

Minutes of a Regular Town Board Meeting held by the Town Board of the Town of Riverhead at the Jamesport Community Center, South Jamesport Avenue, Jamesport, New York on Tuesday, May 16, 2000 at 7:00 p.m.

Present:

Robert Kozakiewicz,	Supervisor
Christopher Kent,	Councilman (Arrived at 7:17 p.m.)
Philip Cardinale,	Councilman
James Lull,	Councilman
Edward Densieski,	Councilman

Also Present:

Barbara Grattan,	Town Clerk
Dawn Thomas,	Town Attorney

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

Supervisor Kozakiewicz: "(inaudible) and they were kind enough to alert me to the fact that this month is Better Hearing and Speech Month and their business and they're involvement in the community is certainly something which I want to recognize and ask the Town to recognize as well. I'll briefly read the pertinent parts of the resolution.

Whereas, hearing loss is one of the nation's leading handicap disabilities affecting an estimated 30 million people; and

Whereas, hearing impairments can adversely affect an individual's ability to function effectively on the job, in school and in social situations; and

Whereas, (inaudible) hearing conservation measures are in the best interests of the health, safety and welfare of the general public as speech impairment affects an estimated 2 million Americans.

What I'm going to do is declare this month Better Hearing and Speech Month and hand this proclamation to Mrs. McGuire and her son, David, and if they wish to say a few words, they can."

Mrs. McGuire: "I want to thank you and members of the Board for this proclamation and (inaudible) helping to create better hearing awareness. Better Hearing and Speech Month is in conjunction with the

self help for the hard of hearing, the American Audiology Association, and the AARP. And we are very proud to be a part of this movement this month and we've been doing hearing screenings and everything else to help people become more aware of hearing loss and (inaudible). Thank you very much."

Supervisor Kozakiewicz: "Thank you. Okay. Now the second proclamation is to CAP-- Felecia Swiatocha (phonetic). Felecia is here on behalf of CAP. For a number of years they have been helping bring awareness to our children in the school district, what it means to have a drug free body. Every year they hold an annual parade. This year that parade will be May 31st, is that correct? And I have a proclamation I would like to present to Felecia today recognizing that May 31st, 2000 to be Say No To Drugs Day and I would ask all the residents of the Town of Riverhead to join me in recognizing everything they do on behalf of our children and, if you can, get down and watch the parade. And at this point in time, I'd ask Felecia to say a few words."

Felecia Swiatocha: "I want to thank the Supervisor and the Town Board for the proclamation. This is my first year with CAP. CAP has been doing these programs in Pulaski Street, St. John and St. Isidore's Schools since 1982 and we've been doing the march since 1987. So it really is a wonderful example of how school and the community work together. A lot of these are our CAP volunteers and the students who participate in the program. So it's everyone that makes it happen. Thank you."

Supervisor Kozakiewicz: "Thank you. Okay. Really out of sequence tonight, but what I'd like to do at this point in time is ask everyone to stand and Pledge the Allegiance and since we have someone from Calverton, Bill Schulman (phonetic) who's with us today. Bill, will you lead us in the Pledge of Allegiance? Come on. You can sing."

(At this time, the Pledge of Allegiance was recited led by Bill Schulman.)

Supervisor Kozakiewicz: "It's on the Agenda, all right. Is there a motion to approve the minutes of the Town Board meeting of May 2, 2000?"

Councilman Lull: "So moved."

Councilman Densieski: "Second."

Supervisor Kozakiewicz: "Okay, it's moved by Councilman Lull and seconded by Councilman Densieski."

The Vote: "Cardinale, yes; Densieski, yes; Lull, yes; Kent, absent; Kozakiewicz, yes. 4 yes, 1 absent. The minutes are approved."

Supervisor Kozakiewicz: "Barbara, can we have the Reports, please?"

REPORTS:

Receiver of Taxes	Total collections to date: \$37,458,350.51
Recreation Department	Monthly report for March, 2000 total collected \$21,536.00
Juvenile Aid Bureau	Monthly report for April
Town Historian	Annual report for March
Open Bid Reports	Benjamin Corwin Site improve- ment project, opened on 5/10 at 11:00, 2 bids were received
Open Bid Reports	Installation of water mains - Stoll Associates, opened on May 9 at 11:00, 7 bids were received

Barbara Grattan: "That concludes Reports."

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

APPLICATIONS:

Shows and Exhibition Permits	Tanger Outlet Center on May 4- 7, 11 a.m. to 6 p.m. Central Suffolk Hospital Garden Festival
Parade Permit	Riverhead CAP, May 31 at 10 a.m.

Parade Permit

Riverhead Foundation for Marine Research, November 5 at 10 a.m.

Site Plans

Starr Corp., 5 East Main St., Riverhead to add an outside deck

Site Plans

TRW Corp. Riverhead Auto Mall North side of Country Road auto sales showroom

Site Plans

Aquebogue Village - opposite Edgar Avenue development of campus style mixed use 4 plex residential units and two retail stores

Barbara Grattan: "That concludes Applications."

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

CORRESPONDENCE:

Odell Evans

Regarding Grace's Place - objecting to the center not being compatible to the area

Petition

68 names to conduct a feasibility study along Route 58 in Riverhead

Barbara Grattan: "That concludes Correspondence."

Supervisor Kozakiewicz: "Are there any Committee reports?"

Councilman Cardinale: "Yes, I should tell the public that after eight months and three days, Cablevision did respond to our proposed contract. That's the good news. The bad news is they mostly struck out everything I put in. But we're getting a little closer than we were before because they did leave in a few things. Also on Cablevision most of you read the local papers and they've declare new rules for public access which read very well except that they're in violation of a federal statute and a franchise agreement between the towns and Cablevision. But I think they see the error of their ways

and they, I believe, are going to reform. And that's it from the Cablevision front."

Supervisor Kozakiewicz: "Any other Committee reports?"

Councilman Kent: "Did we do rec?"

Supervisor Kozakiewicz: "No. We didn't do rec."

Councilman Kent: "First of all, I'm sorry I'm late. I had- I coach a little girls softball team and we had practice tonight. I had to be there or else they'd be disappointed. But I wanted to report on the Rec Advisory Committee. We had the meeting last week and I believe there are two resolutions on tonight, one is to do improvements to Millbrook Gables playground, and the second is to do improvements to the Stotzky Park playground. Those are both on for tonight. I don't know if there's a third resolution to be handed in for the Hulse Landing Road? Those are the two resolutions on tonight. They were approved unanimously by the Committee last week. The Board will also approve those tonight."

Supervisor Kozakiewicz: "Very good. Any other reports?"

Councilman Densieski: "In regards to Recreation, also, we're having the first annual agricultural heritage festival in Riverhead and right now we're looking for pictures or anybody that wants to contribute stories. We're looking for agricultural pictures of equipment or family members that have been involved with farming. If you have any of that information you'd like to include it in the booklet, we'd be glad to have it. Anybody that wants to contribute stories, we're looking for people to help out. And the date is September 24th. It's a Sunday."

Supervisor Kozakiewicz: "Thank you. Okay. I think that concludes Committee reports and at this time we have the first of our public hearings on. The time of 7- is that 7:19? 7:19 has arrived. Barbara, if you would call to order the first public hearing?"

Public Hearing opened: 7:19 p.m.

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at the Jamesport Community Center, South Jamesport Avenue, Jamesport, New York at 7:05 p.m. on May 16, 2000 regarding the special permit of Edward Meier to allow the construction of an outdoor recreational facility upon property located

at Route 58, Riverhead."

Supervisor Kozakiewicz: "Thank you, Barbara. Is there anybody who would like to address the Board with respect to this public hearing which has been just announced by Barbara, which is the special permit application of Edward Meier? Mr. Meier?"

Edward Meier: "Well, which one works?"

Supervisor Kozakiewicz: "That one is the one that- that one takes the information down on tape and the one to your left is the one so everyone can hear you."

Edward Meier: "You can hear me now? Okay."

Supervisor Kozakiewicz: "You've got to talk louder, Ed."

Edward Meier: "Okay. Well, I'm Ed Meier and I'm here to present to the Board and the community our request for a special permit to build an outdoor recreation facility on Route 58 in Riverhead. It's pretty much in two parts. I'm just going to briefly talk about what we plan to build and then Dan Mooney who is my attorney, he'll address the issues that people may have concerns about.

The property is a three acre parcel on the north side of Route 58, just west of and adjacent to the Warner Oil Plaza. The initial plans call for a 21,000 square foot outdoor miniature gold course, a seven stall batting cage for baseball and softball, an outdoor climbing wall, a water balloon game called Water Wars, remote control boats and a snack bar with a small game room inside.

The three main parts that make up the park are the miniature golf course which is in the front, the snack bar and office which is in the middle, and in the back of the property or toward the back of the property there's batting cages.

The other attractions are scattered throughout the property. It is our intention that the park be dynamic so that these other attractions will change and will add to them. They won't stay like the main attractions. Sand volley ball courts, basketball trampoline game, some soccer cages, they are other things that we eventually would like to add to the park or interchange with the other small attractions.

It's our idea that the place is very green and growing. When people come, I would hope that they's just be happy to look around and see everything that's growing there and just feel very much like a park. We expect the landscaping and the flowers will probably be one of our major expenses.

The only other thing I'd like to talk about really is our reasons for building this here in Riverhead. And when we first started this venture, I wrote a business proposal and we stated the marketing plan and that pretty much states why we want to do this. So I'll just read what I had written then.

It says our primary marketing objective is to become a successful venture providing family oriented entertainment to the residents of the Town and the many visitors to the Town. The creation of jobs, profits for its owners and to be a stable influence in the community are additional intents of this venture.

My wife, Nancy, and I are both third generation Riverhead Town residents and we're raising our three children here. We know there's a need for this type of entertainment here in Riverhead and so I ask the Town Board to grant our application for a special permit and give us the opportunity to provide this facility.

I know there's a lot of people here tonight and they'd all like to talk and I also knew that there would be a lot of people who maybe would like to be heard but wouldn't want to come. So I put out a petition to the people of the Town. I'll read the petition. It says:

We, the residents of Riverhead Town request that the Town Board approve the special permit of Edward Meier for an outdoor recreation facility on Route 58, west of Katie's Deli, Riverhead. The facility will include batting cages, miniature golf, climbing wall, basketball, volleyball, water wars, remote control boats and a game room. We believe this would benefit the families and youth of our Town and we strongly urge you to approve this resolution.

I have 1170 signatures that I gathered in just about a week's time. I'd like to present them to you."

Supervisor Kozakiewicz: "You can give those to Barbara."

Edward Meier: "Okay."

Supervisor Kozakiewicz: "She'll make it part of the record."

Edward Meier: "Okay, and Dan will continue."

Supervisor Kozakiewicz: "Okay. You've got some support."

Dan Mooney: "Good evening. My name is Dan Mooney. I'm an attorney in Mattituck and I represent Ed Meier and- is that better now? Is that better- yeah, you've got to speak right into this. Good evening. My name is Dan Mooney. I'm an attorney in Mattituck and I represent Ed Meier and Meier Development in connection with the application before the Town Board this evening for approval of the mini golf course and the other portions of that which include the batting cages, etc.

I have several copies of the plan which was presented to the Planning Board. I'd like either to hand one up somewhere or to make them available for anybody that wishes to look at them so they can review them. And I'd like to hand one in to the Town Board as well."

Supervisor Kozakiewicz: "I'm not sure if we have anything out there to hang it with. That's the problem with this location (inaudible)."

Dan Mooney: "The application is pursuant to the Riverhead Town Code Section 108.3 and 108.45 wherein the Town Board is allowed in an Industrial A area to grant a permit for an outdoor recreational use. As you may- I'm sure you are aware of the fact that the Town Planning Board by a resolution dated March 2, 2000 basically approved every portion of the application except for one comment at the end and that one comment was the one comment which caused the Planning Board to recommend against approval of the outdoor recreational use by Meier Development.

The Planning Board specifically found that the area was sufficient for the proposed use, the access facilities were adequate. All of these are required under the Code. The existing municipal services were adequate. And the final thing that the Planning Board said was that the outdoor lighting may impact a little bit on the surrounding community but, of course, as this Board is aware, the Board can have restrictive covenants that will require lighting to be in compliance and in a way that it does not affect the surrounding neighborhood.

However, the Planning Board said that the site is not particularly suitable for the intensity of the proposed use given the lot area and the adopted land use policy of the Riverhead Planning

Board which said that regional recreational and tourist facilities should basically be in Calverton.

In all due respect to the Planning Board, the- this is not a regional recreational area or a tourist destination. The idea of having this mini golf course in Riverhead is for the people of Riverhead and the surrounding area. I mean, in a week, Ed was able to collect over 1100 signatures of local people who say they would like to have that facility on Route 58.

The other issue, I think which is most important is, this facility fits into plans for Route 58. One of the difficulties in this Town for each of us is the fact that there is a lot of traffic on Route 58. If Route 58 becomes all shopping malls and all restaurants, none of us will be able to travel on Route 58. The use that Mr. Meier has scheduled for this parcel is really in compliance and in conformity with a good proper traffic use on Route 58.

If you look at a miniature golf recreational type facility, it is a facility that is used mostly during the evening hours when there is little traffic on Route 58 or on Saturday and Sunday evenings when there is little traffic on Route 58. There is an estimate from the Planning Board that it would be approximately 24 cars per hour entering and existing the golf facility if it's built. That is minor when one compares it to the traffic which goes in and out of a restaurant, an office building, or a fast foot outlet or a shopping center on Route 58 during the day, all day, and during the weekends.

There is only 51 parking places. However, those 51 parking places are more than adequate given the expected use and usage of the property. This property basically will assist the traffic flow on Route 58 because it will not add hundreds of cars per hour. People will not be going in and out as they would in and out of a shopping center or in and out of a mall or in and out of any other facility or office building on Route 58. So it's to the benefit of Route 58 to have facilities such as this which utilize a traffic flow at other times other than during the day when there is peak traffic.

The other issue which the Planning Board seemed to state was that this would not increase the tax rate sufficiently. However, if you look at the other parcels in the area and we did a study from the Assessor's Office. We first asked the Assessor's Office when this miniature golf facility is completed, what will the taxes be on the parcel approximately? Or the assessment on the property approximately? And the Assessor's Office told us that the assessment

would be approximately \$64,000 per acre and I'd like you to think about what are the surrounding parcels and what taxes are they paying at present. And I can go through them with you and I'll show you exactly that Meier Development will be paying more than many of the other businesses on Route 58.

For example, Riverhead Raceway has 24.7 acres. They pay \$11,000- they're assessed at \$11,093 per acre. Again, Meier Development will be \$64,000 per acre for the three acre parcel. The Ford dealership, 5.3 acres is assessed at \$38,679 per acre. The (inaudible) Company warehouse across the street which is now- where they're selling the sheds, gazebos, is \$41,818 an acre. Tryac, the empty warehouse, is \$45,625 per acre on a 6.4 acre parcel. Herb Obser has two parcels, the parcel with the building and the parcel next to it. Together they make up 10 acres and their taxes are \$46,250 per acre. The Riverhead Auto Mall is 6.5 acres and it's assessed at \$69,231 per acre. Carl's Lawn Mower has 3.8 acres. It is assessed at \$76,316 per acre. Toyota, 4.2 acres, \$77,381 and Garsten, 3 acres, \$83,000. So that Meier Development when it completes its golf course will be certainly comparable to all of the other businesses on Route 58. I'd like to hand this in to the Board for its perusal at a later date if they wish.

Finally, I hate to take your time and I know there's a lot of people here this evening, but I think it's important to review the legal issues before this Board and the things which this Board must look at in order to grant a special permit. And those are contained at Section 108.3 of the Code. Can you all hear me? I'm sorry. 108.3 of the Code. And those various things are that the site is particularly suitable for the location. I think we've already explained that it is because it's a business that will utilize the facilities, especially the roads, at times other than the other businesses on Route 58 utilize the roads. There is certainly- the characteristics of the proposed use is such that it will not interfere with anything else in the community. It will add to the community.

I think 1100 and 70 some odd people have said they're looking for facilities like this in the community and they're looking for places for their children and their families to have reasonably good and wholesome entertainment.

It says the proposed roadways, curb cuts are all okay. Adequate provisions have been made for emergency conditions. It's really right around the corner, basically, from the ambulance facility. There's off street parking; there's adequate buffers; there's three acres so

that most of the rear of the property is not even going to be used so there will not be a problem with lighting, there will not be a problem with noise. If you look at Route 58 now, most of the businesses on Route 58 have intense lighting. This will not have intense lighting. The hours of operation basically are going to be from 11:00 in the morning until 10:00 at night and the- it will not be noisy. It's not that type of facility where there's any kind of noise generated. There won't be loud music or, you know, anything like that, so that it will be a family operated in a family fun place for people to go.

All of the Health Department requirements will be met and all of the- there will be no- the business will not generate any environmental impact in a negative sense. The Town- the Planning Board has already said that there is- gave a negative dec on this facility so that it would certainly not do anything to harm the Town and, in fact, would be certainly a real benefit to the Town.

Howard Young of Young & Young who prepared the site plan is here this evening and if anyone has any questions for him with respect to the plan, I'm sure that he would be more than happy to answer those questions as well.

I thank you for your time and your consideration."

Supervisor Kozakiewicz: "Thank you."

Sandra Mott: "Good evening. Sandra Mott, Riverhead. Let me preface this. I think it's a wonderful idea but I think the location really leaves a lot to be desired. Having to have to live across from this facility, which quite obviously this gentleman is not familiar enough, I guess, with the neighborhood to know that there is no off peak down time on Route 58 these days. And especially his reference to Saturday and Sundays and in regard to the race track and the people coming, traveling through the Town and going to these other activities especially the aquarium and so on and so forth.

In regard to the traffic which I just referred to and the noise which is sort of a joint issue and the lights, 11:00 a.m. in the morning to 10:00 p.m. at night is rather a long day. Granted the lights aren't going to be on during the daytime, but they are going to be on at night, there are residential communities on both sides of this project, including Glenwood Village which is around 500 homes of adult senior citizen housing. Behind it is Millbrook- I don't know how many units are there but I believe that's a family park. In addition there's going to be another 103 adult homes supposedly built

across the street, adjacent to Glenwood.

In addition to the fact that there will be traffic since Riverhead Centre seems to be moving in the right direction according to the Town's decision, and in addition as I referred to the race track. We have a lot of things going on there. People in Jamesport and Aquebogue perhaps are not in that neck of the woods enough to recognize that fact. As I said we do live there and it is a residential neighborhood behind the businesses that are paying the assessed taxes that he referred to.

Quite frankly, I think this kind of a park should be in the Calverton recreation area, somewhere near Splish-Splash. Somewhere perhaps even near Stotzky Park which is where a lot of the children like to go for their various activities and recreational things. And it seems like that would fit into that. Maybe they could do a joint venture with the Township in that regard or another park site.

And help- the gentleman (inaudible) the tax abatement type situation which has been done through previous businesses in the Township.

He indicated- the gentleman who wants to own the property said he was going to build it for the Town's children and tourists. His attorney said it was going to be focused on Town children. Now it's either one or the other. And, you know, I mean you can't say- "

Supervisor Kozakiewicz: "Folks- let- "

Sandra Mott: "-- you know, a course of action. I know I'm in hostile territory here. I apologize."

Supervisor Kozakiewicz: "Excuse me, excuse me. Just for a moment. Let the speaker speak. Whatever your view or opinion is as to the viewpoint being expressed, I think we should owe each other the courtesy to let her say what she wishes to say- this is America- supposedly we have first amendment rights and the right to say what we believe. And however unpopular it may be. So let her conclude. If there's anybody who has comments with respect to noise or the lighting and maybe counsel or Mr. Meier can address those issues, then we'll hear from them. Thank you."

