hitch our wagon to the RTC star. We are about to deliver \$5 million on a wing and a prayer to the RTC. How together, how well prepared, how street savvy is the current RTC? How much staying power do they have? As was stated at the hearing before committing these kinds of funds, more research, more clarity, more completeness, more togetherness, less camouflage is required.

Risk and reward. As specified, we know we're investing \$5 million. We suspect our annual compelled subsidy may approach \$500,000. We fear there will be no exits, no options available other than to continue operating by an agent a \$5 million dollar specific use white elephant, it being virtually impossible to sell after over a \$5 million dollar over-investment-- over-improvement.

To what end and for what purpose and for what gain are we taking this risk? Rental is \$1,000. Maximum additional \$2,200 estimated for food and ticket sales. There are, of course, the unstudied, unresearched, unclear, alleged tangential benefits to Main Street. These have been indicated. They have not been demonstrated. The above does not, to me, represent a compelling risk reward for the investment of taxpayer funds.

Finally, available options. There appear to be at least three. One, privatization through sale. The property would be returned to the tax rolls and as my broker is now fond of saying particularly these days with the stock market, quote, the first loss is the best loss. We've got a million plus in this, we could probably get \$500,000 out now. Two, a less elaborate more fully considered renovation plan. Three, a different deal. Here I urge you to recall

that the original proposal to the RTC which had been accepted by them at the end of the Villella administration, but which was not voted upon by the Board at the end of the Villella administration, since I withheld my vote at the request of and as a courtesy to the new administration, called for a totally different arrangement with the RTC. It was a lease for a modest monthly rental, circa \$1,500 as I recall, all capital improvements to the structure were to be obtained by the fund raising efforts of the RTC. If the RTC was unsuccessful in raising the necessary funds whatever money was raised would revert to the town and whatever improvements installed would be retained by the town. There was no risk whatsoever (inaudible) by the taxpayers, there was no taxpayer subsidy of the enterprise except the concession for the first few years of a modest rent, which rent was to be raised after the first few years until it reached an amount more reflective of market conditions.

The initial RTC proposal was consistent with the general principles set forth in these remarks and addressed the arguments and concerns set forth herein and accordingly, and I remind you I indicated at that time my support for this proposal, so you guys moved from me, I didn't move from you. I supported the deal as proposed.

Sometime after Bob took office, the initial plan was dramatically altered and what we have, we have, which I've described. The justification was that the initial plan was quote not realistic. No further explanation or elaboration was offered.

The initial plan was clearly a better plan for the town. It put the risk where it belonged with the leasee, the RTC. It protected the town in the event the RTC was unsuccessful. In it the town created an atmosphere which I talked about five, ten minutes ago, for a desired change by the low rent. We created the atmosphere by the low rent but we did not become embroiled at great risk in the entertainment business. That was the plan that should have been passed. This is not the plan that should be passed. I vote no."

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

Councilman Kent: "First of all, I want to thank Phil. Phil Cardinale has spent a lot of time on this issue. He wrote- those words that he just expressed on the record were written to us in a memorandum that was handed out to the entire Town Board and to others. And he spent a lot of time writing it, I'm sure. Phil and I don't always agree and we're going to disagree on this. But yet I have to thank him for the amount of time and effort he put in to not only

drafting this document but putting the thought into deciding where he was going to vote on this issue.

He's quite correct. When we were first entertaining thoughts of entering into an agreement with RTC, the agreement was much different and Phil at that time decided that it would be best if we let the new incoming Town Board decide such an important issue. And, yes, the agreement moved away from Phil- not Phil, from the agreement. So his position is defensible and it's very sound logic and yet I disagree. And I disagree for the following reasons.

Downtown revitalization has been talked about in Riverhead for a very long time. I'm a newcomer to Riverhead; I came here in 1981 and I can tell you in 1981 we were already discussing downtown revitalization. Fortunately some positive steps have been taken but much more remains to be done.

