

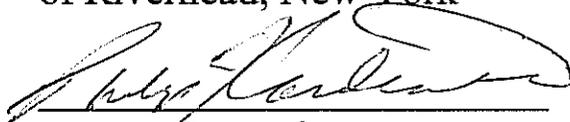
WAIVER OF NOTICE AND CONSENT
OF SPECIAL MEETING

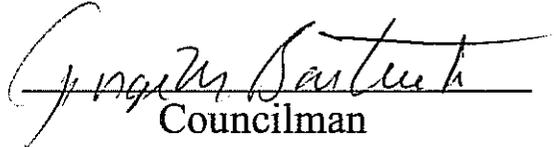
We, the Undersigned, being all members of the Riverhead Town Board of the Town of Riverhead, County of Suffolk, and State of New York, do hereby waive notice of the time, place, date and purpose of a meeting of the Town Board of the Town of Riverhead, to be held at the Town Hall, Riverhead, New York at 11:30 p.m. on the 24th day of May, 2007 and do consent to the holding of such meeting for the purpose of:

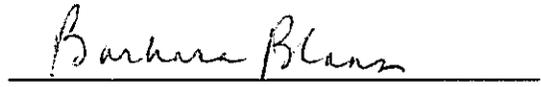
(Please see attached sheet for resolutions)

Dated: May 24, 2007
Media Notified by
Supervisor

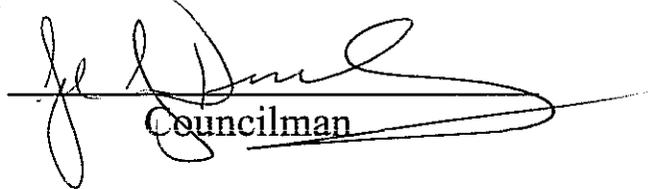
TOWN BOARD MEMBERS
of Riverhead, New York


Supervisor


Councilman


Councilwoman


Councilman


Councilman

SPECIAL TOWN BOARD MEETING MAY 24, 2007

RESOLUTIONS:

- #494 RATIFIES SUPERVISOR'S SIGNATURE ON ADOPTION AGREEMENT OF DOG #64
- #495 RATIFIES AUTHORIZATION OF TOWN CLERK TO POST AND PUBLISH PUBLIC NOTICE FOR PUBLIC HEARING REGARDING A LOCAL LAW TO AMEND CHAPTER 52 ENTITLED, "BUILDING CONSTRUCTION" OF THE RIVERHEAD TOWN CODE.
- #496 REPAYMENT OF RESIDENTIAL PROPERTY OWNERS TAXES IN THE B.I.D. BUDGET ADJUSTMENT.
- #497 AUTHORIZES SUBMISSION OF A GRANT APPLICATION FOR THE U.S. DEPARTMENT OF AGRICULTURE RURAL HOUSING SERVICE FOR SECTION 533 HOUSING PRESERVATION GRANT FUNDS TO SUPPORT THE TOWN OF RIVERHEAD HOME IMPROVEMENT PROGRAM AND AUTHORIZES THE TOWN SUPERVISOR TO EXECUTE THE GRANT IF AWARDED.
- #498 AUTHORIZES PUBLICATION OF NOTICE ANNOUNCING AVAILABILITY FOR PUBLIC REVIEW OF A STATEMENT OF ACTIVITIES FOR THE TOWN OF RIVERHEAD HOME IMPROVEMENT PROGRAM.
- #499 AUTHORIZES TOWN SUPERVISOR TO EXECUTE CHANGE ORDER NO.1 FOR RECREATION MODULAR OFFICE BUILDING.
- #500 AWARDS BID FOR ANNUAL ASPHALT AND DRAINAGE CONTRACT.
- #501 AWARDS BID FOR STREET LIGHT AND TRAFFIC SIGNAL MAINTENANCE REPAIR PARTS.
- #502 APPOINTS A DEPUTY BUILDING INSPECTOR.
- #503 TOWN HALL BASEMENT STORAGE AREA BUDGET ADJUSTMENT,
- #504 RECREATION MODULAR OFFICE BUILDING BUDGET ADJUSTMENT.