Sandra Mott: "Thank you. As I said, in addition I forgot there's a 96 unit motel that's going to be built directly across the street from this facility possibly. So we're talking special permit

in regard to this project, the Glenwood extension, the 96 motel unit is a special permit, Foxwood just got a special permit. I understand the rationale for special permits but I think that this kind of extensive special permit orientation when there's quite a bit of property in other parts of the Township that could probably be better utilized for this kind of facility, I really think it will affect the traffic, I think it will affect the neighborhood's character. Granted the two communities are mobile home communities but nonetheless they are some very expensive mobile homes in these communities.

And the long and the short of it is the fact that someone lives in a mobile home community and not in a stick built building, does not denigrate their opportunity to speak their mind, nor have a view, nor be protective of their investment. Some people have put in \$100,000 into their mobile homes. So let's understand when you say a mobile home community, it's not what a lot of people think of. Okay. These are established homes. People want to live out their lives in peace and quiet. That's why they moved out here and the character of a rural environment which we're quickly changing unfortunately right in that area. And as I said, I can mark off seven or eight projects within the past seven years a mile from our front door.

As I said, I think it's a good idea; it's probably very needed but that location leaves a lot to be desired and I'm going to go along with the Planning Department. If they have qualms about it, I certainly hope that you gentlemen will have the same kind of concerns and that- recognize the fact that residential communities have voters in them and it's a consideration that has to be taken into account. Thank you for your time."

Supervisor Kozakiewicz: "Thank you. Is there anybody else who would like to address the Board who has not had- Rose Sanders."

Rose Sanders: "I'll use the mike even though I know I don't need to. But- Town Supervisor, Members of the Town Board, I wear two hats this evening. One is to remind you that as your Recreation Advisory Coordinator Chairperson we have spoken many years, many times over and over again about how often it is that our children are removed from parking lots or asked to leave somebody's- in front of their street because they are making so much noise. My point is that our children have nothing to do and we- when they find something to do, we don't- we can't support it because there's no place for them to go.

My house isn't big enough and I don't know if anybody else's is,

but children as they get older don't want to stay in their home with their parents and they want things to do on their own. And I can't think of a better thing for kids to do than go do something as harmless as miniature golf or batting cage or things like that. Now you know that as well as I do. I have members of the Committee here in the audience tonight who can support me; that we have talked about things like this and how desperate this Town is for good, wholesome family recreation that isn't going to cost \$54 a ticket to go and do an event. So I wear that hat.

I also come to you in support of this proposal, the Meier development, the Meier family, the Rolle (phonetic) family, you as candidates who ran last November, part of your campaign was home grown, you know, Riverhead. I was born and raised in Riverhead. Well, so are these people. Rolle brothers established their business here over 50 years ago. The Meiers have been here for many years. They're family oriented; they're concerned about their children. They want something for their children to do as we do. This is a good business. It's not a bar; it's not a restaurant; it's not a hotel. People are going to come, have some good fun and go home.

I don't want to go to Bellport and line Mr. Gibson's pockets even more than they're already lined. All pro sports does very well with our children. I don't want to drive 40 miles if I can go someplace in our own community and do something that's fun and good as a family. With my friends even. I don't even have to bring my kids. This is something that I can do without my children.

So, again, I remind you food for thought. We've been down this road before. We've been begging for it, crying for it. Here's an opportunity to do something about it and I hope you consider all those things when you make your decision. Thank you."

Supervisor Kozakiewicz: "Anybody else who would like to address the Board? Bill Kasperovich."

William Kasperovich: "William Kasperovich. I live here in the Riverhead Township. It seems like everybody in the audience got a free ticket for the opening night to come and approve of this thing. But I don't know what this thing is. For the thousandth and fortieth time, why don' we have a plan exposed in the Town Hall so that we can see what it is before the public hearing? Time and time again, I get up here and say how can we make comment on something that we haven't seen? Now, when are we going to get to wise up to this? Every consultant especially Young & Young does exactly what the developer

wants, not one inch more, not one inch less. And how- what good is a public hearing when we haven't seen what is proposed? Now- what- "

Supervisor Kozakiewicz: "One comment- "

William Kasperovich: "-- do we have to do- "

Supervisor Kozakiewicz: "-- we have a plan- "

William Kasperovich: "What do we have to do to make this a serious matter?"

Supervisor Kozakiewicz: "Well, this is a special permit application which is the permit for the use, not for the plan itself. What we're talking about is an outdoor recreation facility, batting cages, outdoor golf, and a snack bar or a food shed. That's what we're talking about. The uses. The conceptual plan, the plan itself would be subject to site plan review. So we're talking about those uses and other outdoor recreation uses."

William Kasperovich: "But, you've got to show something on how it's going to be used."

Supervisor Kozakiewicz: "There's a plan that's on file in the Clerk's Office. We- if I had Town Hall today- "

William Kasperovich: "That's what you- previous Supervisors and I can go back to Leonard, exact same words."

Supervisor Kozakiewicz: "There's a plan here, Bill."

William Kasperovich: "Now they take months and months to prepare this drawing and yet to tack it up on the wall to show what is put on paper- "

Supervisor Kozakiewicz: "Mr. Mooney, do you have a plan?"

William Kasperovich: "-- hey, I don't want it right now. What am I going to do? Sit there, open it up and all right- I'll make a deal with you. You put- call a recess while I get a chance to look at the map."

Supervisor Kozakiewicz: "I'll call other people up and then you can come back up. How about that?"

William Kasperovich: "No. No. You want to hold up the whole meeting while I take a look at the map, fine. But that's not intelligent- no more intelligent than- "

Supervisor Kozakiewicz: "I have some questions for Mr. Mooney, so."

William Kasperovich: "-- having to put it up. I don't want to talk to them; I want to talk to the people that I elected, that I voted for. I don't want to talk to somebody that's out to make a dollar."

Supervisor Kozakiewicz: "I didn't ask you to speak to- I said he has the plan, I have some questions of Mr. Mooney, I'll ask him up while you're looking at the plan. That is a conceptual plan; it's a conceptual site plan which is submitted as part of a special permit."

William Kasperovich: "Well, then why the secrecy of not putting it up for the public to see? This attitude, not necessarily for this project, but time and time again, this is the way the Town Board does things."

Supervisor Kozakiewicz: "We have put up special permit plans in the Town Hall. We didn't have a meeting in Town Hall tonight."

William Kasperovich: "Well, what's with yesterday and the day before?"

Supervisor Kozakiewicz: "But it's a special permit, Bill- "

William Kasperovich: "And Friday and Thursday? This plan has been completed a long time ago, many weeks ago. This plan didn't originate last night."

Supervisor Kozakiewicz: "And it was available for review as well. Was it not?"

William Kasperovich: "It wasn't in the Town Hall for me to see."

Supervisor Kozakiewicz: "I beg to differ, but that's all right."

Councilman Kent: "Bill, we're here to discuss use, that's what we're here to discuss. The conceptual plan is just that- "

William Kasperovich: "Wait- "

Councilman Kent: "No, wait, I'm speaking."

William Kasperovich: "No, I don't want you to speak because this is a public hearing, public hearing has to be defined to you people."

Councilman Kent: "Wait a minute, Bill. This is on the use."

William Kasperovich: "You are not treating this as a public hearing."

Councilman Kent: "This is a hearing on use."

William Kasperovich: "The public can't speak if you don't tell the public beforehand what is proposed."

Councilman Kent: "This has been publicized for at least four weeks, there's been opportunities to come down and look at the conceptual drawings. This is a use hearing, not a site plan hearing. When it comes time for the site plan- when it comes time for the site plan- "

William Kasperovich: "This is a public hearing and you can talk yourself blue in the face and it's not going to change anything. You are going through the legal procedure of a public hearing and the legal procedure requires that you present to the public what is going to be presented. And that's the short and tall of it."

Supervisor Kozakiewicz: "Thank you."

Councilman Kent: "Right, and (inaudible) a recreational facility."

Supervisor Kozakiewicz: "Yes?"

Jim Spano: "Hello, I'm Jim Spano, the owner of Katie's Deli. I see a lot of my customers are in here. The reason why I picked my spot five years ago was because of the volume that is on Route 58. Route 58 needs to be widened, we all know it. We're concerned about the traffic circles, we all know they've got to go. I'm all in favor of preserving things but I know where my house is the deer and the antelope used to play at one time, too. And I'm sure where every one of your houses are, the deer and the antelope used to play as well."

But you chose your home, the trees were cut down, and now you live there. I have two children of my own and I am also tired of traveling huge distances, especially when I work seven days a week, to try and have some fun with my kids. Now, this location would be next door to where my facility is and I really don't see any harm that it would do whatsoever.

The other thing is, the reason why you picked this location is volume. One thing I learned about owning my own business is volume is everything. If you put it on some side street, you've got to advertise like crazy just to draw people to come to you. That's why he's picked this location. It's volume.

I also know that when I opened up in 1995, I wanted to open up in the summer. I waited for all of my plans to come in, I wound up opening up in the winter which happened to be the blizzard of '95. Afterwards, in '96, we had the fires, all the big brush fires. I used to be a volunteer fireman in Kings Park for nine years. I had told my wife that either I'm going to volunteer or I am going to donate food. I didn't have neither but I had to do something and I donated my time. It was 11:00 at night, called up a couple friends that don't even live in Riverhead, came out and gave a hand. We dropped off the food. After that came the Flight 800. The State Department came to me, looking for my help. I didn't go knocking on anybody else's doors. I was there and I helped them. This is a local guy that lives in the Town of Riverhead for Pete's sakes. He's done a lot of good things for the Town; he wants to do something that is good. He's not opening up an x-rated joint. What's the problem?

Part of the problem is I think that the Town Board needs to take more control over the Planning Board. I have no idea what the heck is going on, my head is spinning. I have customers that came in, he had a petition that was in my store, I had kids looking to sign this thing. This thing got filled up so fast, I couldn't believe it. They were signing the back of it. The back of the paper because there wasn't enough to fill out. That's telling us something. We've got to start doing what the Town wants, what the people want. Not what these small little groups want. It's what the people want. That's what this is all about, for the people."

Jim Figurniak: "Mr. Supervisor, Members of the Board, Jim Figurniak, Calverton."

Supervisor Kozakiewicz: "Mike on your left, Jim. The other one, that's it. If you want, try and lift that up and pull it out."

Jim Figurniak: "How's that looking? Better?"

Supervisor Kozakiewicz: "Can you hear?"

Jim Figurniak: "Can you hear?"

Councilman Densieski: "Take it right out, Jim."

Jim Figurniak: "This last gentleman that spoke made a heck of a lot of sense (inaudible). Here I was trying to do my lifelong friend, Ed Meier, a favor tonight and just come down and let him know I fully support his project. I really think it's a no brainer. And to the lady that spoke before and you're right, Bob, she should have her right to say what she wants, and maybe I really don't understand her concerns where she's living, but I do know Eddie Meier, I know he's a man of his word and he had told me, listen, if they need something over those lights to block the lights, I'll do it. If they want me to put trees up to block noise, tell me what to do and I'll do it. I'll work with these people. I don't want to hurt them. So I think you've got a guy who's got a good heart, a good head. He's a smart guy and I think this is, again, a no brainer project and I think it should be approved. Thank you very much."

Supervisor Kozakiewicz: "Anybody else who would like to address the Board? Anybody else? I know, Sandy, you've had a chance to talk. Mr. Mooney?"

Dan Mooney: "With respect to the young lady who had some concern over the project. It is a special use permit and that's why the Town code has special use permits so that the Town Board can make and mandate requirements and the Town Board, I'm certain if they pass the application of Mr. Meier, will put certain restrictions onto their approval to protect the surrounding community. And I would expect that they would do that and they have in the past and I think they will at this time if they pass this resolution. They will obviously take care of the surrounding community so that no one is adversely affected. Thank you."

Richard Israel: "Good evening. My name is Richard Israel. I am the owner of Riverhead Commerce Park which lays directly east of this project. I am in- I want to support this project as best I can for two reasons. I think it's good for your Town. I live in Greenport. We built a skate park there. At first there was a lot of controversy with that skate park. It was, oh, all the hoodlums are going to hang out and this and that. I will tell you that skate park

has been in existence for over two years now. It is run by the kids. There is nothing bad happening there and the kids have a great time. It's been a great attraction for not only the residents but people coming into our Village. And it's actually given our kids something to do every night of the week if they so chose. During the summers it's open, it's open 'til much later than you're even proposing this to be and you're going to find you create good places for good kids to go, and they're going to go there. And they're going to stay good. You just had a proclamation tonight for drug free bodies and everything else. This is what it's all about. You've got to support your community to create the good places for the kids to go. You don't want them to hang out at the beaches; you don't want them drinking here and drinking there. Give them an alternative, they will come. And you will find that they will behave. It's not going to be a place where they're going to hang out and create disturbances.

I own the park next door. As you know, I'm building million dollar office buildings in that park. If anybody should object to this, it should be me because I don't want kids hanging around million dollar buildings. I think it's a great idea. I think you have to give this person a chance where if you- I went into the Town Board- the Hall today just to answer your concerns. I wanted to know what this thing looks like, where it's going to go. I walked into the Town Clerk's Office, I said you have a special hearing tonight, I want to see a site plan. I want to see what this guy's actually proposing. It was presented to me in 30 seconds. It is available. You do do public notices and everything else. It's not like these are secrets kept before a person comes to these Board meetings. If you want to use any amount of due diligence, it's right at your fingertips.

I think as far as- and I read the Planning Board resolution. The Planning Board is in favor of this; they think it's a good community thing. They're questioning the site. I look at it- this site in order for this to be viable and this guy to make it so that it's not something that closes down after six months, you have to have a good high visible site. And I think he's chosen that here and I think he can survive by having that site. I think if you put him onto Edwards Avenue or into Calverton, you're going to have a person who's basically going to fail in business. He's going to make a tremendous investment and he's going to have to attract these people that don't even know where it is. So I think that the site here is a viable one. I think its use- if you think of the alternatives that are going to land up on this site, this is not a high intensity use during, you know- if I were going to build a three story office building there, it would have three times the amount of traffic. The prior person on

this wanted to build a hotel. It was denied. Okay.

I understand the concerns of the neighborhoods and we've talked about that before. We have to address the traffic on 58. It's not going to go away. We as developers and everybody along 58 have left it so that you can widen it, we would all applaud you if you did, because it would relieve that and make it easier to travel along that road. I think, you know, we talked about it also, there needs to be additional traffic lights put on 58 so that the people from Glenwood and the other like places can get about to make those left hand turns and the like.

I'm sure that would be addressed in the future as the need gets stronger and stronger and whatever. But I think it's a great project and I think it's actually going to be a good community project for yourself and I know, I live in Greenport, which is a good 25 minutes away. It's something that I would bring my children to and support. Thank you."

Vasso Patrikis: "I think it's a wonderful idea- "

Supervisor Kozakiewicz: "Your name?"

Vasso Patrikis: "My name is Vasso Patrikis, I live in Jamesport. I have grandchildren around here and I think it's wonderful to do something like that because we're doing it for the children and we're protecting them by not going in the bars when they grow older. They have to do things with the families and that's going to be wonderful. I think it's a great idea. I think it's a great idea and I don't think that you should let it go. This person, Mr. Meier, I don't know who he is, but I think it's a wonderful idea to do something because I was watching the other day Channel 12 of the beautiful things they're doing in Greenport as the gentleman mentioned. So why not have something in Riverhead?"

We're having the aquarium here. We'll have so many other facilities for the children. The children really have no place to go. They have no place go to and everybody has to travel so far to go anywhere they want to have an entertainment for the children. And this way family can go all together and have fun. And I think that's wonderful and I really congratulate him for thinking to do something like that because it was long overdue."

Supervisor Kozakiewicz: "Sandra Mott. Sandra."

Sandra Mott: "Sandra Mott, Riverhead. I just want to make a couple of comments. Again, as I said, I think it's a very good plan but the wrong location. Am I correct to understand that the Rolle family owns the Rolle farm machinery location on Route 58 across from the old Caldors?"

Supervisor Kozakiewicz: "It's sold."

Sandra Mott: "Oh, it's sold. Well, I was going to suggest possibly that that might be even better because it would be centrally located to all the communities, away from residential, but that's life."

As for people coming forward who are business people. I can appreciate their perspective as to volume and so on but they are just that. They own businesses, they don't live in the neighborhood. They're not there all the time. They don't have their residential home investment right there. I can understand, yes, well, so do our parents pay taxes- you know, our parents pay taxes, too. Everybody pays taxes in some form or another. So when someone says I pay taxes, don't we all?

I think it's too much, too fast for the whole area. I think that there needs to be some sort of overall plan for the area. We all know how much development, you know, Riverhead Centre and Tanger and Applebee's and the four take-out restaurants that are going on Route 58. This prospect of coming into an area where there's going to be that 96 unit motel possibly. And my understanding is from a number of motel owners, as they said to me and as I said to some people on your staff in various capacities, our concern is what happens if that motel is built, doesn't cut it as a motel, you know what they end up being converted into? They are converted into either drug rehab or alcohol rehab centers. Okay? Now if you want that across from your miniature golf course, you know, I think you need to think the whole aspect of the whole area, and as I said it's special permit. I understand its use. As I said from the very beginning. It's a good idea, a useful idea, and probably very much of a money making opportunity.

But the point in fact is you have to take everything into consideration and as I said, the people who have to live with it 24 hours a day need definitely to be considered in the process, not just the business people who have their companies or their stores and so on there, but the residents who are there 24 hours a day. Again, thank you so much."

Supervisor Kozakiewicz: "Thank you. Is there anybody else who would like to- yes?"

(Unidentified): "I'd like to say something else here. Can I say something?"

Supervisor Kozakiewicz: "Wait a minute."

Mary Grace Meier: "Hi. My name is Mary Grace Meier; I'm Ed's mother. And there's just one point that's been missed and that is this is a seasonal thing. It's not going to be 12 months out of the year and that does make a difference."

Supervisor Kozakiewicz: "There's a couple other people who want to speak."

Lou Gallo: "Lou Gallo. I live on 132 Linda Avenue. I've been here for- a long time. And last year a buddy of mine I haven't seen in a long time, he called me and says babe, I'm coming down to see you with the grandchildren. I said, okay. He got here, had no place to take them, for the kids. We went to Tanger Mall, had about four different kinds of meals. But I think it would be a good idea for a family to take their kids to miniature golf. I know every time we travel vacation, we don't go to Myrtle Beach and play regular golf, we play miniature golf. That's what I like. That's what a lot of people like. I deliver gas, I'm a propane gas driver, and the people in town, the ones I talk to, I talk to about 200 people a day, they want this. And I want it. And I think the Town Board should give them a special permit for it. I think it's a damn good idea. That's all."

Supervisor Kozakiewicz: "Thank you. Yes/"

Sal Messina: "Thanks, Bob. Mr. Supervisor, Town Board members. My name is Sal Messina, III. You know, Ed and Nancy have given of themselves unselfishly for years. And here they go again. They coach basketball, they are involved with the soccer programs for years. I don't know, 10 years maybe. At least 10 years. And here they are again putting themselves out for the people of the town. I mean I happen to have seven kids and they're all involved in sports. Ed's coached and Nancy's coached them but enough on that. I think we've heard enough wonderful things about them.

To the people in-- "

Supervisor Kozakiewicz: "Sal, you can address us."