As a Town Board member, we receive many professional newsletters and publications which provide local governments with ideas and suggestions of techniques for revitalizing downtown areas. One of the suggestions that is a recurring theme in many of these publications is that a proven success in other downtown areas throughout the country is the establishment of a cultural arts or a performing arts center in a downtown area.

Riverhead's downtown area is very fortunate. It already has one. We've been blessed in this town that we have a very unique structure, a theater worth- a theater worthy of historic landmark designation. The Suffolk Theater, the art deco theater built in the early 1930's. If you've been through that theater, you know it's worth restoring.

The issue is and the issue that has been over the last 10 years is who should pay for the restoration. In the past, I would probably have said that the town could not afford it. But now we have a great opportunity in Riverhead. I believe we have the ability to generate the revenues to pay for the restoration so that the cost won't be borne by the taxpayers who now pay most of Riverhead's taxes.

We also probably have enough property left over to build a golf course for town residents. You see, in 1998 the town received 2,900 acres of very valuable industrial and recreational property in Calverton for no cost to town taxpayers. Now unfortunately we've been a little slow to redevelop this property and the taxpayers have had to pay some maintenance expenses at the site. But that will end soon and we will realize enough principal that can be generated from sale of

portions of that property and enough tax revenues that can be generated from its development which will allow us to reinvest a small portion of that money and commit it to downtown revitalization. And I think that's a tremendous point in the history of Riverhead that we have that opportunity and we should take advantage of it.

Our town- our downtown area was once a thriving business area. It hasn't been that for a long time. I see glimmers. I see new business coming to town and I think this theater will bring even more.

Is it worth it? Is it worth the money spent that Phil took us through? What will the effect be? We have to look into the crystal ball here somewhat. But I can tell you this. A 10 year old study that I got to read very thoroughly which was done by the county concluded that the presence of the Supreme Court within our downtown area generates in excess of \$6 million dollars of spending in our town each year. But the bottom line I believe on this theater issue, however, is not only financial. We know that the restoration and operation of the theater will bring visitors to town to spend money. But the restored theater will be an asset to the community that will provide great benefits beyond its cost.

The town's investment will generate private investment in downtown and pride throughout our community. Is it the role of government to make this type of investment? Many people have asked me that. I look to another great Republican, not Jim Lull, but Abraham Lincoln who once said that the role of government is to do for its citizens what they are unable to do for themselves. No individual in our town or from outside of our town has come forward to make this investment in downtown Riverhead. But I believe we should. The result will be tremendous economic returns, tremendous downtown events. Perhaps not for the theater alone, but for the heart of our town that will impact the entire community.

At the public hearing one of our residents said if you don't cultivate the seed, the plant will never grow. I believe that if we plant this seed on Main Street, it will grow throughout the town and will prosper in many ways. It will be an integral part of our community for many generations and I think it's well worth the investment we make today. So I'm going to vote yes."

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

Councilman Lull: "I won't extend the seed metaphor, very well done. My vote is based on two things. First of all, I've always,

ever since I've been in this office, everybody I've talked to who understands the role of government in municipalities tell me that my role, my job, involves two things and two things only. One is land use the other is services. That's really all we do up here. One is land use, the other is services.

We need to define much as Chris was talking about what those services are. Is the ability to have a performing arts center in our downtown an essential municipal service? That's Phil's question. It's a logical question. But I believe my answer to it is different from his. And that is it is an essential service; it is an essential service for the young and for the future of this town.

The second issue is land use. We've heard an awful lot of language tonight about preservation. And yet one thing we never talk about in terms of preservation is the 10 or 12 acres in downtown that need to be preserved, revitalized and preserved. I have spent 25 years of my life working on projects for downtown Riverhead and I do believe that this is a definite step in the right direction.

It has taken that long, the Riverhead renaissance has not, like the real Renaissance, did not come about over night. It doesn't happen. But as things begin to develop, they begin to piggyback upon each other and so, therefore, each project becomes a multiplier of the previous. And, so, therefore, I think the vote here, the preservation of downtown, the revitalization of downtown an absolutely essential part of all the language, all the literature on downtowns says that performing arts and tourist attraction like the aquarium are an essential part of the revitalization. So the vote is yes."