- #505 PLANT IMPROVEMENTS BELT FILTER PRESS BUDGET ADOPTION.
- #506 ACCEPTS 100% SECURITY OF EAST END VINEYARDS LLC
(CERTIFICATE OF DEPOSIT).
- #507 APPOINTS STUDENT INTERNS TO THE ACCOUNTING DEPARTMENT.
- #508 APPOINTS PUMPOUT BOAT OPERATOR IN THE POLICE DEPARTMENT.
- #509 APPROVES TRANSFER OF PUBLIC SAFETY DISPATCHER.
- #510 RATIFIES THE APPOINTMENT OF A LAW INTERN TO THE TOWN
ATTORNEY'S OFFICE.
- #511 AUTHORIZES THE TOWN CLERK TO ADVERTISE FOR BIDS ON A TAG-
A-LONG TRAILER.
- #512 AUTHORIZES THE RETENTION OF THE LAW FIRM OF JASPAN
SCHLESINGER HOFFMAN LLP AS SPECIAL COUNCIL
- #513 RATIFIES THE AUTHORIZATION FOR THE SUPERVISOR TO EXECUTE
A DWI ENFORCEMENT AGREEMENT BETWEEN THE COUNTY OF
SUFFOLK AND THE TOWN OF RIVERHEAD (STOP-DWI PROGRAM)
- #514 APPROVES TRANSFER OF PERSONNEL

SPECIAL BOARD MEETING MAY 24, 2007

- #505 PLANT IMPROVEMENTS BELT FILTER PRESS BUDGET ADOPTION.
- #506 ACCEPTS 100% SECURITY OF EAST END VINEYARDS LLC
(CERTIFICATE OF DEPOSIT).
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SPECIAL BOARD MEETING:

May 24, 2007

The Special Board Meeting was called by Supervisor Cardinale at 2:55 p.m.

Present: Supervisor Cardinale
Councilman Densieski
Councilman Bartunek
Councilwoman Blass
Councilman Dunleavy

Supervisor Cardinale: Supervisor Cardinale opened the Special Board Meeting at 2:55 pm to consider Resolution Nos. 494 to 504.

Resolution No. 494

RATIFIES SUPERVISOR'S SIGNATURE ON ADOPTION AGREEMENT
OF DOG #64

Councilman Bartunek offered the resolution, which was seconded by Councilman Dunleavy.

Supervisor Cardinale: "Dog 64, how cruel, a number. Okay, we're going to ratify the resolution of the Sweetie problem. Is Eddie, going to make a speech, please don't make a speech? We're going to ratify a resolution which we discussed all weekend. Sweetie has been freed. Some of us wanted to kill Sweetie and some us didn't." So I'd like to have a vote.

The VOTE: "Dunleavy, yes, finally, it's great that we solved the Sweetie problems. Sweetie going up state to live with the other animals. Bartunek, yes; Blass, yes; Densieski, I'll make it short. Sweetie as we affectionately call is the class of a pit bull. We've been told by the Town Attorney's office not to adopt this dog. We've been told by the veteran that the dog is not adoptable and personally I find that, I know we're all laughing and everything, making jokes about killing the dog, but I don't think humanly euthanizing an animal that is aggressive is inhuman. I think leaving a dog in a pen for almost a year that could be considered inhumane. I think this is irresponsible action by the Town Board and the one thing that bothers me also is that the Town Attorney's Office whose is jammed up and we can't get things out of them, because they are so busy spent over forty hours, now if we sent that to outside counsel that would acquaint to over \$6,000 for Sweetie. Years, room and board, the kennel staff, town board time and gosh knows what other two years okay, I'm sorry. It's been in News-Review a bunch of times, it's a big issue but I don't want to see a dog die, I'm a dog lover an animal lover, but to euthanize this aggressive pit bull would have been the right thing to do. Adopting this dog, I find it to be an irresponsible action. So I'm going to

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vote no. Cardinale, how cruel you are, how cruel you are. Listen, first of all, I want to defend Sweetie's reputation. He is not a pit bull or she and his breed. He is not, he's a cross I described him as actually somewhere between a cat and a rat, and he's a cocker-spaniel mix, she is like a cocker-spaniel mix among other things. The second thing is the whole idea was that nobody was going to adopt him, the resolution was that we have an identification signed by individuals with millions of dollars, I know because (inaudible) We have assurance that he will never be adopted and will spend the night roaming the happy farm in upstate New York which he she will be paid for by a generous sponsor at \$250.00 a month. So somebody wanted badly to have this dog live and that was a good thing and finally he was not to defend his reputation once again, he was not, she was not ever in the pen for a year. She was adopted out three times to three families and for reasons apparently not caused by Sweetie but unfortunately outside circumstances she was forced to be returned. Suspicious but not necessarily applicable; so Sweetie will never be adopted and the town is cleared of indemnification. I do agree with you Ed, we've spend a good deal of amount of time on it, so anyway that's what I got to say, so let's move on." I vote yes."