Sal Messina: "Okay. To the people in the park across the street, I'm just a little confused though how many things are directly in front of this piece of property. Tonight I think three things have been mentioned. Am I right in saying that the elevation across the street is- goes quite high before the park? So, if so, maybe what the Town or the Planning Board should do is maybe gain some access to some portable light generator units, set them up, talk it over with Ed, shine the lights down or do whatever you have to do and then see how the lights affect the park.

I don't think that the traffic issue is going to be the big thing here because of the fact that Applebee's is going to create enough traffic. Everybody else- I don't think that this is going to create more traffic. The traffic is there. We- that's something that we have to deal with. Maybe the park, or the other residential areas, might have to re-think their entrance and exit uses to a side street at some point later on. I'm not saying that that would be the answer nor should they be forced to do that. However, I think the Town Board should take into consideration the people of the Town, the needs of the Town. We work here; we live here; we would like to play here. Okay? Thank you."

Jim Spano: "Okay, hello, it's Jim Spano again from Katie's Deli. I'm not here to start a war with anybody or anything but one thing, I'm just speaking from my heart. One thing that I'm really tired of hearing is let's wait and take a look and wait and look at this. I've been waiting five years, okay? Five years, every penny of it came out of my own pocket. It was a decision that I decided to make. Here's another gentleman that's trying to make a decision that he's making. Nobody has a gun to his head. It's just something that you feel in your heart sometimes you've just got to go with. Now, we never would have made it to the moon and we would never have made it to where we are now if the Pilgrims and everybody else didn't decide to come over here. Now they all didn't stop and wait and think about it, they jumped on a boat and they came over.

So, Riverhead Centre is another thing I've been waiting for five years. I'm tired of waiting. It's time that we give the Town of Riverhead, the people, what they want and they want progress. Now, I'm also in favor of preserving land but we all have children and that circle of life keeps continuing. I'm all in favor of preserving Sound Avenue. There's nothing built up on it. I think it should stay that way. Route 58, the expressway ends right there. On any exit that you get off of the expressway, it's industrialized. I didn't decide to have the exit to end there, exit 73 at Route 58, 25, whichever you'd

like to call it. But it's there. And the volume of people are there. They travel past it all the time. And I'm just in favor of anything that's going to be built on Route 58. Thank you."

Supervisor Kozakiewicz: "Is there anybody else who would like to address the Board? Not seeing any- okay."

Dan Mooney: "Just to say thank you very much for your time and attention and for the attention of the audience as well. Thank you."

Supervisor Kozakiewicz: "Okay, thank you. Is there's nobody else who would like to address the Board, I would like to call this hearing closed. The time of 8:11 has arrived."

Public Hearing closed: 8:11 p.m.

Public Hearing opened: 8:11 p.m.

Supervisor Kozakiewicz: "And at this point we need to open up the second hearing. Likewise, the time is 8:11. What we'll do is we'll wait a few moments while everybody departs. Okay."

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Jamesport Community Center, South Jamesport Avenue, Jamesport, New York at 7:10 p.m. on May 16, 2000 regarding the consideration of the amendment of Article XXXV of the Riverhead Zoning Ordinance to provide for an area within the Wading River Hamlet to be designed as Pine Barrens Receiving Areas as established by Article XXXV Section 108-180 of the Zoning Ordinance."

Supervisor Kozakiewicz: "It's yours, Mr. Hanley."

Rick Hanley: "Rick Hanley, Planning Director. Possibly some explanation of this is necessary. Upon the adoption of the central pine barrens plan in the early '90's- would you like me to close the doors?"

Supervisor Kozakiewicz: "Yeah, I was going to say is there any way to close those doors? Howie? Or are we going to exclude people? Yeah, can try."

Rick Hanley: "I'll try again."

Supervisor Kozakiewicz: "All right."

Rick Hanley: "Upon the adoption of the central pine barrens plan in the early '90's, the towns of Riverhead, Southampton and Brookhaven were required to amend their zoning ordinances in order to implement the plan. A central element of that plan was the creation of a transfer of development rights program which was designed to transfer development rights- "

Councilman Cardinale: "They can't hear you in the back of the room."

Rick Hanley: "I-- "

Councilman Cardinale: "Try again."

Rick Hanley: "Okay. Do you want me to start from scratch?"

Councilman Cardinale: "Why not?"

Rick Hanley: "In the early '90's, the central pine barrens development plan was completed. At that point, the towns of Southampton, Riverhead and Brookhaven were required to amend their zoning ordinances in order to implement the plan. One of the central elements of that plan was the existence of creation of a transfer of development rights program which allowed owners of real property within the core protection area the ability to transfer their rights to develop to other certain industrial commercial areas within the town.

Since that time, from time to time, the commission which administers this program, has approached the Town Board and asked that we consider increasing the size of the receiving areas in the Town. It's their view that by having the largest possible universe of properties in order to receive rights it provides much more value for the program.

This evening we're considering a third amendment to our rights map and the area that we're talking about is located on the north side of Route 25A in Wading River. The area is comprised of approximately three parcels of about 30 acres which would allow for an additional 18,000 gallons of waste water to be approved by the Health Department on these properties.

One of the most important elements I think the public should be

aware of in the Riverhead plan is that the rights that are being transferred from a core area are residential rights and they are being converted into industrial commercial rights in terms of increase in the tax base of the Town. Thank you."

Supervisor Kozakiewicz: "Rick, what is the zoning use in this district, the properties that are- I think I may have incorrectly stated earlier that it was Business CR."

Rick Hanley: "It is the multi-family residential/professional office district. So the only- "

Supervisor Kozakiewicz: "So it's to the east of the Business CR district?"

Rick Hanley: "Yes. The only two uses that are allowed here are multi-family residential as well as professional office."

Supervisor Kozakiewicz: "Anybody else who would like to address the Board with respect to the public hearing? Is that Sid? Sid Bail?"

Sid Bail: "Good evening, Members of the Town Board. Sid Bail, President of the Wading River Civic Association. We've supported this particular zoning concept since its inception in 19- actually 1989, I think is when it was adopted. The- we also support the concept of the transfer of development rights as Mr. Hanley described it. There's about three areas of concern that have arisen in this and when we discussed this at our civic meeting I just wanted to give my interpretation maybe tonight, you know, we'll make sure that I'm on the right page here.

The buffer zones, you mentioned a 30 acre parcel, it's not a very deep parcel and some people were concerned that with the expansion of the- I think it was from 1,400 square feet to 1,800 square feet per unit, something like that. The- there are residents behind and they were people involved, the initial genesis of this multi-family concept. They were concerned about shrinkage of the buffer zone. I told them it was my understanding that that wasn't happening.

Another thing was ingress and egress. I believe- my understanding the ingress and egress into this is on 25A and not Park Road. And a third area someone asked and they said well, could people later expand these? And I said it was my understanding also that they couldn't expand the footprint of each unit and so those were the

concerns. I'm just bringing you- to you. Thank you very much."

Supervisor Kozakiewicz: "Thank you."

Rick Hanley: "I think there might be some confusion here. This hearing is about the Town Board approving a change to the receiving area, town-wide, for pine barrens credits. What Sid is referring to is a condominium map that has already been approved by the Riverhead Planning Board. This parcel which the Board has approved this map on, happens to be within consideration this evening of the general area for receiving rights. It's my understanding that the number of units that have been approved by the Planning Board obviously are in conformance with the Town code. This amendment to our map in no way changes the density allowable under zoning. All it does is allow the developer if they, in fact, receive some trouble with the Health Department in terms of the number of gallons of flow per day, rather than having a variance from Article VI, it requires the developer to actually purchase rights."

Supervisor Kozakiewicz: "Okay. So in other words, just to say it simply, if it was 10 units that were approved, it's still 10 units."

Rick Hanley: "Correct."

Supervisor Kozakiewicz: "And if they were one bedroom, they're still one bedroom."

Rick Hanley: "Yes. It does nothing to change the density of the- the intensity of development of a property within- in the property in terms of number of units. It's strictly about meeting Health Department rules for waste water."

Supervisor Kozakiewicz: "Sal Mastropolo."

Sal Mastropolo: "Sal Mastropolo, Calverton. This subject came up probably a month and a half ago and as Sid mentioned, the specific point that was discussed was the fact that if you move- if you transferred the rights to that area then the developer would change the size of those condominiums from 1,400 to 1,800 square feet because I distinctly remember asking, you know, what was he going to do with the other 400 square feet? Was he going to just enlarge the rooms, could he possibly add a family room or a third bedroom? Okay. So I think we should all understand exactly what the outcome is of the transfer of the rights. Are we talking about 1,400 square foot

condominiums of 1,800 and is the 1,800 directly contingent upon the transfer happening?"

Rick Hanley: "The particular zoning ordinance we're talking about here does not deal with size of units. It deals with number of units per acre. In the past, the Health Department when they would receive an application- "

Supervisor Kozakiewicz: "Is that also-- the number also dependent upon the number of bedrooms?"

Rick Hanley: "There is a calculation on number of bedrooms. The Health Department in the past would accept these variance petitions from the developer and require sterilization somewhere else within the same zone. What we're trying to do here is make this program work according to the pine barrens plan and not have the Health Department deciding where properties are to be sterilized in order to give variances for waste water under Article VI."

Supervisor Kozakiewicz: "Okay."

Councilman Kent: "Rick, could you just respond to the concern though about the size of units? Could these units be 1,800 square feet without the transfer of development rights?"

Rick Hanley: "Yes. They could. Because the Health Department, if we did not effect this, the Health Department would allow for sterilization anywhere else in the Town and- "

Councilman Kent: "It would have to be similarly zoned property?"

Rick Hanley: "It has to be within the same hydro-geologic zone which is a very large area, Zone 3."

Councilman Kent: "Okay. All right."

Councilman Cardinale: "Rick, so I understand clearly. Are you saying then that the transfer of development rights proposal that's being considered at this hearing, has absolutely no impact on the square footage of the condominium project within the borders of the zone- "

Rick Hanley: "That's right. That would be a Health Department decision where square footages relate to a certain flow."

Councilman Cardinale: "And in order to permit the larger square footage, they would generally permit it in any event, but by a different device this gives them an additional- this gives the developer an additional device to accommodate if he needs the extra footage."

Rick Hanley: "Correct."

Councilman Cardinale: "Okay, I understand."

Supervisor Kozakiewicz: "Anybody else who would like to address the Board? Mister- George Schmelzer."

George Schmelzer: "Last one they did before, talking about bedrooms, supposed somebody has a Castro convertible in the living room? That makes a bedroom out of it, doesn't it?"

Supervisor Kozakiewicz: "It's a studio."

George Schmelzer: "And when this nonsense was passed, I said well, in the end, everybody on the Riverhead Town Board who passed it would be out of office. They're out of office for quite a while now."

Supervisor Kozakiewicz: "Are you talking about the pine barrens nonsense, is that what you're talking about?"

George Schmelzer: "Well, it's the same thing, ain't it?"

Supervisor Kozakiewicz: "Yeah, okay."

George Schmelzer: "Yeah, so maybe their heads was barren, I don't know. So talk about development rights, I think Brookhaven is the only one that's reasonable- transferring them. Southampton, you've got to be in the same school district. How about here? Got to be the same district?"

Supervisor Kozakiewicz: "Same school district?"

George Schmelzer: "Yes."

Rick Hanley: "Cooperation between the two districts."

George Schmelzer: "(inaudible) you're stuck, huh? Three towns passed it, they should be able to move all three towns. You can move one town to the other, it's the same country. The same nonsense area."

The pine barrens, three towns passed it, why can't they decide to move any of the three towns?"

Supervisor Kozakiewicz: "Okay. Are you- you're saying expand it and allow more flexibility, is your point?"

George Schmelzer: "Yeah, anywhere one of the three towns will pass it."

Supervisor Kozakiewicz: "But as far as this particular proposal that's before the Board today to expand or to increase the receiving areas, are you in favor of that?"

George Schmelzer: "I know- I understand less now than I did 10 minutes ago."

Supervisor Kozakiewicz: "So, therefore, you're not in favor of it?"

George Schmelzer: "Well, I don't know- I don't know what the purchase of having the hearing is even. You say the zoning will be the same, no different, what the hell is the hearing about?"

Supervisor Kozakiewicz: "It's to-- the zoning- the underlying zoning will remain the same. What the proposal is is to increase areas that are designated as a receiving area for pine barrens credit."

George Schmelzer: "What (inaudible) does that make in the land? If you can only have say a certain area of zoning, what do you need credit for?"

Supervisor Kozakiewicz: "In this case, the particulars are that because of the hydro-geological zone, they're allowed a certain gallonage per acre."

George Schmelzer: "More or less? More gallons or less gallons?"

Supervisor Kozakiewicz: "Apparently they need more and what the Health Department is asking them to do is acquire these credits in order to have the additional gallonage flow that they're required to have for the number of units. The other alternative as pointed out by Mr. Hanley is to sterilize land elsewhere and use that gallonage flow."

George Schmelzer: "Sterilize it?"

Supervisor Kozakiewicz: "Sterilize it, yes."

George Schmelzer: "Well, they do that to dogs and cats. I didn't know they did it with land."

Supervisor Kozakiewicz: "Back to the original question. Are you in favor of the proposal or against it?"

George Schmelzer: "Now I know less than ever."

Supervisor Kozakiewicz: "All right."

George Schmelzer: "So, I don't know what to say, just forget it, I guess. It's- "

Supervisor Kozakiewicz: "Okay."

George Schmelzer: "I wish they'd simplify it between the towns. Now, can I move development rights from land under water to land above water?"

Supervisor Kozakiewicz: "If you have pine barren credits that you'd like to sell- "

George Schmelzer: "We got about 12, 15 acres under water, can they transfer it to land above water? It's all in the pine barrens, too."

Supervisor Kozakiewicz: "If it's pine barrens land and you're entitled to a credit, you can receive money for the credit and then that can be used and applied to a receiving area."

George Schmelzer: "Now, you want the credits just to move myself. Because there's no pine trees under water, of course."

Supervisor Kozakiewicz: "We're not talking about land under water. We're talking about land north of Route 25A."

George Schmelzer: "Well, it's in the pine barrens. The land under water is in the pine barrens."

Supervisor Kozakiewicz: "Are you in favor of the proposal before us tonight or not?"

George Schmelzer: "I wouldn't dare touch it. I don't know what it's all about. The way it's advertised, should simplify all this nonsense."

Supervisor Kozakiewicz: "I heard your comment earlier."

George Schmelzer: "Yeah. Now, well, all right then I won't bother you any more. It's bad enough the way it is, it will only make it worse."

Supervisor Kozakiewicz: "All right. Thank you, George. Okay. Anybody else who would like to address the Board? Rolph Kestling."

Rolph Kestling: "Rolph Kestling, Wading River. Listening to all this, what exactly would the consequences be? Because I know the exact area and I know exactly the place where this is taken. If the Town doesn't approve this, what is the exact consequences to the buildings now? Would they just remain as (inaudible)? So why the hell can't he- "

Supervisor Kozakiewicz: "He has an approved condo project. That's correct."

Rolph Kestling: "He has the approved condo- he can build this. So why bother with all this business? He's what is eventually is going to happen. He's going expand it. I mean that's written on the wall that he will. So he can build what he's got permission to build. Let him build what he's got the permission for. Finished."

Supervisor Kozakiewicz: "I think what we're saying is he's got the approval from the Town but he needs a variance from the Health Department."

Rolph Kestling: "So- then he can't build- in other words, if doesn't get the variance, he can't build. Is that it? That's it exactly. He cannot build without the variances."

Councilman Lull: "No, there's another way of doing this. We've explained the other way of doing this."

Councilman Kent: "He can sterilize property that's located within the same zone. This just gives us another mechanism. He can actually buy property- credits from the pine barrens and apply one here or he can buy other property within the same zone and sterilize it and get the credit. So he's going to build it one way or the

other."

Rolph Kestling: "That's what I mean. But if he has these extra credits he still can enlarge it or he can come back again. Because remember we had that one meeting and a friend of mine was up here standing in Town Hall and she asked some very interesting questions about expanding everything. Now she happens to be in Florida because if she was up here right now, she'd raise hell. I think- forget about this resolution. Let him build what he can build. If he can't build it, God bless him. He can find some other place to build. Thank you."

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

Councilman Cardinale: "I'd like to make a comment on (inaudible). Which is that one of the things we're losing sight of because this condo project exists in the area to which these rights can be- in which these rights can be utilized, is that we're not doing this for the condo project. This has really nothing to do with the condo project. What we're doing is specifying an area and one of the things that has been done and the reason we're calling this hearing- re-hearing, is every single piece of property in that zone has the right to receive- to be a receiving area. Not just the condo piece. So this is for every single piece in the zone, not just that piece. And it only- as Chris just pointed out and as Rick indicated, it is simply giving to anyone in that zone an additional mechanism by which they can meet a Health Department requirement which has absolutely nothing to do with the underlying zoning. In effect, the Health Department's water requirements serve as a super zoning and overrule the town. For example, you may be permitted two units per acre by a Town requirement, but if it's sensitive land, hydro-geologically sensitive, the Health Department says we don't really give a darn what the Town says. You're going to do what we want unless you meet our criteria by sterilizing that as buying land elsewhere or by buying a credit elsewhere."

What I find amusing is I think George owns land in the pine barrens. This is actually going to help people who own land in the pine barrens within the Town of Riverhead because it will allow them- it will cause the value of the credits to be of greater value. So it does a couple of good things having absolutely nothing to do with the condominium."

Councilman Kent: "And a third good thing it does is that it

takes property in the pine barrens that isn't taxed anyway and allows you to utilize the credit to build other property that we can tax. It's- the pine barrens property tax is very minimal and this will have an economic advantage because you will be able to utilize this development unit and put it on property that can be built upon. The pine barrens property cannot be built upon and then we can tax the property that is built upon with the development credit higher because it's developed. So economically it has a benefit."

Councilman Lull: "To further complicate this whole issue, the way Chris described it, the other possibility rather than using pine barrens credits is to sterilize land in other places. Some other place. And you sterilize the land in some other place, you reduce the tax that comes in on that land. So in other words it's a double economic benefit to take it from the pine barrens, to use the pine barrens credit."

Councilman Cardinale: "And the punch line was delivered by Rick initially in his remarks where he indicated that these credits are utilizable only- not only in non-residential zones of which this is one. So we will not increase residential use within the Town; we will increase commercial use and, again, enhance the tax base. So it really does make sense."

Supervisor Kozakiewicz: "I think maybe the real issue here is whether we should expand the pine barrens receiving area and kind of not get lost- the focus on the underlying condo project. Sal Mastropolo."

Sal Mastropolo: "Sal Mastropolo, Calverton. One more question. I think what I'm hearing from this is, if you expand the receiving area, okay, the waste water coming out of that- coming onto the property will be increased. Is that true? I mean that's the bottom line, right?"

Supervisor Kozakiewicz: "It permits an increased waste water flow."

Sal Mastropolo: "Okay. But it's still only 30 acres, okay. How much waste water can 30 acres take? I mean, do we really want to do that? Okay. You know. You're taking credits from the pine barrens which is maybe 30 miles away, transferring them into Wading River Hamlet, okay, and allowing him to put that much more waste water into the ground. Is that true or not? I mean is that the bottom line?"

Supervisor Kozakiewicz: "It allows for a larger area where we permit a waste water flow and as pointed out, by increasing the area where the pine barren credits can be sold, it increases the value of the pine barren credits. The waste water flow that would be within the transfer- the sending areas is not going to occur."

Sal Mastropolo: "That's right. It doesn't affect the sending area; it affects the receiving area."

Supervisor Kozakiewicz: "Right. Right."