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

Supervisor Kozakiewicz: "I happened to attend a conference in Manhattan on Friday. We were appearing with regard to a wireless cell case that we all know, we've talked about and we made them file, or declared that they needed to file an environmental impact statement. The senior court personnel listening to the arguments from the cable wireless telephone attorneys, and he was an older guy, one of our older citizens said, well, counselor, if you're loading the dice you're going to end up with the answer and if you load your question, you are going to end up with your result.

I think that's what happened here and I do believe that Mr. Cardinale and all the Board members have spent a lot of time looking at this issue and they've reached their decision based upon the dice

they've loaded. They've gotten to the end result because of the way they pictured the decision to be made.

It's much more than just revitalization of a single building or a white elephant as has been alluded to. It's a cog to a revitalization of an area, revitalization of downtown. It's been part of a plan. It's been discussed for ages and we talk about it almost synonymously in a lot of the plans that, you have the aquarium, you have Suffolk Theater. We need them to work in a symbiotic relationship day and night.

There's discussion about the business plan. What I would like to note about the business plan is that this business plan was shared with the Board in advance, it was shared with the Board to get their input. There has been no hiding behind this business plan. It was a business plan that was brought to our Board well in advance so that if there were questions about the sincerity of the business plan, if there were issues about the exactness of the business plan, we could probe it, question it and decipher it. And I think that's really what happened by one of the speakers who got up at the last meeting and I think he's maybe because of his change of position, he has been alluded to tonight, and that was businessman, Tim Yousik. And I think he said it very well. He put the business plan to its test. He probed it, he questioned it, and he walked away feeling somewhat of a comfort. There is risk here, there's no question about it.

There's also been the question about the cart before the horse. As I see it no one is going to donate any money to a building that's not renovated, that's not operating, that's not functional. It's got to be an operating building; it's got to be a building that's been refurbished; it's got to be a building that's been attended to where the detail has been restored to the beauty that it once had.

We also had some discussion about a different deal, a deal that involved all of the capital improvements to be borne on the RTC. My belief that that deal may have violated Wicks Law (phonetic), but put that aside. If you buy the argument that the RTC or any group can't raise \$500,000 pursuant to the new agreement, then you must also buy the argument that the old arrangement would have never worked as well.

I don't want to add onto Chris' comments about cultivating the seed so that the plant will grow, but I believe that's what we're talking about here. We're talking about a ripple effect, a ripple effect that's going to go beyond this building. It's going to go beyond the downtown. It's going to go beyond our individual people

who attend it. It's a cultural resource. It's going to go to the person who walked- the young man who has an ability to make something of himself so that he doesn't end up at Grangebél Park but does become the next (inaudible).

For those reasons, I vote yes."

Barbara Grattan: "The resolution is adopted."

Resolution #497

Councilman Kent: "Resolution 497 is a resolution calling a public hearing- it's not over yet, on the issuance of serial bonds and bond anticipation notes hereafter by the Town of Riverhead, Suffolk County, New York to pay the cost of the reconstruction of the premises at 118 East Main Street in said town known as the Suffolk Theater for live stage performances, films, and other public recreational uses for said town. So moved. Oh, the public hearing is scheduled for May 30th at 2:00 in the afternoon. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale, no; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #498

Councilman Densieski: "Authorizes the Supervisor to execute an agreement between the Town of Riverhead and the County of Suffolk Office for the Aging Meals on Wheels. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "Yes. I support this because we do the meals of wheels program. We service a lot of people that would not get a hot meal or a nutritious meal, so, yes."

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

Resolution #499

Barbara Grattan: "Resolution 499, bills."

Councilman Kent: "So moved."

Supervisor Kozakiewicz: "Is there a second?"

Councilman Densieski: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

Barbara Grattan: "Who seconded it? Densieski?"

Supervisor Kozakiewicz: "Densieski."

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

Councilman Kent: "I move we adjourn."

Supervisor Kozakiewicz: "We've got one more. In light of the senior citizen center resolution we need to do a budget adoption. I was hoping we could get that in so that we can put a down payment as part of that contract. So we need to establish a budget in order to achieve that result."