Sal Mastropolo: "So if you don't pass this, let's say for argument sake he can put 100 gallons per square foot- 100 gallons of water per square foot into the ground. If you do accept this, he may be able to put 150 gallons per square foot."

Supervisor Kozakiewicz: "It's probably 100 per acre- I mean 300 per acre."

Sal Mastropolo: "Well, I'm just using that as an example."

Supervisor Kozakiewicz: "Right, okay."

Sal Mastropolo: "So I guess my question to Sid Bail is, okay, the people on Parker Road and around that area, are there any concerns, okay, with, one, low areas, standing water, etc. Because if you accept this and you expand the receiving area, it's going to allow for them to put that much more waste water into the ground."

Councilman Kent: "Yeah, but it's down into the ground. It's not onto the property. I think you think this is going to overflow out into the street."

Sal Mastropolo: "But we're talking about saturation, okay. And there are some low areas on that piece of property."

Councilman Kent: "What they do, is they require- the Health Department now comes in, I think there's already cesspools on the site I would imagine?"

Sal Mastropolo: "Yes."

Councilman Kent: "They are going to come in, they're going to make them dig down until they reach plenty of sand and that means going down to a layer of clay and backfilling sand into the hole,

they'll make them do that. Whatever it is to get down to a point where you're deep enough into the ground that this will go down and permeate through- "

Sal Mastropolo: "But the bottom line is you're increasing the amount of waste water going into the ground on that one piece of- that one parcel- "

Councilman Kent: "I'll tell you what we're doing. I'll tell you what we're doing. (Inaudible) what we're doing is we're allowing them to use pine barrens credits to do this. And if you don't use pine barrens credits, he can go down and buy another piece of property in the same hydro-geological zone- "

Sal Mastropolo: "Aah- but it's in the same geological zone, right? It's in close proximity- "

Councilman Kent: "Not necessarily."

Supervisor Kozakiewicz: "Not necessarily."

Councilman Kent: "I'll explain to you about hydro-geological zone. Rick Hanley can answer that question."

Rick Hanley: "In the Town of Riverhead or the zone itself?"

Councilman Kent: "Let's leave it in the Town of Riverhead."

Rick Hanley: "Probably close to 4,000 acres."

Councilman Kent: "4,000 acres."

Rick Hanley: "The Health Department looks at this globally. They're willing to accept more nitrogen which is not an unsafe level of nitrogen, it does not exceed 10 milligrams per liter of nitrogen. They're just allowing an additional amount of nitrogen that still meets the State health code on a particular site because of the sterilization or the open space on the sending piece."

Councilman Kent: "Is Howie Young still here?"

Howard Young: "Yes."

Councilman Kent: "Could you come up? I'm sorry to call you up but I just have to see what your feeling is about the saturation point

of which waste water discharge below ground impacts other properties in- all right."

Howard Young: "I didn't get the question."

Councilman Kent: "Sal's concern here is that by allowing the transfer of development rights to this site, we're increasing the amount of waste water that will be discharged into the cesspool, it may have an impact upon the saturation level of the ground. It might cause some type of runoff of water to surrounding parcels. I think that's the correct characterization of the issue."

Sal Mastropolo: "They may have wells."

Councilman Kent: "Do you have any- "

Howard Young: "Well, I'm not sure that I could quote anything- this goes back to the (inaudible) waste study when they did all this density stuff with- that- this hydro-geological zone that we- that extends from here, I believe, to Orient Point, on the north side of Sound Avenue and the north side of (inaudible)-- that it could stand 600 gallons per acre per day with public water. And the Health Department when they did the pine barrens, it's my understanding anyway, when they did the pine barrens study and everything, they allowed through the transfer of these development rights to double the density on a particular project from if it was 300 gallons a day to 600 or 600 to 1200. You couldn't buy any more credits and to double that. And even at double, that they were still within the safe limits that the Health Department set for nitrate- so we're only, I believe, increasing by how many development rights- six- "

Rick Hanley: "Six on this particular site."

Howard Young: "Right. On the one that's- "

Councilman Kent: "How many gallons of flow per acre would there be as a result of this development?"

Howard Young: "The total area that you're talking about or- "

Councilman Kent: "No, just you said- "

Howard Young: "No. But I think we're talking about the one condo project or the area- "

Supervisor Kozakiewicz: "The area- the receiving area."

Howard Young: "But anyway theoretically if it's 30 acres, you could have 30 times 600 gallons per acre, right. And the Health Department will allow you, I'm not saying that zoning would allow that, the Health Department would allow you to double that density by a transfer of development rights."

Supervisor Kozakiewicz: "Does that help to answer the question, Sal, as far as what the issue is? Okay."

Councilman Cardinale: "Sal, I'd like to approach your question in a different way because I think the problem is the pronoun more than anything else. You said if we're allowed- we're allowing an increase in saturation of ground water. That's not true. One thing you should all be grateful for is that the combined (inaudible) about ground water is so great that nobody would let us get near that decision. That decision is made by the Health Department and what is more accurate is to say that if the Health Department is inclined because they're supposed to be wise and learned in these areas, to permit an increase in the waste water in that area, we are providing them- providing the developer with another mechanism by which he can meet the Health Department requirements."

The Health Department will say to them-- they make the scientific decision, we don't. They will say we are inclined to permit increased waste water flow here, but in order to do so you must either do-- purchase or you can now use this additional mechanism we're suggesting in this hearing. But we don't make that decision so we don't have any knowledge and, thank God, they don't let us make it."

Howard Young: "One more comment. The Health Department will allow you to also double the density on flow by an on site sanitary system now other than (inaudible) so or you could have a municipal sewer, then they would be out of it altogether. But we are more and more seeing the (inaudible) systems which could double the flow on any of these."

Supervisor Kozakiewicz: "All right. Anybody else- in light of all of this scientific analysis concerning gallons per acre who would like to address us with respect to whether we should allow the receiving area to be increased or applied to this area? Okay. No further comment and the time of 8:41 having arrived, I call the public

hearing to a close."

Public Hearing closed: 8:41 p.m.

Supervisor Kozakiewicz: "It's now time for our public comment period. Before I do that, we did have on the calendar, one CDA resolution which we're going to table and rather than keep Andrea here for an inordinate time while we have a lot of discussions on resolutions, we can certainly talk about that resolution as well- if we could adjourn the Town Board meeting at this point and we can convene the CDA- is Andrea here? Okay, and we can convene the CDA so we can have Andrea perhaps get out of here a little earlier than the rest of us. So I'd like to adjourn the Town Board meeting."

Town Board meeting adjourned: 8:41 p.m.

Town Board meeting re-opened: 8:43 p.m.

Supervisor Kozakiewicz: "Re-convene the Town Board meeting. Now, I have a couple of quick announcements and then we'll open it up to public comment. The first is since Steve Haizlip is here, I'd like to once again mention the Golden Donors blood drive that's May 30th at the Ramada Inn. Also, there are out on the desk flyers which are notifying our Riverhead residents and for anybody who's out there watching us, Saturday, May 27, 2000 from the hours of 8 a.m. to 3 p.m. we'll be conducting the first of two STOP waste days and the landfill. That's aerosol cans, paint cans, batteries. It will be- being collected that day, 8:00 in the morning to 3:00. So that's the chance to dispose of and- in a proper manner, all those chemicals and items that you've been keeping around the house. So, just wanted to mention that.

Also, one other matter, there is one resolution if we're going to have comments on the resolutions, which is to approve the special permit of Riverhead Centre. The resolution had been printed ahead of time and if anyone wishes to see it, they can see it. There is a special permit- a resolution which I expect to have off the floor tonight taking action on that particular special permit application."

Councilman Cardinale: "Could I see it?"

Supervisor Kozakiewicz: "Yes. It should- there should have been one passed your way."

Councilman Cardinale: "I don't have it."

Supervisor Kozakiewicz: "I've got another one."

Councilman Cardinale: "Thank you."

Supervisor Kozakiewicz: "Without any further adieu- Steve."

Steve Haizlip: "Mr. Supervisor, thank you for bringing up the blood drive the 30th of May at the Ramada Inn, 8:30 in the morning until 2 in the afternoon. Mostly important is that everybody that possibly can donate. This is very important. You never know- "

Supervisor Kozakiewicz: "There's a serious shortage right now."

Steve Haizlip: "There 's a serious shortage. And I'm making an appeal to you any town employee that would like to donate, please allow them to do it. Corporations in this country, right now, are authorizing and letting them do it. And they bring the mobile into the factories or businesses or what have you and the industries and the corporations are not objecting to it. Because one of them themselves might end up having to have the same blood that one of their employees gave. Thank you very much."

Supervisor Kozakiewicz: "Okay. Mr. Schulman, you'd like to address the Board."

William Schulman: "Thank you very much. Members of the Town Board, let me introduce myself. My name is Bill Schulman and I represent the Schulman family, my wife sitting here of 53 years, my three daughters and four grandchildren. In 1968 we bought an 82 acre piece of land on Edwards Avenue. About 10 years ago, we tried to build a life care center in conjunction with several very, very wealthy people, Mr. Bob Entenmann, Mr. Ira Waldbaum, and this was also going to be used by the Episcopal Church of Brooklyn and Long Island. Unfortunately, this was not approved.

Shortly thereafter we decided to build a golf operation consisting of a driving range, a miniature and I must say to the Meier family if they're here, you're going to have to work very, very hard and I wish you the best of luck because our miniature was voted as the best miniature in Suffolk County for the year 1999. And it's a good business. And I wish you luck but you're going to have to work hard to beat us.

And we also built a nine hole golf course. After five years, we recognized that an 18 hole operation would do much, much better than a nine hole course. So two years ago, we bought additional property, we started to build the second nine holes. It opened up on April 1. The public loves it, my superintendent and my good friend, Bill (inaudible), Jr., who is sitting right here, did a fabulous job and deserves recognition for his skill and loyalty.

An example of what people think of this new nine hole, is a couple that arrived, they're local people, I don't have to mention their names, they're both very, very good golfers and spend a lot of time golfing and they had heard that we had built a very nice second nine. And they said they'd like to play it. Fine. It was early enough, it was light enough. When I got in this morning, there was a little card, actually it's one of our mini-cards where it says Bill and Jean, the reviews are in and it's a hit. A home run. A thing of beauty. If we had heard an Irish (inaudible), we would have sworn that we were in the hills of Killarney. Congratulations.

This gives you, the people here and the Board, an idea of what we've accomplished. The land that we have is beautiful, it has its own hills. You don't have to build berms and stuff like that. It's great.

Recognizing that a beautiful clubhouse which I don't know if you gentlemen have seen it, this is the clubhouse. It's beautiful, 10,000 feet. It's gorgeous. Okay. It's got everything that anyone would want in a clubhouse in a public golf course including if a golfer plays, he gets his shoes shined for free. If a golfer arrives and there are bags out front, there is an attendant to take the bags and put them on a cart or put them on the rack where if they want to walk or they want to ride, everything is there.

It's a great operation. We're very, very happy with it and I believe that the people are happy with it. Okay.

We are about to get all of our approvals. Yesterday we received, you should excuse me, a transcript of facts from the Department of Environment, okay, DEC. And what they said we've been looking for for several months that they are giving us a letter of non-jurisdiction which means they have nothing to do, they recognize that we can put in municipal water and even though we bring it in from the road and from our entrance, that- which is now in the wild scenic zone which was absolutely ludicrous, they said it's okay, you can bring it and it's fine. And then they recognize that we moved the site of our original

clubhouse to be built because it was too near, too near the wild scenic and the found that there was some septics that had been put into the plan and the septics now were too close, like about 12 and a half inches. Okay. So we moved it and moved it 1,000 feet. They finally said, well, okay, we recognize that 1,000 feet is far enough away from the wild and scenic.

So we've had problems but we fight those problems and usually we succeed. Usually. Okay.

About two weeks ago, I felt like I had been hit by a brick. Why do I say that? I started to read various newspaper articles which detailed the fact that a group had presented to the Town Board a plan to develop a vehicle racing operation within the Grumman compound, which area is contiguous to our golf course. The listing of the racing activities is as follows- "

Supervisor Kozakiewicz: "Bill, we do have a five minute rule. Councilman Lull- cowbell to let people know when it's five minutes."

William Schulman: "Okay. Okay. I will try to be fast, okay, that's why I'm reading it. I usually don't read."

Councilman Kent: "I thought that was a dinner bell."

William Schulman: "The- and I don't know but I know people who do know. Motorcross track, supercross track, peewee track, super bike track, all terrain vehicle, free style track, BMX- well that stands for bicycle track, drag strip, Nascar styling, auto racing oval, also a 20,000 seat stadium for concerts and so on and so forth. Okay.

Should this plan be approved it will mean the end of Calverton Links. There is no doubt that golf and motor noise which is close by just don't mix. And if golf- and our property comes right up to- in certain places to the Grumman fence and the property-- and the articles that stated was that this property would be close to the Grumman fence so that the distance is minimal. I started to look at where they could be at other parts of the Grumman compound and the only part that could be would be the area which is east of the pine barrens area and the pine barrens area is the far western piece as I understand it, and that's approximately 400 acres. And then I said, well, the operation of this racing operation would be approximately 400 acres and I measured and it would be approximately two miles from our golf course which, I believe, would be much too close and would create very, very serious problems.

So I say, should this plan be approved it's the end of Calverton Links. And although I don't represent Swan Lake Golf Course, the truth of the matter is that they're also very, very close. Golf cannot be played in a noisy atmosphere. In addition, there are hundreds of homes and businesses which would be seriously affected by the amount of noise and traffic jam resulting from this operation. (Inaudible) or have a business there. Okay. I'm reading this in order to speed it up. Okay.

People couldn't visit their beloved departed friends or relatives in the Calverton Cemetery. Although I'm not ready to go because I'm only 83 years old, okay, as a decorated veteran of World War II, this is where I'm going to be buried. So I want to think while I'm alive that at least my children will be able to come and in peace show me the respect and love that exists.

The irony of this whole situation is that this is not a piece of property that a racing group wants to buy from another owner. This is a piece of property that they want to buy from the town. The town owns this Grumman property. And I'm not an attorney and I see we have several attorneys here and I'm sure that they recognize that what I'm saying may have some merit, albeit it may not be legally proper. To me, if the town says to me Calverton Links, Bill Schulman, you and your family, we now permit you to build an additional nine holes. We now permit you to build a 10,000 square foot clubhouse for the use by the community, then turn around and put next to it or within two miles of it an operation which is going to destroy, I don't know, maybe I have to ask some of the lawyers here- Bob, I know you're a lawyer and you practiced for the town, you did a great job and so on, I don't know if there is something there in the law not moral, not- a legal thing, that you tell me, Bill, you tell me spend millions of dollars and then you turn around and you approve that your town is going to sell a piece of property, and I understand, that property there is laying, it's not bringing in any money and so on and so forth.

But I do want to point out one other thing. This property that it said in the newspaper is approximately 400 acres. I know the land business. I've been in the land business for the last 35 years. And I can tell you that if this comes to fruition and you sell them 400 acres you will have approximately 2100 acres because if you take 2900 and you take 400 off, that's a net of 25. I'm a CPA for 52 years so I know my numbers. And now you sell 400 from 2500, you've got 2100 acres and the truth of the matter is, knowing a little bit- knowing a little bit about noise, we hear the noise by the way from the 58. We hear that noise. And that operation is nothing- a peanut compared to

what is contemplated here.

To sell the other 2100 acres, I believe would be absolutely impossible. And that's why I say you people, you have 15% that somebody wants to buy, 85% that's left over. I say to you, don't do it- "

Supervisor Kozakiewicz: "I'm going to ask you to sum up, Bill, because it's been 12- it's been almost 10 minutes now."

William Schulman: "Thank you very much. I appreciate it. And thank you."

Supervisor Kozakiewicz: "Okay. A couple people. Sandra Mott and- "

Sandra Mott: "Hi. Sandra Mott, Riverhead. I just have a few questions as to the status of certain things. I understand that a survey was requested to be done on the water district property for the potential new animal shelter location. Has that been started as yet, the survey?"

Supervisor Kozakiewicz: "I haven't seen it."

Sandra Mott: "I understood it went out to Young and Young. I was told that last Friday. Thank you."

Gary Pendzick: "Gary Pendzick, Superintendent Riverhead Water District. Because the price is above what's allowed by our auditors, I had to go to an informal bidding process which at this moment I hope to formalize and put before you, even by the end of this week. It's not just going to be a few thousand dollars because it's a large, large parcel, including not only the highway department but the municipal garage and the existing water district properties in and around the Osborne Avenue area.

By the end of the week, I'll have those informal bids to you and we can make a choice as to which- the lowest bidder, and I'll make out a purchase order to get it done."

Sandra Mott: "Thank you. And my second question was concerning the, again, as the gentleman stated the Calverton property. I called Town Hall on May 2nd, I don't know if you received copies of the article in the New York Daily News, May 2nd, of the year 2000. I know that Ed has a copy, but I left messages on Phil's and Chris' machines

and I spoke with Tara in Bob's office. And the fact that a federal complaint was filed yesterday, meaning May 1st, accusing the developers and builders of a huge housing complex for seniors in East Meadow of not making the development wheelchair accessible. Well, guess who those developers are, gentlemen? Those developers are Lazarus and Jan Burman, the ones who want to buy Calverton from us for 17 million dollars. I'd like to know whether or not the Town is going to consider sort of reviewing the situation that the developers are now in or are you going to proceed fully with the contract of sale? And I have a copy I'd like to submit- pardon me."

Supervisor Kozakiewicz: "That was against Lazarus Burman, right?"

Sandra Mott: "Yes."

Supervisor Kozakiewicz: "He's no longer associated with Lazarus Burman. Okay."

Councilman Densieski: "I think a name change- "

Supervisor Kozakiewicz: "Okay."

Sandra Mott: "I want to give credit where credit is due. My mother found that article in the Daily News."

Supervisor Kozakiewicz: "Okay."

Sandra Mott: "So, but no one had heard of it and then Ed went to the store and bought the paper. I think it's a consideration that if that was their area of expertise and considering that was my area of expertise, elderly housing, I think the fact that they can't even conform with the federal guidelines for older Americans and making their properties accessible, that we need to be careful if we're going to proceed or at least bring this up or at least have full consideration."

Okay, as my minutes tick by. My other concern was the Motel 96, the status of that project. Has that- where is that project in the process?"

Supervisor Kozakiewicz: "It's been referred and it's at planning."

Sandra Mott: "It's at planning?"

Supervisor Kozakiewicz: "Right."

Sandra Mott: "And- "

Supervisor Kozakiewicz: "It's being considered by planning. Right."

Sandra Mott: "And in conjunction with that, when I was looking at the Glenwood Village extension, I use that in quotes, property site plan, I noted that- where the wetlands were located to the front along Route 58, it was circled wetlands, where this project wants to be, the Motel 96. So that's going to have the same kind of issues that the Glenwood Village extension, which was my fourth question. The status of that. What is the status of that particular- "

Supervisor Kozakiewicz: "We had a scoping hearing as you know, you were there."

Sandra Mott: "Right."

Supervisor Kozakiewicz: "And now we need to take those items that were addressed at that scoping hearing and they'll be put into a document, the DEIS. So that will be the next step."

Sandra Mott: "How long of a process is that?"

Supervisor Kozakiewicz: "Oh, it's a lengthy process."

Sandra Mott: "Lengthy. Okay. And these are two simple concerns. At the end of last week, I was going along the Peconic River behind Swezeys and on several occasions there was a family of ducks walking between the river and behind Swezeys Department Store and sort of nesting so to speak in the grassy areas. And I stopped into Mr. Testa's office, he was not in, but a young man was there and took my request."

Supervisor Kozakiewicz: "That's Ed McCarthy."

Sandra Mott: "In regard to duck crossing signs. But he said that was referred to the parking district. I don't know who oversees that jurisdiction."

Supervisor Kozakiewicz: "That's the first I've heard of duck crossing signs, okay."

Sandra Mott: "Well, because they're crossing, and with this multitude coming to the aquarium, I thought if the Town can't afford it perhaps Mr. Bisset could contribute a couple signs for the duck crossing."

Supervisor Kozakiewicz: "Okay."

Sandra Mott: "And in conjunction with safety for human beings, at the intersection of Court Street and West Main Street, I was wondering if the Town could help in the process of getting a turn signal there. I tried to do it on my own through DOT. They told me that they were going to do a survey beginning in January but with all the horrible weather I guess it was postponed. But now it's May, almost June. I was wondering if the Town could intercede but I was referred to Mr. Testa again and, again, the gentleman took my request. It's the intersection of Court Street and West Main where the library is and the Historic Society. It's extremely difficult to make lefts because you have the crossroads of West Main and the crossroads from the County Center up to the courts as well as crossing back over there. And if someone could intercede on behalf of the citizenry, I'd appreciate that."

Supervisor Kozakiewicz: "Okay."

Sandra Mott: "And that's about my list for this week. I thank you very much."

Supervisor Kozakiewicz: "Thanks, Sandra. Okay. Is there anybody else? Steve Kirschenbaum. This is on anything. Open comment, George."

Steve Kirschenbaum: "Steve Kirschenbaum, Calverton. In regards to the gentleman from the golf course who spoke a couple minutes ago, Swan Lake was across the street from Grumman's for years and Grumman flew aircraft and it never affected the golf course and it was a good neighbor. I think you're almost equidistant from Riverhead Raceway where you're talking about and I think something like that could be a good neighbor."

I'm here to talk about Resolution 429 that's on the table tonight. I'd just like to give you a quick background. A year ago, through my involvement in aviation I got involved in the planning process, sitting in on RDC meetings, seeing a lot of stuff in Town government that was going on. And I got a little bit upset when I found out that very quietly the world's best airport ever built

probably by the federal government was being quietly disabled.

I went out to the community. At this point 3,000 feet of the 10,000 foot runway were being sold. The 7,000 foot runway was zoned out of existence. The tie downs and set back areas were sold to Mr. Burman and it was going to be a parking lot for the Mentmore operation. Over a year, we got thousands of signatures from residents of the Town of Riverhead. We've had several petitions; we've sat down and showed this Town Board that there is a tremendous interest in aviation, that it's a 40 billion dollar industry, civil aviation, in the State of New York. That there are 400,000 jobs in the State of New York revolving around civil aviation but those jobs pay 40% more than the national average.

And I think this Town Board is starting to listen and I'd like to commend them on that. But there's bigger problem in our community and it far reaches the airport. A mailing just went out to the municipality of Calverton and it's very important at this meeting and while the community is here that it gets touched upon. We have a gentleman from the Pine Barrens Association, Mr. Richard Amper, that is single handedly extorting every East End Town from Southold, Southampton, East Hampton and he's threatening them to accomplish a very good goal, preserving our drinking water.

But there's a right way and a wrong way to do it. He sent a letter to the members of the Calverton Hamlet this past weekend which contained at least 10 outright lies and along with that mailing, came a fund raising coupon, fund raising through scare tactics. He said that our group was advocating putting Kennedy Airport in Calverton. Do you know what? If that was going to go into Calverton, I would be against it. Aviation use at Calverton- it was there for 50 years, a million square foot of industrial, 3500 employees working 24 hours a day, seven days a week, and when they left 50 years later, Calverton was Calverton. It was still a sleepy town in eastern Suffolk.

Mr. Richard Amper, I'd like to tell this Town Board is a liar and this community who supported aviation for 50 years, it was the nucleus of our economy, is steadfast behind it and I'd like to commend the Town Board for not being intimidated by Mr. Amper and his lies and putting Resolution 429 on the table. Thank you."

Supervisor Kozakiewicz: "Anybody else who would like to address the Town Board? George?"

George Schmelzer: "Mr. Amper, he'd like to believe- make us

believe he has a lot of amperage. I don't believe he does. Now, he made a statement that in Islip had 36,000 take offs or landings a month, 18 hours a day. That would figure out to 66 an hour, landings and take offs. He's a damn liar and he knows it. You know it, too.

And you talk about water. (Inaudible) he lives on a postage stamp lot on Lake Panamoka. Has a cesspool in the back of his house. It leaks into the lake, that's preserving water, of course. And he does business out of his house in a residential area. That's the kind of character we have, what he is, not us. So he doesn't let anybody know how much he makes from this- acting as mouthpiece for the Pine Barrens Society, also the perks. What does it all add up to? Maybe we should know. Tax free. Maybe they shouldn't be tax free when all they do is (inaudible). Look up the federal IRS rules, maybe it shouldn't be tax free. Something to look into. Too much of this guy.

So, another subject. This resolution that was dated late in March about '58, I don't know what you're afraid of to mention the extension of the expressway. What are you afraid of? Somebody has got a gun to your head or something? And I- last meeting said it was sent out to the legislature, also to the County Department of Public Works. I called them up yesterday, they didn't receive it. What's going on?"

Supervisor Kozakiewicz: "I'll follow up on it tomorrow, Bill. I mean George. I don't know why it wasn't received."

George Schmelzer: "I call up- "

Councilman Densieski: "That's true. They said they didn't receive it so believe yesterday Tara sent one out registered. We did send them out, George."

George Schmelzer: "Well, we were told- we were told two weeks ago it was sent out."

Councilman Densieski: "Okay, well, we sent them out. I don't know whose desk they're sitting on but we sent them out registered yesterday."

George Schmelzer: "Caracciola didn't get one either."

Councilman Densieski: "I don't know about that."

George Schmelzer: "From the town. Well, that's what they told

me."

Supervisor Kozakiewicz: "I spoke to Mike last Friday."

George Schmelzer: "Yeah, well, I don't blame you for not sending it out. When I read the thing, down on the bottom of the second page, paragraph 3, request that the County make Route 58 one lane heading west. That's asinine. Whose idea was that? Did you read it when you approved that? If I was on the Board, I'd walk away from that. I'd say don't send it. I'd be ashamed of it. They must have shook their heads when they- they'll shake their heads when they receive it. What will they think of the Town, putting that in a paragraph. Make 58 a one way street heading west. Come on. Isn't that asinine? Really."

Supervisor Kozakiewicz: "It was an alternative discussed."

George Schmelzer: "Alternative. Why don't you ask them to extend the expressway that was intended in the beginning? Even the atlas- some atlas showed that for many years. Really, I don't know what you're afraid of. Is there some car dealer you're afraid of there, he threatened you or something? What's going on?"

Supervisor Kozakiewicz: "They want it widened."

George Schmelzer: "Who's they?"

Supervisor Kozakiewicz: "Car dealers."

George Schmelzer: "Well, the car dealer. You mean like Garsten? He doesn't even live in this town. Doesn't even vote here."

Supervisor Kozakiewicz: "George, I know what your point is. So- "

George Schmelzer: "Yeah. Now this airport again, (inaudible), he says let the people decide. He's right. Have a referendum next November. Airport, yes or no. That's all you've got to say. And, of course, he doesn't want that. I don't know what you're afraid of. Every Town Board for several years has been afraid of the issue. I don't know who they're afraid of. Is there a (inaudible) in Wading River threatening anybody? He doesn't look like he was threatening anybody. What are you afraid of Wading River for? All you have to do, put it on a referendum. Don't wait until October to do and they'll say it's too late. Start working on it now so it gets on."

All you need is a question - airport, Grumman, yes or no. That's all."

Supervisor Kozakiewicz: "Thank you."

George Schmelzer: "Yeah, you're very welcome. I probably forgot something. But where's Amper? Is he around here tonight, that weasel."

Supervisor Kozakiewicz: "I don't see him. George."

George Schmelzer: "Yeah. Yeah. Are you going to get these resolutions or do you want me to do it now?"

Supervisor Kozakiewicz: "You can address resolutions if you wish. Go ahead."

George Schmelzer: "Do it now?"

Supervisor Kozakiewicz: "Do you have comments on the resolutions?"

George Schmelzer: "Yeah."

Supervisor Kozakiewicz: "Go ahead."

George Schmelzer: "(inaudible) first page here, all this junk. 420 approves subdistrict petition for Island Water Park. That's within the 2900 acres?"

Supervisor Kozakiewicz: "That's within the 2900 acres, correct."

George Schmelzer: "Why don't you let them go south of the street there. There's an old subdivision south of the street there, it's about two feet above the water line. You don't have to dig any- don't have to dig it out much. It's private land most of it. Use it. It would be better. More practical, easier, less expensive and safer."

Supervisor Kozakiewicz: "Okay."

George Schmelzer: "Really. And 429."

Supervisor Kozakiewicz: "Yup."

George Schmelzer: "Landing area. Calverton Enterprise Park landing airplanes?"

Supervisor Kozakiewicz: "The FAA- presently the site does not permit any planes to touch down on the Grumman property."

George Schmelzer: "Can't blame them what you're doing to it."

Supervisor Kozakiewicz: "The- in order to allow planes to touch down and be used in accordance with the zoning whether it's the industrial overlay district, this form is a form that needs to go to the FAA to allow them to- allow us as owners, the CDA, to gain permission from the FAA to have planes touch down. We're proposing to use it as a private use under public ownership."

George Schmelzer: "Well, maybe (inaudible)."

Supervisor Kozakiewicz: "The zoning allows aviation related uses and if we're going to attract any aviation related uses in accordance with the zoning as it presently exists, we will need to have a runway available for use."

George Schmelzer: "Well, you can make any zoning you want. You can flip flop any way you want. You've been doing that."

Supervisor Kozakiewicz: "Well, if we do that we have to re-study it and subject it to the State Environmental Quality Review Act."

George Schmelzer: "Studies. We have studies on 58 for years. Look what happened. Nothing."

Supervisor Kozakiewicz: "All right. So you're not in favor of doing this?"

George Schmelzer: "Yeah, anything to make it aircraft usable. Anything."

Supervisor Kozakiewicz: "Okay."

George Schmelzer: "Yeah. What's this residential repair agreement on 430?"

Supervisor Kozakiewicz: "That's an agreement with the County to receive funds for the residential rehab program."

George Schmelzer: "You mean you can get your house painted for nothing or fixed? What is this? Anybody?"

Supervisor Kozakiewicz: "This is through our seniors department, seniors- "

George Schmelzer: "Only seniors?"

Supervisor Kozakiewicz: "It's handled through the seniors. It's an administrative- "

George Schmelzer: "You mean you've got to graduate from the senior class in school or something?"

Supervisor Kozakiewicz: "Anything else, George?"

George Schmelzer: "Yeah. What about 455?"

Supervisor Kozakiewicz: "As it indicates. It's authorizing the Town Clerk to advertise for bids for one new two wheeled excavator."

George Schmelzer: "What is it? A Chinese machine or Samsung?"

Supervisor Kozakiewicz: "That's the model that he used as an item to describe it. This is a piece of equipment which is a wheel excavator as opposed to a excavator which has dozer tracks and it's being- it's going out for bid in order to be used by the Highway Superintendent of the Highway Department."

George Schmelzer: "Why don't you have an American machine- "

Supervisor Kozakiewicz: "Excuse me?"

George Schmelzer: "That's an Asiatic machine- Chinese or Japanese or Korean."

Supervisor Kozakiewicz: "It's an excavator. All right."

George Schmelzer: "The name. Why don't you use an American machine?"

Supervisor Kozkaiewicz: "Anything else, George?"

George Schmelzer: "Well, you didn't answer. (Inaudible) That's a foreign machine."

Supervisor Kozakiewicz: "It was the model we used as a spec for bids."

George Schmelzer: "Why didn't you use an American model instead?"

Supervisor Kozakiewicz: "George, anything else?"

George Schmelzer: "You can't answer it."

Supervisor Kozakiewicz: "No, I can't."

George Schmelzer: "Maybe you're embarrassed. Okay."

Supervisor Kozakiewicz: "I'm not the one embarrassed right now."

George Schmelzer: "Okay, thanks anyway."

Supervisor Kozakiewicz: "Okay."

George Schmelzer: "Yeah. I probably forgot something but I guess I'm stuck, I forgot it. Thank you very much."

Supervisor Kozakiewicz: "Okay, thank you. Bill Kasperovich. You didn't put in a card because I missed it."

William Kasperovich: "William Kasperovich. I live here in Riverhead township but sometimes I often wonder who I'm living with. I'll talk loud enough so everybody will hear me without a mike. Mr. Supervisor, I called you on the telephone. I believe I talked to you and told you to be concerned with the legal aspect of a sensitive not for profit organization as to who the owner is. Now, you gave the resolution to the two men on the Board that are not lawyers. So maybe you did this- say they have an excuse and a way out. Because this resolution which deals with something to establish for perpetuity, forever, is written like it was somebody's 50 by 100 plot of land that's going to do a shyster business.

Really. It's a sensitive situation. It's a sensitive area. And I expected that it would be treated as such. But when I read the resolution, impossible. Consequently what point is there to being attempting to be helpful in constructive criticism- "

Supervisor Kozakiewicz: "I verified the information on it,

Bill. They are the owner of record."

William Kasperovich: "Well, who- you do not define who they are."

Supervisor Kozakiewicz: "That is the name."

William Kasperovich: "And when you refer to the organization as residing at, you don't- "

Supervisor Kozakiewicz: "With an address of. Okay?"

William Kasperovich: "-- you are absolutely wrong. I'm not a lawyer but I know the basic simplicities that the law must follow. And you don't do it there."

Supervisor Kozakiewicz: "All right."

William Kasperovich: "Now, no matter how I approach this matter, I'm going to be wrong because of the people involved. But at the same time, you're doing something for perpetuity and it should be done in that manner. Legally, ironclad and totally bound. Thank you."

Supervisor Kozakiewicz: "Thank you."

Martin Widlecki: "Good evening. Martin, South Jamesport. At the last Town Board meeting, I had spoken about the Bayview Hotel and I asked 18 months and there's still no activity down there and Mr. Barnes who came up behind me and said that we should go easy on the owner of the Bayview Hotel because he's awaiting Health Department approval. I just passed by this evening and I didn't see any building permit posted on the outside of the building."

Supervisor Kozakiewicz: "There's a building permit application. I, in fact, rather than trying to guess what the issue was, I did, in fact, call Mr. Patchel (phonetic) directly to find out what has been the problem and why he hasn't taken on construction."

Martin Widlecki: "After 18 months, he's applying for a building permit now?"

Supervisor Kozakiewicz: "Let me just say what I found out and then I'll answer that question. He has had an application in. He's proposing to use the residence as a restaurant and a seven room hotel,

six rooms on the second floor, one room on the first floor. The problem has been with the New York State Review Board that reviews the New York State building code in that the type of occupancy requires him to obtain a variance. He has been attempting to get that variance. Once he gets that variance, I understand he has the Board of Health and then he can construct."

Martin Widlecki: "He has Board of Health approval?"

Supervisor Kozakiewicz: "He- they- the Board of Health, I think it's all like a stack of cards."

Martin Widlecki: "True."

Supervisor Kozakiewicz: "He needs to get the approval from the State because of the type of construction. The restaurant use requires a certain fire separation and certain code requirements as far as occupancy. He's going to need to sprinkle his building, which he says he's prepared to do. He's going to need to put up fire separation walls which he's prepared to do, but he has- because of the uses, the incompatibility uses, restaurant with the hotel, he needs to get the Board of Review from the New York State building code."

Martin Widlecki: "There's a sequence of events that has to happen?"

Supervisor Kozakiewicz: "Correct."

Martin Widlecki: "Okay. The other thing is I just passed by and there's a (inaudible) electrical cable going from one building to the other. Is that- I doubt that's legal. It's laying on the ground."

Supervisor Kozakiewicz: "All I can tell you is I can look at that and I'll get an answer."

Martin Widlecki: "It's been there."

Supervisor Kozakiewicz: "Okay."

Martin Widlecki: "For six, eight months."

Supervisor Kozakiewicz: "Okay."

Martin Widlecki: "All right. I believe it's illegal. It's

dangerous to any child, anybody that goes near it."

Supervisor Kozakiewicz: "It's live black?"

Martin Widlecki: "I wouldn't go near it. I don't know if it's live. But it's an indoor, not even waterproof (inaudible) cable."

Supervisor Kozakiewicz: "And this is going from the Bayview to the cottage, or the small building?"

Martin Widlecki: "One structure to the- right, yes, okay."

Councilman Cardinale: "Marty, on that application issue, I was confused myself so I spoke with Leroy. What nobody has yet said is that before the building permit can be issued from the town, all the other permits have to be initially issued. So to say he has an application is really forgetting a word. He has an incomplete application in so that it's as if he hasn't got an application from the standpoint of the Building Department until he can get the Health Department stamped map. Leroy is not empowered to give him a permit.

Then the issue comes up, well, he has abandoned the use because he hasn't used it for 18 months. And what Leroy was saying is that since he is trying to develop it as set forth in his application, he has deemed it as- his interpretation is that he has not abandoned the pre-existing use. That's basically it."

Martin Widlecki: "Okay. I still would like to hear your reply to my letter of January 28th. Thank you."

Supervisor Kozakiewicz: "I know. I know. Thank you. Sal Mastropolo."

Sal Mastropolo: "Sal Mastropolo, Calverton. Comments on the resolutions."

Supervisor Kozakiewicz: "Yes."

Sal Mastropolo: "On 420, the first paragraph says 66.13 acres but yet- "

Councilman Kent: "Actually, I have that marked myself. I'd like to know- "

Sal Mastropolo: "Then there's 100 and some acres and it's a little confusing as to whether it should be 66 or 108 or could somebody please explain why both numbers are in there?"

Councilman Kent: "Well, I know what we're doing with this resolution. We're creating a sports park sub district of 108 acres. I don't know what the 66.13 acres is. I think that really should be the 42 acre portion which is what we are subdividing from town owned property. So instead of 66, I think that should be 42."

Sal Mastropolo: "Okay, well if somebody could look into- "

Supervisor Kozakiewicz: "I think what Councilman Kent has pointed out is correct. What we're looking to do is create a subdistrict which has a total area of 108.10 acres and from that the water park would receive the difference between the 108 and the 66.13 which is what the town's (inaudible)."

Councilman Kent: "42 acres is what's really being subdivided out and conveyed to- "

Sal Mastropolo: "Okay, do you want to rewrite the resolution or do you need to modify it or what?"

Councilman Kent: "I haven't- I put a mark here to raise some questions about that and to discuss potentially amending that to read 42 acres."

Sal Mastropolo: "Okay, that's fine."

Councilman Kent: "So I have a notation on that."

Sal Mastropolo: "Okay. 445, rejects a bid for landscaping. And the package that I have also has a tabled resolution 291- "

Councilman Kent: "That's also going to come up for discussion."

Councilman Lull: "We'll sort that out."

Sal Mastropolo: "Yes. Okay, so you're not going to put 291 back on the table, are you, and then vote on it?"

Councilman Kent: "Well, I'd like to move to amend 291 actually to make that (inaudible)."

Sal Mastropolo: "Well, I guess my question is if you are rejecting a bid for landscaping on 445, why are you giving out the bid to New View Landscaping when in one case you're rejecting it, any maintenance on it, and the other case you are saying give it out?"

Councilman Kent: "The problem is that the proposed- the bid that came in is greater than the amount that we have in the budget for the services. So the maximum allowed is \$20,000 and there's been some differing feelings on how to address this."