Councilman Cardinale: "How much is this bond?"

Councilman Kent: "This- we already approved this."

Supervisor Kozakiewicz: "The bond's been approved."

Councilman Cardinale: "Yeah, but how much is the budget for?"

Councilman Kent: "2.75."

Councilman Cardinale: "350 to purchase; the balance to renovate? It's a big night. We're getting up there, \$7 million in bonds."

Councilman Kent: "\$7,000,000 tonight, yes."

Councilman Cardinale: "Yes."

Councilman Densieski: "Are you going to move it or- "

Councilman Lull: "Who's on it?"

Supervisor Kozakiewicz: "There's nobody on it."

Councilman Kent: "I'll move it."

Councilman Densieski: "All right, I'll second it."

Barbara Grattan: "Can I have that resolution- can I have a copy of that resolution?"

Supervisor Kozakiewicz: "Sure."

Barbara Grattan: "It's going to be resolution number- "

Supervisor Kozakiewicz: "You should have received it."

Barbara Grattan: "500?"

Supervisor Kozakiewicz: "Correct."

Barbara Grattan: "And who is moving it? Kent?"

Supervisor Kozakiewicz: "Kent."

Barbara Grattan: "And?"

Supervisor Kozakiewicz: "Seconded by Lull."

Barbara Grattan: "Moved and seconded and everything is good? Now we call the roll- "

The Vote: "Densieski, yes; Cardinale."

Councilman Kent: "I just have a question on this. Did we pass- we did the estoppel and everything already on that?"

Supervisor Kozakiewicz: "Oh, yeah."

Councilman Kent: "Yeah, I remember we passed it a long time ago but I don't remember ever doing a second resolution on that. Okay."

Supervisor Kozakiewicz: "Yeah, yeah."

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

Councilman Cardinale: "We have just passed four million in bonds. We are about to pass nearly three million more. I believe as indicated at the time of the initial vote on the senior center that there are less expensive and better alternatives for a senior center available. I am astounded when I think of the cost of carrying these bonds for these- I mean we passed in my recollection a huge bond recently for the highway building. We passed the theater bond. We passed the sewer. We passed- we've got to do the landfill. We've got the theater bond now. There is a point at which we cannot be- we can't be taxed anymore. So this is no surprise that I would vote no on this since I voted no on the initial bond. No."

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

Councilman Kent: "I had spoken to the Supervisor. Hopefully, we've looked into all possible alternatives."

Supervisor Kozakiewicz: "We looked at Route 58, the bowling alley, we looked at Stotzky- "

Councilman Densieski: "Main Street."

Supervisor Kozakiewicz: "-- we looked at the Calverton buildings."

Councilman Kent: "I know Stotzky came out. I remember Stotzky was more expensive. I think we were estimating \$3.6 million at the time."

Supervisor Kozakiewicz: "We looked at that Calverton building."

Councilman Kent: "Yeah, Calverton was not acceptable."

Supervisor Kozakiewicz: "Department of Labor."

Councilman Kent: "Labor building, yes. Well, I hope we- like I said, I hope we close on some of these Grumman properties. I think we'll generate revenues once we do. I- "

Councilman Lull: "Hopefully borrowing at a different rate, too."

Councilman Kent: "I hope we can enter into an agreement with

AES, too. I don't know what's holding that up. I'm going to push forward with that with the Supervisor this week. Hopefully, we can get something accomplished with that because that would be a general- that would be a tremendous source of tax revenues on an income basis, \$6 to \$7 million dollars a year and then maybe we can afford to do these things. But I'll vote yes and I'm going to work to generate the revenues. And I don't know what's holding things up on that end but we'll work on that. So I'll vote yes."

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

Supervisor Kozakiewicz: "Now is there a motion to adjourn?"

Councilman Kent: "Yup."

Councilman Densieski: "Motion."

Supervisor Kozakiewicz: "Second?"

Meeting adjourned: 10:58 p.m.

Barbara Guttan
Town Clerk