Sal Mastropolo: "Okay."

Supervisor Kozakiewicz: "I think we wanted to leave all options open is what he's trying to say."

Sal Mastropolo: "Okay."

Councilman Kent: "We're going to discuss it tonight. There'll be open discussion on it."

Sal Mastropolo: "All right. 447 and 448. Is there a reason why you're not publishing the bids from both Landmark and J. King on 447 and from CVA and Landmark on 448? I mean without publishing both bids, it's impossible to know whether the bids are even reasonable the ones that you're giving out. For example, on 448, this came up once before and again it looks like you are going to- you're looking to sign off on it. If you look at item #19, pork patties, 4 oz, 40 in a case which is 10 lbs., is \$35.87 a case. That's \$3.58 a pound for pork patties breaded. If you go down to 23, salisbury steak, 4 oz, no gravy, 40 in a case, \$23.70 or \$2.37 a pound. You go down to 24, sausage patty, 12 pound case, less than \$24.00, so less than \$2.00 a pound. You go down to 32, veal patties breaded, 4 oz, 40 in a case, a case is \$12.80. Doesn't that tell you that you're being overcharged on #19, pork patties at \$35.87 a case? This came up the last time, okay. You took it off the table the last time, you didn't vote on it because of this. And yet you put it right back on the table again. Doesn't anybody check the prices? And by not putting down both columns it makes it impossible to see if one is way out of skew. Now you can go ahead and pay \$35.87 a case for pork patties, but, boy, you are getting ripped off, and they're breaded no less. You can buy pork on this thing, okay, pork shoulder butts fresh, sliced pork steak, at \$1.49 a pound but yet you're paying \$3.58 for breaded pork patties. Something is wrong. That's right."

And one last question. 455 and 456. Two pieces of equipment.

Are they in budget or are you going to put them out for bid, then you're going to get the bids, and then you're going to put them through on a capital appropriation?"

Councilman Cardinale: "The latter. They're going to be bonded."

Sal Mastropolo: "They're going to be bonded. So in other words, they're not in budget?"

Councilman Cardinale: "We don't have a capital budget, believe it or not."

Sal Mastropolo: "Well, I mean- "

Councilman Cardinale: "We just determine what we bond by the term (inaudible)."

Supervisor Kozakiewicz: "The equipment is outdated. These items are needed by the Highway Department. We can try and go longer without it and the equipment will be older and less able to be utilized and at some point we're going to have to replace these items. Mr. Kwasna has indicated a desire to make better utilization of his highway crew and has asked the Town Board to consider bonding for these items of equipment and- "

Sal Mastropolo: "From a financial point of view, okay, bonding is just a source of paying for the equipment. They should at least be budgeted one year to the next whether you bond it or you take it out of the budget, okay, is how you're going to pay for it. But somebody should be telling you one year what he's going to need the next year, not that he needs equipment and the excuse is well it's not in the budget but we're going to bond it. Because as we brought up at the last meeting, the amount of bonds that the Town has out went up like 2 million dollars last year. Okay. We're bonding faster than we're paying off."

Councilman Cardinale: "You're absolutely right and I know Chris has been concerned about this and has stated it. And I think that we do not have- that's what I was just saying. We don't have a capital budget. We don't budget for a capital items and that, I think, is very surprising. And that's what you're point out which is a very, very good point. We just do exactly what you say. We take an approach that if he comes in and says he's got a 20 year old piece of equipment and he needs a newer piece you go out and look at it and you

say, yeah, you do, okay, let's bond it. What we really should be doing is looking at it the year before at the budget time, forming a capital budget so then putting it in it and this year we're doing this equipment, next year this other equipment."

Sal Mastropolo: "That's my point."

Councilman Cardinale: "It's a very good point."

Sal Mastropolo: "Thank you."

Supervisor Kozakiewicz: "Steve Haizlip."

Steve Haizlip: "Steve Haizlip of Calverton. Mr. Supervisor and the other Members of the Town Board. I ask you to see if you could get with the County and push the project at 58 and Harrison, Resolution 106, to get that stop light up. I can't even do business with my credit union and get back out on the road. And why should I be driving all over the countryside trying to get back? So, the question is, have you contacted Mr. Barker (phonetic) of the public-Department of Public Works. I believe he's the man in charge, isn't he?"

Supervisor Kozakiewicz: "He's DPW. Personally I did not speak to him about this particular project. What I did do is ask Mr. Testa to speak to the individual he deals with on a regular basis with respect to the installation of a light and he did speak to him- "

Steve Haizlip: "But you got no feedback?"

Supervisor Kozakiewicz: "Oh, I didn't get a statement back that it's going to happen tomorrow. That much I can tell you."

Steve Haizlip: "Oh, I know it ain't going to happen tomorrow but, boy, it should happen this year with any good weather."

Supervisor Kozakiewicz: "Well, that's what they are saying. They should be able to do, but, again, that's what the County is telling Mr. Testa."

Steve Haizlip: "All right. I want to sum up right quickly as to what Mr. Schulman was saying. When I was a youngster and was attending church, Sunday School, there was a preacher and he used to say I want a quiet collection. Well, what Mr. Schulman is advocating here, he wants a quiet neighborhood. Even with his golf recreation

and the Grumman property if a race track goes in there, it is going to be one constant roar when the cars are racing. Now, they speak of airplanes going out. An airplane goes out, you hear it about one minute, or maybe two and it's gone. And it don't stay there permanent for 30, 40 minutes or whatever that race is going on. So, in his defense and mine, we want a quiet neighborhood. Thank you very much."

Supervisor Kozakiewicz: "Thank you. Terri Fenton."

Terri Fenton: "Good evening, Terri Fenton. Jamesport Civic. I'll make this fast. Mr. Kwasna I had spoke to about the trimming along South Jamesport Avenue. Here responded very fast, did a wonderful job. I asked about the sidewalk where it's broken up. I was told it had to go out to bond. Do you have any idea when that will be done?"

Supervisor Kozakiewicz: "Well, in light of the prior comments with respect to going out to bond, I don't know."

Terri Fenton: "Okay. As far as the Bayview is concerned, we had been told by the Building Department that there was a permit going from October to April of this year, an 18 month building permit. Apparently that didn't exist. Is that correct?"

Councilman Cardinale: "That's what I was advised today by Leroy. When he said permit, he should have said incomplete permit application."

Terri Fenton: "Okay."

Councilman Cardinale: "That's really what happened."

Terri Fenton: "All right. Is there any update on Maidstone from the DEC?"

Supervisor Kozakiewicz: "No, not from the DEC."

Terri Fenton: "Not from the DEC."

Supervisor Kozakiewicz: "The monitor, Mr. Raynor, Mr. Barnes, Mr. Hanley went to the site last Thursday. Councilman Chris Kent also went to the site. He provided us with the name of the contact person. The visit that was done last Thursday determined that the work that was done, the construction work, is in accord with the site plan- "

Terri Fenton: "At Maidstone?"

Supervisor Kozakiewicz: "Yes."

Terri Fenton: "Okay."

Supervisor Kozakiewicz: "Yes, at Maidstone. Is in accord with the site plan and does not violate the conditions of the site plan."

Terri Fenton: "Okay. They weren't required to put any vegetation on the dunes or the bluff there? Okay."

Supervisor Kozakiewicz: "There is a restoration plan. That was not required at this time. No."

Terri Fenton: "Okay. What is the condition of Iron Pier Beach and where is it for opening this year?"

Supervisor Kozakiewicz: "It's still going to open as we said last Town Board meeting. We have not had an answer from the DEC; I wish I could say we had an answer. I wish someone would give us an answer as far as that project improvement- "

Terri Fenton: "I'm not referring to the project. I'm sorry, I must have misstated that. The actual just normal maintenance of the parking lot which is under sand and water. When is that going to be addressed for this year to be opened?"

Supervisor Kozakiewicz: "We expect that to start in the next week or so. I know we talked to Ken about putting in an underground line in order to get water to the toilets. The major problem is getting the toilet facilities, the bathhouses running. Without the bathhouses and without a public rest room, we cannot operate a beach."

Terri Fenton: "Okay. That I understand."

Supervisor Kozakiewicz: "That's what the law requires us to have. If we don't have the bathhouses, we don't have public rest rooms, we can't use them as a public beach or public bathing area."

Terri Fenton: "Okay, I understand that. But the parking lot itself- "

Supervisor Kozakiewicz: "The parking lot is in horrible shape. Granted."

Terri Fenton: "And, I mean, what will be done this year?"

Supervisor Kozakiewicz: "It's going to be a temporary fix."

Terri Fenton: "Oh, that's fine. You know, just as long as something is done."

Supervisor Kozakiewicz: "Right."

Terri Fenton: "Thank you very much."

Supervisor Kozakiewicz: "Okay, Sid Bail."

Sid Bail: "Sid Bail, Wading River Civic Association. I have a comment on one of the resolutions and a comment about some of the comments that were made up here earlier and I don't wish to add to the airport woes and that's a preface to- prelude to adding to the woes."

The comment was made about Dick Amper's letter and one particular statement was- I think it was George back there, the friend from- the wannabe Wading River resident, who made a comment that 36,000 flights per month was the thing in the letter for LaGuardia- not LaGuardia, McArthur Airport and that's totally inaccurate. It is inaccurate and I informed Dick and it's a misstatement, it's an error. All right. But it was in response to a statement that Steve Kirschenbaum has been making. He made this before the Town Board- to show how the commercial needs, flight needs of our area are taken care of with McArthur with just 9,000 flights a year. I think he- there's two variations on this. There's 14 flights a day, 14 in and 14 out and there's a really bold one, 15 flights in, 15 out. And that comes out to 9,000 and that's the same number as the peak number of operations at Grumman Calverton.

Now, it's actually about minimum of 36,000 per year. All right. The only way I can figure that Steve calculated this way, that he's just figuring on Southwest Airlines. Southwest Airlines is approximately 15 flights in a day, 15 flights out. That works out to 9,000 but there are other commercial carriers at McArthur. And the whole point was to show that a facility like McArthur has grown tremendously rapidly in the recent past. And this is something that I think is relatively easy to verify and if I'm mistaken, I will publicly apologize to Steve in this forum or any other forum. And if he- I don't know why he continues to make that statement but I wouldn't characterize him as a liar. I don't know what his motives are. The rhetoric, the language doesn't add to, you know, the really

hard questions that this Town Board has to address.

The second thing. Resolution- I think it's Resolution 428, is about group homes and this one isn't in Wading River."

Supervisor Kozakiewicz: "No, it's not."

Sid Bail: "No. But one of the issues the last time around was the 40 day notification under (inaudible)."

Supervisor Kozakiewicz: "It will be right on the button as far as the time period. That's why I'm going to also send out letters to all the residents in the neighborhood."

Sid Bail: "Right. Well, just walk me through this. It's May 16th. When were you notified about it? You've been notified?"

Supervisor Kozakiewicz: "The letter actually came in I think April 27th, April 28th."

Sid Bail: "So then it was ticking April 27th?"

Supervisor Kozakiewicz: "Yes."

Sid Bail: "Right. So then we really haven't progressed any further than the last time around. In other words- "

Supervisor Kozakiewicz: "It should have been on the 1st meeting in the 1st week of May."

Sid Bail: "It's just something that, you know, you were very helpful during this whole thing coming to Wading River. No one from Brookhaven came out but you came out. But the fact that the 40 days is there and it's totally wiped out by the fact that- "

Supervisor Kozakiewicz: "Oh, we can still- we can still if there's a reaction, this is going to be a new residence constructed. It's vacant land right now. What they're proposing is to build a new house for six independently living people on Horton Avenue which would be south of the St. Isidore's Roman Catholic Cemetery and I know where you're going. And- "

Sid Bail: "Been there."

Supervisor Kozakiewicz: "-- admit it should have gone out

earlier to get reaction from the public. Hopefully people listening to this will become aware of it, that it is being proposed. I don't believe there's going to be, you know, the question of saturation, you know, that's something we've got to address and propose alternate sites if the reaction is that people are not happy with that particular site."

Sid Bail: "Okay, thank you for the clarification."

Supervisor Kozakiewicz: "Thank you."

Councilman Densieski: "Sid, I just want to make a comment on- you said Mr. Amper sent out that incorrect information."

Sid Bail: "Yes."

Councilman Densieski: "That's just one of many points in his fund raising letter that are wrong in my opinion."

Sid Bail: "In my opinion, most of it was on the money. So that's an honest difference of opinion but that was factual errors."

Supervisor Kozakiewicz: "Steve, are you going to address the airport issue some more? Because if it is, I'd like to address resolutions."

Steve Kirschenbaum: "I just want to say something for 30 seconds in regard to that- I'll say it from right here."

Councilman Densieski: "No. Come up to the podium."

Supervisor Kozakiewicz: "Come up. Got to get it on-- "

Councilman Densieski: "You've got the right to speak."

Steve Kirschenbaum: "I'll bring you back something on the airport manager's stationery or from Town of Islip but I checked into it the other day because he's rambling and rambling and they're all going on, there's 38 commercial airliners per year, Islip is- per day, that take off and land out of Islip. Islip's currently doing a master plan which they have airport expansion covered at the current rate for the next 20 years. There's no need for- they can handle anything up to the next 20 years. It brings 2 million people a year into the Town of Islip and it brings a billion dollars a year into the community for 38 landings. We're not advocating a commercial year. There's no need

for a commercial airport. Islip can handle the needs of Long Island for the next 20 years. So instead of being the sky is falling, the sky is falling, I think we should get over that and try to use what we have. That's all I'm saying. And I'll bring it to the (inaudible)."

Supervisor Kozakiewicz: "Anybody else who would like to address the Board before we take up resolutions? Henry Pfeiffer."

Henry Pfeiffer: "Henry Pfeiffer, Wading River. I deeply regret that this issue about the airport has reached a point where it's gotten personal, where insults are being exchanged and so forth not only at the level between Mr. Amper and Mr. Kirschenbaum, but also down among the people that live in the Town. I was at a meeting last Friday where one woman got up and she went on at some length about the what she called the chairperson of the Pinocchio Alliance who misrepresented one statement after another and drew incorrect and false conclusions from what were actually facts. And she wound up and she got more vicious and more stirred up by calling Mr. Kirschenbaum a bald faced liar. And I took exception there and I thought that that was completely out of order and I suggested that she take a look at Mr. Kirschenbaum and note that he's wearing a moustache and is not a bald faced liar.

But one of the issues that she made at great length was this thing about there is no such thing as a jetport and she not only mentioned the FAA repeatedly using the term, she not only mentioned the fact that it appeared in several dictionaries despite the fact of other reports, but she pointed out from a report that she had of a commission that was established in 1992 by Governor Cuomo who requested this commissioner- commission which was comprised of the five east end town supervisors, the heads of the major industries out here, agriculture including the wine industry, fisheries, recreation, tourism and so forth, that he also require them to look into the viability of a jetport at Grumman. And in their report, they came to resolution 51 I think was the number that she called it, they spelled out that the FAA had given the Planning Board of Suffolk County \$40,000 to do a study on the viability of a jetport at Calverton. You all know what the result of that was, they were against it.

And she also reported within that particular resolution, that the Association of Supervisors and Mayors of Suffolk County were very much opposed to any airport, any jetport, and they used the term jetport repeatedly, at Calverton.

And, finally, the resolution recommended to Governor Cuomo that

in no circumstances were they to have a jetport at Calverton because it would harm each of these four major industries out there. And she showed me a copy of this report and repeatedly they used the term jetport. And it seems to me that the fact that orally and in writing there appear to be a statement repeatedly that there is no such thing as a jetport, seems to me- to leave me in disbelief. Thank you."

Supervisor Kozakiewicz: "Thank you. Anybody else who would like to address the Board? George, you had a chance, I'm sorry. I would like to get the resolutions, if we could. Anybody else? All right. You can take up the resolutions."

Resolution #415

Councilman Lull: "Resolution 415 approves the site plan of Helen Gabrielsen for a temporary greenhouses located at 194 Herricks Lane, Jamesport. And I would like to point out apropos of some discussions that we have had on temporary greenhouses that issue #7 there that says the use of the structures approved herein shall be limited solely to agricultural production and there shall be no retail use conducted therein. That among other qualifications are on this. 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 #416

Councilman Cardinale: "This resolution amends the site plan of Dr. Judy Emanuele. 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 #417

Councilman Kent: "417 amends the site plan of Foxwood Village

II, recreational amenities which include the construction of tennis courts and a walking trail. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "Since this is probably my last opportunity to remark upon this application, I will do so. I am mindful that Foxwood is a well run and needed in this community. I am also mindful that this is a site plan approval for a project already granted a special permit over my vote and Mr. Kent's vote. But the question remains we're being asked to approve a site plan here of a site plan (inaudible). Let me remind you what it's for. Ninety-four units on 42 acres in a one acre agricultural zone. Without any zone change; without even an application for an overlay zone; without any recreation fees received by the town which approximate or are more than \$200,000 for the normal project; without any condo fees. All of this on the premise or perhaps the pretext that this is an expansion of a pre-existing non-conforming use. A use which never existed on this site previously to this application and a use by which reasoning we could expand every non-conforming pre-existing use that exists in this town from where it is now to the town line. The concept being if it exists on parcel A and they want to buy parcel B, we just call that an expansion of the pre-existing non-conforming use, that is the use then not permitted by zoning but permitted because it pre-existed zoning.

To paraphrase a recent Tom Cruise movie, Jerry McGuire, this application lost me (inaudible). So I vote no on the site plan."

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

Councilman Kent: "I voted no on the prior site plan for many of the reasons that were previously stated and I stated at the time. Mr. Cardinale has stated the reasons tonight. I don't think we should be allowing them to build recreational amenities when they should be contributing to recreational fees, they should be contributing recreational fees to the town in the amount of \$188,000. So I'm going to vote no on this."

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

Councilman Lull: "If we had written our zoning plan- zoning code sufficient to (inaudible) recreation fees from such areas, I would say fine. But we haven't done that. They have no responsibility there. Yes."

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

Supervisor Kozakiewicz: "Just to be exact, the resolution we're acting upon is a site plan amendment and it's asking for an approval for the construction of tennis courts and walking trails. I vote yes."

Barbara Grattan: "The resolution is adopted."

Resolution #418

Councilman Lull: "418 approves the site plan of Byzantine Catholic Church of the Resurrection. After much discussion and negotiation that site plan does include a couple of issues, one, that no excavation shall occur prior to the issuance of a excavation- excuse me, excavation permit. That, two, that certain areas there will be no excavation until the previous section is completed. And, finally, that all excavation areas shall be enclosed by a four foot fence. Therefore, that does, in fact, solve some of the problems of the nature.

I do have problem with this resolution and that is the receipt number which is to us- is question marks."

Councilman Kent: "Was the site plan review fee paid? Was it not paid?"

Jack Hansen: "That was supposed to happen today and if it hasn't been changed, then we have not received those fees."

Councilman Lull: "In that case, I would move to table it."

Jack Hansen: "You should table it."

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

Jack Hansen: "Sure."

Councilman Kent: "While on the motion. I'll second the motion to table. Okay- "

Supervisor Kozakiewicz: "That was going to be my question with respect to the receipt."

Councilman Kent: "Have there been some temporary measures taken to provide for the public safety?"

Councilman Densieski: "No. I don't believe so. After repeated phone calls- "

Councilman Kent: "Okay. So we have no temporary measures. We're not going to approve the site plan today which provides for measures to protect the public safety."

Jack Hansen: "To begin the excavation and to secure the area. Right."

Councilman Kent: "They still have not done that?"

Jack Hansen: "Not to my knowledge."

Councilman Lull: "There's actually no reason why that- why they have to wait for a site plan to put up a four foot fence."

Jack Hansen: "To secure an area. No."

Councilman Kent: "I think we need to send something out to them."

Supervisor Kozakiewicz: "Motion to table and it's been seconded."

Barbara Grattan: "Who seconded it, Bob?"

Supervisor Kozakiewicz: "Chris seconded."

Barbara Grattan: "Okay. This is to table."

The Vote: "Densieski, yes, to table; Cardinale, yes; Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is ~~tabled~~."

Resolution #419

Councilman Cardinale: "This resolution approves the site plan of Coastal Pipeline Products. 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 #420

Councilman Kent: "Yes, I'd like to move the resolution and then I'd like to have some discussion first. I'll move the resolution first. Approves the subdistrict petition of Island Water Park. So moved."

Councilman Lull: "I'll second it."

Supervisor Kozakiewicz: "Moved and seconded. Discussion."

Councilman Kent: "The question is, Rick, in the first Whereas clause it provides for dividing a tract of 66.13 acres from real property owned by the Town. Aren't we really dividing up the tract that's Island Water Park?"

Rick Hanley: "I think the first Whereas relates to a subdivision application in front of the Planning Board. It's just- "

Supervisor Kozakiewicz: "Which would be the Island Water Park subdivision?"

Rick Hanley: "Yes. It's just a recital for information. It's a forward to what's coming. In other words, this- "

Councilman Kent: "Would the acres be 42 acres and not 66?"

Rick Hanley: "Does it say 66?"

Councilman Lull: "It says 66. It says (inaudible)."

Rick Hanley: "No, it should be 42."

Councilman Kent: "Okay. So I just wanted to make that amendment."

Rick Hanley: "Right."

Councilman Kent: "Okay, so just- is there anything else? Because I'll explain- what we're doing here is we're creating- under the zoning for Calverton, we have a number of subdistricts and the requirements for the creation of such subdistricts within the recreational zone is that they be at least 100 acres and the sports park subdistrict has to have at least 2,000 feet of road frontage. So in order to meet those two requirements we had to create a subdistrict that was 108 acres and of that 108 acres 42 acres of it will be subdivided and conveyed out to Island Water Park and 66 will be identified as retained by the town for town park purposes at this point. And that's what we're doing about this resolution."

Supervisor Kozakiewicz: "Okay. Any further discussion? If not, take up the vote."

Rick Hanley: "I just have one comment. I think that the resolution might be incomplete in that there's no description, which I now have, I got it this evening. So we should add that to the resolution- the Town Clerk's copy."

Councilman Kent: "Schedule A or something?"

Rick Hanley: "Yes. It's a legal description."

Supervisor Kozakiewicz: "You're talking about the last Resolve clause?"

Rick Hanley: "Yes. As follows- "

Supervisor Kozakiewicz: "Where it says upon real property described as follows?"

Rick Hanley: "Right. This is the description."

Supervisor Kozakiewicz: "Okay."

Rick Hanley: "Should I just give it to the Clerk then?"

Councilman Kent: "Yes, please. And we'll attach it to the resolution. We have seen the maps by the way of this subdistrict and we have the metes and bounds on the survey. On the survey, there were the metes and bounds. This is the typewritten description."

Supervisor Kozakiewicz: "There's no further discussion, take up the vote. Okay."

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

Barbara Grattan: "So the only thing you changed in here is 66 to 42? Correct?"

Supervisor Kozakiewicz: "That's correct. And then added the description."

Resolution #421

Councilman Cardinale: "421 adopts a local law amending Chapter 108 of Zoning of the Riverhead Town Code regarding off street parking. So moved."

Supervisor Kozakiewicz: "Is there a second?"

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 #422

Councilman Densieski: "Authorizes the Sewer District Superintendent to attend course. That course maximum of \$975 including everything. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "It's being held in Morrisville, New York and the excitement overwhelms me. Activated sludge course is its title. Truly it is. Yes. I vote yes. I want to send Mr. Reichel to learn about activated sludge."

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

Councilman Kent: "He can't- the disturbing- is he can't wait. Yes."

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

Resolution #423

Councilman Lull: "423 approves the application of East End Arts & Humanity Council for their mosaic street painting festival and for the TV audience that will be held on May 20th between the hours of 12 noon and 8 p.m., a rain date of May 29th. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieksi."

Councilman Densieski: "Since I'm going to be participating, I'm going to vote yes."

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

Resolution #424

Councilman Kent: "424 approves the application of Edward Densieski- did I say that right? For an agricultural fest that will be held on Sunday, September 24th between the hours of 12 noon and 6 p.m. Is that the same day as the Harvest?"

Councilman Densieski: "No. It's the week after."

Councilman Kent: "Oh, good. And it's going to be along the Peconic Riverfront in Riverhead. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "Are you going to be participating in this, too?"

Councilman Densieski: "Yes."

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

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

Resolution #425

Councilman Lull: "425 approves the application of Polish Town Civic Association for their annual Polish Town street fair and festival to be held on Pulaski Street, Hamilton Avenue, Osborne Avenue and Lincoln Street in Riverhead on October 19th and 20th from 10 a.m. to 6 p.m. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

Councilman Kent: "Question. Did we resolve the ambulance issue on this?"

Councilman Lull: "That's up to them."

Councilman Kent: "Okay."

Supervisor Kozakiewicz: "We have not, no."

Unidentified: "August. August."

Councilman Lull: "Didn't I say August?"

Unidentified: "You said October."

Supervisor Kozkaiewicz: "August."

Councilman Lull: "Thank you."

Supervisor Kozakiewicz: "The resolution says August."

Councilman Kent: "August 19th and 20th."

Councilman Lull: "I screwed it up."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "I don't want to steal the thunder of the

Polish Town Civic Association but I believe there will be an announcement that Madeline Sendlewski is going to be the Polish Town Queen this year. And I'm going to vote yes. Just a rumor."

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

Resolution #426

Councilman Kent: "426 ratifies the extension of military leave for Antonio Bassi who unfortunately broke his leg while on military leave and he will continue to be paid by the military while on leave because he broke his leg while on military leave and not on our expense. So, so moved."

Councilman Densieski: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #427

Councilman Densieski: "Authorizes the Town Clerk to publish and post notice of public hearing, Grace's Place (Agri-Business Child Development). So moved."

Councilman Lull: "And that public hearing will be held on June 20th at 2:05 in the afternoon. Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "This is just to post and publish. So I'll vote yes."

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

Resolution #428

Councilman Kent: "428 authorizes the Town Clerk to publish and post notice in connection with individualized residential alternative

for the developmentally disabled group home living. This would be a public hearing held on June 6th at 7:05 for the construction of an individualized residential alternative group home at 278 Horton Avenue in Riverhead. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "Once again, this is just to post and publish. These homes are- they take the houses off the tax rolls, it's turning into a lot of money that the taxpayers are getting hit with. They say they're not for profit. I really wonder about that. But since it's a post and publish, I'll vote yes."

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

Resolution #429

Councilman Densieski: "Authorizes the Supervisor to execute notice of landing area proposal for Calverton Enterprise Park. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "Any discussion."

Councilman Cardinale: "Yes, please."

Supervisor Kozakiewicz: "Chris, all right, Phil."

Councilman Cardinale: "I want to preface this by saying I think the entire Board is united in wanting to be able to open this runway to landing and also we've designated one of the members of the Board to explore who would be an individual to take charge of the runway so that it could be used in conformity with the existing zoning. That being said, my concern as I expressed it to the Supervisor earlier this week because this application actually had been made but there's

still additional data that Bob needs to produce so that it's in limbo at the moment- is that, do we understand all the implications of this application? For example, it- the estimates of operational data- I don't know where they came from- I don't know what an RI- IFR- "

Supervisor Kozakeiwicz: "Instrument- "

Councilman Densieski: "Instrument Flight Rule."

Councilman Cardinale: "Yeah, right. One of the questions is that are instrument flight rule operations anticipated? The answer is yes within one year. And one of them that is not checked off is says application for airport licensing. And the options are has been made, will be made, not required, state, county municipal. So I'm just concerned that certain people have stated that we do not understand, for example, at the RDC meeting, that we do not understand the implications coming from this document and I would like to suggest that we get some expert advice, paid expert advice, so- because the amount that we know about airports on this Board probably is only matched by the amount we know about waste water. So that's my concern."

Councilman Densieski: "Anybody else?"

Councilman Kent: "I don't think we're prepared to make any decisions. I don't think a runway without some type of hired professional who will advise us on how to (1) open a runway, (2) maintain and service a runway and plan how we're going to maintain and utilize it in the future. Without having that type of information, I think it's a little ill advised and premature for us to make application to open the runway. So once we get some experienced consultant to come down and talk to us about how to move forward appropriately and intelligently, sometimes we lack the latter, I think we should hold off on this and I think we should set up immediately, if possible, to retain the services of a consultant to advise us on how to open a runway and operate a runway safely and to maintain it appropriately. So I think we should hold off on this- "

Supervisor Kozakiewicz: "You wish to- "

Councilman Densieski: "I'd like to say something, if I could. Excuse me. I've done extensive, in my opinion, extensive research and I am very comfortable with this form. I don't think it implicates us to anything. It doesn't bind us to the FAA. It doesn't mean we're going to have 747's buzzing our barbeques. It merely states that we

can have airplanes land there by the FAA. I believe I understand enough about it and I think that we should vote on it tonight."

Councilman Kent: "May I ask a question then? Because I really don't know the answer to this and I'm not trying to ask a loaded question. What type of liability do we have once we open this runway to planes that wish to land on it? Are we then liable- "

Supervisor Kozakiewicz: "The way the application was made as a private run, public ownership is we have no obligation to accept anybody into the area. So we don't have to allow anybody to come in at that point. There would be no liability until we really go further."

Councilman Kent: "So we're not going to allow anybody to land there? We're going to have- "

Supervisor Kozakiewicz: "Well, we don't have to until we have the insurance issues and the liability issues addressed."

Councilman Kent: "So why are we doing this?"

Councilman Lull: "Because it takes a while to go from application to approval."

Councilman Densieski: "Yes, exactly."

Councilman Lull: "How government works."

Supervisor Kozakiewicz: "Any further discussion?"

Councilman Cardinale: "Yeah, I just- although I suspect that Ed may be correct, the comfort level- and I want to underline the fact that nobody on this Board doesn't want to open this runway. Everyone does, in fact, I believe we are all in agreement not only we want to open it, but we want to have a manger of it and we want to use it in conjunction- in conformity with the existing zoning. But during my term of Board and previous and present administrations- and previous administrations shall we say- I have seen us go forward without expert advice to our ultimate detriment. I do not want to go down that path again. I do believe we do need expert advice. I do believe that the CDA director, Andrea Lohneiss, has recommended that to the Board. I'm not prepared to go forward unless someone who is credentialed indicated to me this is the path that you should take. This is the implication of this document."

It's no- I understand that Mr. Talmage on the RDC has indicated in the RDC meeting that this document has greater implications than those that were just expressed by Ed. I don't know who's right. I know Talmage understands a good deal about aviation as well. I know I know nothing about aviation and that makes me very cautious."

Councilman Densieski: "I'd just like to point out one more thing. That I did talk to Tom Chestein (phonetic) from Tristate Planning, I supplied all the Board members with his phone number last Thursday, and I'm personally ready to go."

Supervisor Kozakiewicz: "If we had opened it up for public ownership or public airstrip then we couldn't limit the aircraft coming in. If we maintain it as private, we do have that right. This is- "

(Some one spoke from the audience)

Supervisor Kozakiewicz: "You want to come- "

Councilman Kent: "You have to come up to the microphone. If you want to recognize him, I don't know."

Supervisor Kozakiewicz: "Yeah, why not because maybe he'll help clarify the issue."

Joe Alexander: "My name's Joe Alexander from Jamesport, former controller at Kennedy, 34 years, worked at Grumman for three and a couple years over at Suffolk County Air- Suffolk County. You've got a very valuable piece of property with that runway. It's 10,000 feet long. There's only three like it on Long Island, Suffolk which doesn't make any money for the County, it loses money. The Port Authority in New York owns Kennedy and they make a lot of money. They won't even open their books for Congress. And as far as running an airport, do you intend to run it an airport? If it's going to be a private airport, you have the say on who lands there or who doesn't land there. When Grumman owned it, it was private ownership, you only landed there with permission from the owner. That's how it works."

Supervisor Kozakiewicz: "Which was what I was advised by the FAA."

Joe Alexander: "That's correct. If you want any kind of expertise to help you out, I would suggest you call the regional office at Kennedy of the FAA and they'll provide you without cost

legal expertise on how to get your airport going. It's a shame to let that place go. It's a really valuable piece of property. You should talk to the mayor of Boston, Texas- Bergstram Air Force Base (phonetic) was given to that town and, you know, there's a lot of money involved. You can get a lot of federal funds for that airport. You can make money for the town instead of losing money by hiring consultants and getting all involved and chopping it all up. That's all. Thank you."

Supervisor Kozakiewicz: "Thank you. I think we should just take up the vote unless there's further discussion. Not that I don't want to recognize you, Steve, but we're going to be here forever."

Councilman Densieski: "I request that the Supervisor let us vote."

Supervisor Kozakiewicz: "Is there any further discussion? Okay. Let's take up the vote."

The Vote: "Densieski."

Councilman Densieski: "Considering the amount of time that I spent researching and doing the background, I'm comfortable with voting yes."

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

Councilman Cardinale: "As I indicated earlier, I have no policy differences with the other- with Ed or any other member of the Board. I, however, are uncomfortable taking this move without expert advice and counsel so, therefore, I abstain."

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

Councilman Kent: "I don't think anybody expressed any opinion up here that we're going to let it go. I just don't think it's time based on the knowledge we have at this point and the information we have available to us, that we should do this at this point. So I'm going to abstain because I think we should retain some type of expertise, expert counsel to advise us on the issues. So I'm going to abstain."

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

Councilman Lull: "I don't think, Chris, that there's any

question about the fact that we're going to have to get some kind of help, some kind of expert counsel on this, but that's not the issue here. The issue here is an application to the FAA which may very well take quite a while to be processed. As of right now we're looking at the follow up of three administrations. The first administration several years ago accepted a reuse plan which accepted aviation use. And the last administration accepted a zoning plan which provided for aviation use. But at this particular point if we are going to be able to make use of those- that reuse plan, to make use of that zoning district, those two zoning districts, sorry, we can't because we can't have a plan land because the FAA has not given us permission. So we need it. We want to have an air show, we want to do something else, we need to be in control ourselves. This is what we are asking for, a public facility limited to private aircraft. I vote yes."

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

Supervisor Kozakiewicz: "I think I can say that I believe we're all on the same page as far as the policy issue. In fact, as I think some evidence of that was the action we took on the CDA resolution, earlier resolution #10. There was some questions about what we could do with respect to that license agreement and we all came to the same conclusion, it would be better to table it than to move forward without the issues resolved.

With respect to this application I agree with Jim that it's- it could be a time consuming application and we should get the process underway. I think there is no disagreement that before we allow someone like United Aerial Advertising or someone else to touch down, we feel a need that we're going to have to have some expert advice and counsel on what we need to do in order to make sure that we're not exposed as far as liability is concerned and that we're operating in the right fashion.

Since I'd like to get the process moving forward and I think as a policy we all agree we should get the process moving forward to allow it to be used in conjunction with the way the present zoning is on the property, I vote yes."

Barbara Grattan: "The resolution is adopted."

Resolution #430

Councilman Cardinale: "This authorizes the Supervisor to execute agreement with the County of Suffolk regarding the residential

repair program. 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 #431

Councilman Densieski: "Releases performance bonds of George's Residential Sanitation Service, Inc. solid waste collection districts D, E & F. They've been bought out by Waste Management. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Oh, moved and seconded. I'm sorry."

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

Resolution #432

Councilman Kent: "This accepts the Suffolk County National Bank irrevocable letter of Ashley Builders Corp. Ashley Homes. 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 #433

Councilman Kent: "I'd like to move that we withdraw Resolution 433. The applicant who we had identified is not willing to accept the position. So I suggest that we withdraw this resolution."

Councilman Cardinale: "Second the motion to withdraw."

Supervisor Kozakiewicz: "I see the Superintendent of the Sewer District."

Councilman Lull: "May I ask another question before we go on? Are we ready to go with the other person?"

Michael Reichel: "No. We don't have the resolution tonight. I spoke with the guy before I came here tonight and for personal reasons he (inaudible)."

Supervisor Kozakiewicz: "There's a motion to- this is on Mr. Kennedy. Okay. So there's a motion to withdraw and there's been a second on that motion."

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

Resolution #434

Councilman Densieski: "434 appoints wastewater treatment plant operator trainee in the sewer district. That person is John E. Arrigo. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Lull: "I just want to explain something real quickly. I said very simply here to Michael we're not going to hire this other guy; he's withdrawn. Can we hire the other person? You have to realize we've gone through several rounds of interviews with these people. We narrowed it down to three people and developed two resolutions for two of those three people. That's what I was asking is if he had asked the third person. He hasn't been able to get in touch with him. This was our first choice, and I vote yes."

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

Resolution #435

Councilman Lull: "Appoints summer interns in the Accounting Department. They are Anne Szorc, Robyn Duvall, and Jayne Heilbrunn. 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 #436

Councilman Lull: "Ratifies the appointment of a part time police officer to the police department. That is John W. Seal, Jr. 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 #437

Councilman Kent: "This appoints Jessica Weston as a Public Safety Dispatcher I 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 #438

Councilman Densieski: "Reappoints member to the Board of Assessment Review. That person is Judith O'Connell. So moved."

Councilman Kent: "Seconded. And they're working tonight."

Supervisor Kozakiewicz: "I hope they are. Moved and seconded."

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

Resolution #439

Councilman Cardinale: "This resolution appoints a fill in

Lifeguard Level I to the Riverhead Recreation Department for the salary of \$7.75 per hour, commencing May 27th to September 4th. One Robert Holmes. Is this truly the Robert Holmes? He's Superintendent of Schools. Well, God bless his soul. It will be good. He'll be able to talk to all the kids while he's lifeguarding. I will move this resolution."

Councilman Lull: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "I think anytime you can get a doctor to do something for \$7.75 an hour, you better say yes."

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

Councilman Cardinale: "Yes. I- the reason I think he's able to take this job at \$7.75 per hour is because my understanding is that the School Board is paying him \$100,000 not to work next year. So, that being considered, this is kind of a bargain. I vote yes."

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

Resolution #440

Councilman Densieski: "Appoints a Water Safety Instructor Level I to the Riverhead Recreation Department. That person is also Robert Holmes. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "Phil's incorrect. He thinks it's because of the buyout but actually he's getting \$8.25 an hour here. So I'll vote yes."

Councilman Cardinale: "It's becoming more and more attractive. In fact, rather than running for Council again, this might be something to consider. Yes."

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

Councilman Kent: "I think he wants to work on his tan. Yes."

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

Councilman Lull: "That's more than you get per hour, Phil."

Councilman Cardinale: "Exactly, yes."

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

Resolution #441

Councilman Kent: "This appoints a very ordinary Kevin Chesire to a fill in Beach Attendant Level VI- he's a Level VI- in the Riverhead Recreation 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 #442

Councilman Cardinale: "This resolution appoints summer employees for the Riverhead Recreation Department as indicated. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "I'm (inaudible). I think all recreational aides should have doctorates now but I'll vote yes."

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

Resolution #443

Councilman Lull: "Appoints a fill in Beach Attendant Level II to the Riverhead Recreation Department, one Joseph Cardinale. So moved."

Councilman Kent: "I'll second that."

Supervisor Kozakiewicz: "Yes. Thanks, Chris for seconding that. Okay. Chris seconded it."

The Vote: "Densieski."

Councilman Densieski: "If he's half as what his father is, then I think he'll be a great addition. I vote yes."

Councilman Cardinale: "Thank you and I appreciate those kind words. I'm going to abstain, however, I'm going to note here that it is my son. This is his fourth year as a fill in, I believe, Beach Attendant Level II. He's studying presently at Oxford University and he aspires to become a Level VI lifeguard- Mr. Cheshire later in his career. But for the summer because he's only going to be home for about three weeks, this will be just great. So I'm going to abstain."

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

Councilman Kent: "Well, I think it's good training because when he retires from being a Superintendent and he has a PhD, he can come back with us and he'll have experience. I vote yes."

Councilman Cardinale: "That's true."

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

Resolution #444

Councilman Densieski: "Appoints a fill in Lifeguard Level I to the Riverhead Recreation Department, that person is Jonathan Glass. So moved."

Councilman Lull: "I'm sorry, I second, whatever it is."

Supervisor Kozakiewicz: "444."

Councilman Lull: "Okay. I didn't have- that's all right."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #445

Councilman Densieski: "My favorite resolution, the lawn cutting up at Grumman. This rejects the bid for landscaping. So moved."

Supervisor Kozkaiewicz: "Need a second. Jim?"

Councilman Lull: "Yes."

Supervisor Kozakiewicz: "Moved and seconded."

Councilman Kent: "Discussion on this."

Supervisor Kozakiewicz: "Yes."

The Vote: "Densieski."

Supervisor Kozakiewicz: "Oh, oh, discussion."

Councilman Kent: "I thought we were going to try to move the tabled resolution, amend it so that it would be on a per cut cost rate, identify the per cut cost with a maximum amount of \$20,000."

Councilman Lull: "Yes (inaudible)."

Councilman Kent: "Well, I think if we do 445, I don't know if we can do that other action that we're contemplating."

Supervisor Kozakiewicz: "This is true."

Councilman Kent: "So what I'd like to do is if I could find out, was there- maybe Jack knows. Do you know if there was a per cut cost made on that bid that was done by New View Landscaping?"

Supervisor Kozakiewicz: "There was."

Councilman Kent: "\$2,000 per cut?"

Councilman Lull: "So we're approving 10 cuts."

Councilman Kent: "I mean we haven't moved and seconded it on 445."

Supervisor Kozakiewicz: "No we haven't."

Councilman Kent: "So we have to call that vote."

Supervisor Kozakiewicz: "We have to either call that vote."

Councilman Kent: "I would make a motion to take that 291 off the table before we consider 445."

Councilman Cardinale: "Second it."

Barbara Grattan: "291 is brought off the table."

Councilman Lull: "I think we have to act on 445."

Supervisor Kozakiewicz: "I think we have to still act on- "

Councilman Kent: "Okay, whatever."

Supervisor Kozakiewicz: "Procedurally, I think we've got to act on that one."

Barbara Grattan: "So do you want me to call the vote?"

Supervisor Kozakiewicz: "We have in front of us 445 which has been moved and seconded. Which is the rejecting bid. Now we've got to either take a vote on that or motion- "

Councilman Kent: "Jack, before we vote on 445, can I ask you a question at the microphone. I know you didn't get on TV yet this week and I want to get- "

Supervisor Kozakiewicz: "And I'm sure he is looking forward to that."

Jack Hansen: "I was definitely looking forward to that, yes."

Councilman Kent: "The bid that was submitted for the \$20,000, can we, without rejecting the bid, can we amend the resolution to accept it on a per cut basis since we put it out to bid as a seasonal

rate?"

Jack Hansen: "I think- if the question is because there's a \$20,000 line item in the budget limiting it to \$20,000, no more than, because I think that the bid that went out also included pesticide application and that would not be limited to cuts. So you still have to do pesticide if you're going to do this."

Councilman Kent: "Right. And there's an issue of the ticks- "

Jack Hansen: "Right. So the question is if it was awarded when it was first bid out, it would have been done well before this point in time so you're now at least a quarter into the season. I mean I know I've cut my lawn a few times already. I mean, you know, you're eliminating that already. So my question would be that limit it to \$20,000 and no more than."

Supervisor Kozakiewicz: "Okay. Further discussion on 445?"

Councilman Densieski: "Yes. I would like to- is this the one that we're going to be voting on now?"

Supervisor Kozakiewicz: "Well, we have to take action on it, one way or the other. Either table it, vote it down or- "

Councilman Densieski: "Are we going to be voting on 291 also? What do we make our comments on?"

Supervisor Kozakiewicz: "It depend whether what we do with 445."

Councilman Densieski: "Okay. I'm going to make my comment now. The folks from Grubb & Ellis have offered to cut the grass for us for free if we supply them with a new mower which is about \$20,000 or \$30,000- whatever it is. We have not had a closing yet at the Grumman site. Personally I think we're in financial trouble so I say let it grow. If the folks up there want it cut, they'll get a mower and cut it. Let it grow. No."

Supervisor Kozakiewicz: "Okay. Any further discussion? You're voting no to reject or voting- "

Councilman Cardinale: "That's what I was going to ask?"

Councilman Densieski: "I'm voting yes to reject."

Supervisor Kozakiewicz: "Okay. All right."

Councilman Densieski: "No to cut; yes to reject."

Supervisor Kozakiewicz: "Okay."

Barbara Grattan: "Okay, so we've got Densieski yes to reject. Right?"

Councilman Densieski: "Yes."

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

Councilman Cardinale: "I'm really hungry. I don't know what I'm voting on either. But it's 10:30. We've absolutely cleared this room. There were 300 people here and now there's four. I'm going to vote yes to reject. Reject all bids."

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

Councilman Kent: "I think we should be maintaining the property, especially if we're trying to sell it. It's really hard to market property when you're leaving it overgrown. Secondly, as a town, I think we are discouraging people from letting their properties be overgrown. We actually have a chapter in our code that we can go out and mow people's lawn and charge it back to the taxes. It would be seen incongruous for us to let our lawn grow. Plus there's a tick borne disease that we could be promoting as a result of letting this grass grow. I think we should- though I'm not satisfied with the bid as received, as amended based on the fact that we've let two months- almost two months pass in the lawn mowing season, that I think we will be within budget and I think we need to take care of the property. So I'm going to vote no to reject."

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

Councilman Lull: "I'm going to vote yes to reject because I think we can do it better with the other resolution."

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

Supervisor Kozakiewicz: "I hate to say this, I believe I would agree with Chris that we need to maintain the property in order to market it. And in light of the fact that there's been three votes to reject, I abstain."

Unidentified: "Can I say something on that? How much area are we covering, are we going to cut?"

Councilman Cardinale: "You've got a lawnmower?"

Unidentified: "You know are we just taking care of the front of the place?"

Supervisor Kozakiewicz: "Why don't we have this discussion afterwards. Because I think the vote's been taken. I'd like to complete with the resolutions- Mr. Spano, if we can talk about this after the meeting. All right."

Councilman Cardinale: "Just think about this. If this Board can handle these kinds of weighty issues, in this manner, imagine what we could do with like the Riverhead Centre."

Supervisor Kozakiewicz: "The vote has been- "

Barbara Grattan: "The vote is 3 yes; 1 no; 1 abstention."

Councilman Densieski: "I'd like to just say one thing, Mr. Supervisor."

Supervisor Kozakiewicz: "The vote's been done. I'd like-- "

Councilman Densieski: "I would like the floor for one minute if I could."

Supervisor Kozakiewicz: "I'd like- I'd like to conclude, if we could."

Councilman Densieski: "Okay."

Supervisor Kozakiewicz: "Thank you. I'm not being difficult. It's 10:30 and I'm starting to get punchy. Thank you."

Barbara Grattan: "Okay, where do we want to go from here? 446?"

Supervisor Kozakiewicz: "Yes."

Councilman Kent: "Wait a second. We can't take up 291- we've rejected the bid?"

Supervisor Kozakiewicz: "Correct."

Councilman Cardinale: "We're not going to untable 291?"

Barbara Grattan: "Are we going for 291?"

Supervisor Kozakiewicz: "No."

Councilman Kent: "446."

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Resolution #446

Councilman Kent: "This appoints let's see, Michael Smith Automotive Equipment Operator to the Town of Riverhead Highway Department. I spoke to Ron (inaudible) about this because I participated in the original interviews back on February 4th. Michael Smith was interviewed at that time. The Highway Department's intention was originally only to hire two people off of that list- off of those interviews. As a result of the recent request of a transfer to Buildings and Grounds, we're going down to the third person (inaudible) third candidate for this new position is now available. So with that I move the resolution."

Supervisor Kozakiewicz: "Is there a second?"

Councilman Cardinale: "Yes, second. Whatever he said."

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: "Awards bid for food. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "I noted Sal Mastropolo's comments about some of the prices, but I'm still going to vote yes so we can feed the seniors."

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

Councilman Cardinale: "As everyone here knows, all four of you, I have tried to be the voice frugality on this Board and I believe that this is a very appropriate resolution to vote no on. In sympathy with Sal to say that the pork stops here. No more over paying for pork patties. It starts with pork patties- then it goes on- "

Sal Mastropolo: "That's 448."

Supervisor Kozakiewicz: "That's the next resolution."

Councilman Cardinale: "And then it goes on to major equipment. So I'm going to vote no on the pork patties."

Councilman Lull: "That's not this resolution."

Councilman Cardinale: "I'm voting- this one is a practice for the pork patties which comes next."

Barbara Grattan: "Are you voting no?"

Councilman Cardinale: "No."

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

Councilman Kent: "Well, if we all voted no, there would be no food at the nutrition center so I think I'm going to vote yes. At this late hour (inaudible)."

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

Resolution #448

Councilman Cardinale: "448 is the pork patty resolution and I move it. It awards the bid for meat and poultry."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "Yes. I'm seriously-- well, somewhat seriously going to vote no on this as well. Because I honestly do feel that we should check more carefully the prices. If we get comments like we have got from Sal, it shows that he read it and probably nobody up here did and my concern is that nobody in the department did either. So I'm voting no."

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

Supervisor Kozakiewicz: "Sal's comments are duly noted. And but as pointed out if we don't approve this, the seniors don't get

fed. You're right, no further comments. We're taking up the vote. And I vote yes."

Barbara Grattan: "The resolution is adopted."

Resolution #449

Councilman Kent: "Authorization to publish bid for sporting goods. 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 #450

Councilman Lull: "Authorizes the Town Clerk to advertise to bids purchase of a sewer television inspection system Riverhead Sewer District and videotapes will be available for purchase at (inaudible). So moved."

Supervisor Kozakiewicz: "Is there a second?"

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "Activated sludge courses, sewer television, and you don't have perks in this job, Michael? Yes, I vote yes."

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

Councilman Kent: "I was wondering if you would make this part of the Cablevision negotiations, all the time, you know what I mean? Yes."

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

Resolution #451

Councilman Cardinale: "Could give a new meaning to public access TV. Sludge. Yes, the next one is rejecting a bid for burglar, fire and process control alarm and authorizes the Town Clerk to advertise for bids for security, fire and telemetry control systems for the Riverhead Sewer Districts. 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 #452

Councilman Densieski: "Authorizes bid award for the Hallockville Museum Farm. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "Just want to let everybody know. It's \$247,630. I'm going to vote yes."

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

Councilman Cardinale: "I'm just so delighted that we are finally authorizing the bid. We've rejected about 14. Incidentally, this is not our money, which is another good thing. It's money we're administering for Hallockville which they received through a grant. So I'm going to vote yes."

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

Resolution #453

Councilman Cardinale: "This authorizes the Town Clerk to publish and post notice to bidders for installation of water mains and appurtenances, extension 56, Sunken Pond Estates, Section I. 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 #454

Councilman Kent: "This authorizes the Town Clerk to publish and post notice to bidders for installation of water mains and appurtenances project 99-56 Hubbard Estates. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #455

Councilman Cardinale: "This authorizes the Town Clerk to advertise for bids for one new Samsung SE210 W2 wheeled excavator or equal. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Kent: "Or equal, couldn't we buy American made? Yes."

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

Resolution #456

Councilman Lull: "Authorizes the Town Clerk to advertise for bids for one New Mobile Four Wheel Sweeper or equal. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "Yes. I'm going to vote yes. I'm also to repeat that I think that it is a wonderful idea to have a capital budget. I hope we take that up in the budget considerations this year."

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

Resolution #457

Councilman Densieski: "Awards bid for Stoll Associates Riverhead Water District. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #458

Councilman Kent: "This is the year 2000 recreation capital improvement project budget adjustment. It's a \$22,000 from rec fees to improve and purchase equipment at Millbrook Gables town park. So moved. (Inaudible)."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "At no cost to the taxpayers, yes."

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

Councilman Cardinale: "Yeah, the developers paid for this. At least they did something that is a good thing. So I will vote yes."

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

Resolution #459

Councilman Cardinale: "This is a Riverhead Sewer District Militello Sewer Lateral capital project budget adoption. Developer fees, \$42,500 going to construction of laterals and engineering expenses. 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 #460

Councilman Densieski: "Children's playground at Stotzky Park capital project budget adjustment. This is the playground and landscaping and fence, the children's play area at Stotzky Park. It's going to truly be I think a little bit ahead of its time. It's going to have a water area for kids with no standing water for mosquitoes or drownings. It's going to be truly nice and I'm going to vote yes. I'm going to move it. Sorry. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "For reasons stated, yes."

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

Councilman Cardinale: "Again, this is recreation money. And it's going to be a world class facility to coin a phrase not heard around here for a few months. Yes."

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

Resolution #461

Councilman Kent: "Calverton Sewer District budget adjustment. We're actually taking money out of legal expenses- "

Supervisor Kozakiewicz: "And to engineering."

Councilman Kent: "And we're moving it to engineering, \$6,000. So moved."

Councilman Lull: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #462

Councilman Densieski: "462 is public parking district budget adjustment. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "Discussion. We're moving from the appropriated fund balance to contractual expenses. Appropriated fund balance is like the savings account and what are we paying?"

Supervisor Kozakiewicz: "This is to do improvements- "

Councilman Lull: "Our contractual expenses, Phil, are essentially tapped out for the year. We have a contract which is- contractual expenses which will eat up what is left in that line. We are- have put money aside in the appropriated fund balance knowing that we're going to have to do some things with the parking lot because of the Swezeys construction, because of the aquarium, and that's what we're using that."

Councilman Cardinale: "Is the appropriated fund balance in the public parking district? It's not from the general fund?"

Councilman Lull: "Yes. No. It's from the- "

Councilman Cardinale: "So that it's within the parking district's funds. Thank you. I vote yes."

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

Resolution #463

Barbara Grattan: "Resolution #463 is to pay bills."

Councilman Kent: "So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Councilman Lull: "Bob, I know you have one to bring off the table but I thought I'd just let everybody know that I just got a phone call a little while ago- the school budget passed."

Councilman Cardinale: "Who got elected?"

Councilman Lull: "I didn't ask that question."

Councilman Cardinale: "Oh, you didn't ask. I hope Vinny finally won an election again."

Resolution #464

Supervisor Kozakiewicz: "Yes, I do have a resolution which copies have been circulated. It would be Resolution #464 which is to approve a special permit petition of Riverhead Centre LLC. Is there a motion to move it?"

Councilman Densieski: "Approves special permit petition of Riverhead Centre LLC. So moved."

Supervisor Kozakiewicz: "Second from Councilman Lull?"

Councilman Cardinale: "Discussion please."

Supervisor Kozakiewicz: "Yes."

Councilman Cardinale: "This week I actually did attend all day the Thursday work session and Monday's review of resolutions and I never saw this until I just asked for it. Could somebody explain what happened here? Why- "

Supervisor Kozakiewicz: "I had it on my desk Thursday. I was working with Rick and for some reason I did not get it in the packet. My omission."

Councilman Cardinale: "Okay. The concern I have is that since I just received it, it prevents me from looking at the- reviewing the Town Planning Commission and the- which recommended against this and also the Town Planning Board which, I'm sorry, yeah, Board, which recommended that we do this- "

Councilman Kent: "You mean the County Planning."

Councilman Cardinale: "The County Planning Commission recommended against- "

Supervisor Kozakiewicz: "Correct."

Councilman Cardinale: "And that was in March and the Town Planning Board recommended for. I'd like to compare those two. I'd also like to suggest that, as I did the last time, that maybe we should try doing the site plan and the special permit together. Maybe we should try doing the zoning and the site plan and special permit together, too."

Supervisor Kozakiewicz: "We have no site plan."

Councilman Cardinale: "But that's my only real concern. But you need- and I wanted to express it- I understand that apparently it was just an oversight that it wasn't discussed on Friday- Thursday or Monday, huh?"

Supervisor Kozakiewicz: "Right."

Councilman Cardinale: "By this time, everybody in the town wants to- "

Councilman Lull: "That was partly my responsibility, too, Phil, because I was (inaudible) the work session on Thursday and I simply

did not pick up all the stuff I should have picked up."

Councilman Cardinale: "Okay. Well, as I recall the Planning Commission's logic was never very persuasive and not particularly persuasive in this case either but I do recall reading it. Thank you for the explanation. I'm really desperate to vote- I have yet to vote for anything on the Riverhead Centre and I really would like to vote yes. People actually stop me in the street these days asking why aren't we doing anything. So this is an opportunity I suppose to do something."

Barbara Grattan: "Has it been moved and seconded?"

Supervisor Kozakiewicz: "I think we've had it moved and seconded but I think there was a discussion."

Councilman Cardinale: "Yeah, right."

Supervisor Kozakiewicz: "We didn't call for a vote yet. If there's no further discussion?"

Councilman Cardinale: "No further discussion from me."

Supervisor Kozakiewicz: "Any further? Okay. Vote?"

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "I would like to vote yes for this but I would also like to vote with deliberation, consideration, analysis, in a planned manner. On the other hand, you can't have everything in life. I did read these when they came through. I was not impressed with the Planning Commission's logic which as I recall basically said don't ever build anything else on Route 58 because that County road is really screwed up and we're not doing anything about it.

Because of that, I'm not impressed by the Commission and because I do believe that this is simply an oversight that I didn't see it until recently, I am still going to vote yes, because I believe the Riverhead Centre project should go forward."

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

Councilman Kent: "Having looked at volumes of information on this special permit change of zone application, I think what we've got before us tonight is a good product. And it took four years in the

making and many (inaudible) of it and I think it's time to go for this now. So I vote yes and I hope they can start fairly soon because I think what's been proposed in the most recent application is a good product for Riverhead and I hope it will move forward. So I vote yes."

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

Supervisor Kozakiewicz: "While I'm sitting in a different seat, I can remember January, 1996 as if it was almost yesterday. This application came in, was studied, subjected to a full environmental impact review, DEIS, FEIS, went around through the PDD, litigation, and on and on. And we've reviewed it as pointed out by Councilman Kent, there's loads of information that we've had before us as a Board, prior Boards, this Board. It's been studied, analyzed, studied, analyzed, studied, analyzed. And as pointed out, I think we have a good product and, therefore, I vote yes."

Councilman Cardinale: "I wanted to also point out, Bob, that Mr. Giannos and Mr. Mendelson (phonetic) have both asked me to thank you guys on the previous administration, the Stark administration, for suggesting the PDD because it really expedited things for them."

Supervisor Kozakiewicz: "Anyway- "

Barbara Grattan: "That resolution is adopted."

Supervisor Kozakiewicz: "Any further business? You can ring the bell."

Meeting adjourned: 10:46 p.m.

Barbara Grattan
Town Clerk