The resolution was declared duly adopted.

Resolution No.495

RATIFIES AUTHORIZATION OF TOWN CLERK TO POST AND PUBLISH PUBLIC NOTICE FOR PUBLIC HEARING REGARDING A LOCAL LAW TO AMEND CHAPTER 52, ENTITLED, 'BUILDING CONSTRUCTION' OF THE RIVERHEAD TOWN CODE

Councilman Densieski offered the resolution, which was seconded by Councilman Bartunek.

Councilman Dunleavy: "Can we discuss this first. We did not change this

Supervisor Cardinale: "Yes, we did, we can go up, but we can't go down, So that, I know, I know you would like it to be \$500,000 and I've indicated that we can't go up, we can go down, so what we've been told by the Town Attorney you've got yield at this way, then you can go up to \$500,000 or whatever you want it to be."

Councilwoman Blass: "But this is going from \$250,000 to \$500,000 more restrictive. Wouldn't you capture more at \$250,000?"

Supervisor Cardinale: "Yes."

Councilwoman Blass: "So those (Inaudible(

Supervisor Cardinale: "So it would be less restrictive if you want to capture this over \$500,000. See what I'm saying if you put \$250,000 you're proposing to capture all contracts of \$250,000 or more. If you're less restrictive you're capturing less of a (inaudible)"

Councilwoman Blass: "So it's not of how you're targeting population would be then less people could possibly be affected by this. Restricting the ability for certain projects to be captured because of it's not \$500,000."

Discussion been Town Board Members continued

Councilwoman Blass: "One more question in the definition Construction Contract, it talks about excluding no including sidewalks and roadways of any kind with a value in an excess of \$250,000. It's included in the definition but the law would actually exclude that."

Supervisor Cardinale: "The did you say?"

Councilwoman Blass: "That the law, the local law would actually exclude it, so why would we include it in the definition?"

Supervisor Cardinale: "The intention and it is my intention so you have to consider it yourselves is that the \$250,000, a contractor (inaudible) receive less than \$250,000. Oh yeah, a contractor who is entitled to receive less than \$250,000 to contract a project is exempt from having an apprenticeship program, and said provisions herein shall not be applicable to any road work or sidewalk, that if you had this definition should not be in there."

Councilwoman Blass: "Right, should not be in there."

Supervisor Cardinale: "That's right."

Councilwoman Blass: "That's why we're having a public hearing on that."

Supervisor Cardinale: "Eventually, we'll do it right. The ratification, it should be ratified is what she just said."

The **VOTE:** "Dunleavy, I'm going to vote no, on the public hearing; Bartunek, yes; Blass, yes; it's in the paper, Densieski, yes; to a public hearing, Cardinale, yes."

The resolution was declared duly adopted.

Resolution No. 496

**REPAYMENT OF RESIDENTIAL PROPERTY OWNERS TAXES
IN THE B.I.D. BUDGET ADJUSTMENT**

Councilman Dunleavy offered the resolution which was seconded by Councilwoman Blass.

The VOTE: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes.

The resolution was declared duly adopted.

Resolution No. 497

**AUTHORIZES SUBMISSION OF A GRANT APPLICATION TO THE
U.S. DEPARTMENT OF AGRICULTURE RURAL HOUSING SERVICE
FOR SECTION 533 HOUSING PRESERVATION GRANT FUNDS
TO SUPPORT THE TOWN OF RIVERHEAD HOME IMPROVEMENT
PROGRAM AND AUTHORIZES THE TOWN SUPERVISOR TO
EXECUTE THE GRANT IF AWARDED.**

Councilman Densieski offered the resolution, which was seconded by Councilman Bartunek.

The VOTE: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes.

The resolution was declared duly adopted.

Resolution No. 498

**AUTHORIZES PUBLICATION OF NOTICE ANNOUNCING
AVAILABILITY FOR PUBLIC REVIEW OF A STATEMENT
OF ACTIVITIES FOR THE TOWN OF RIVERHEAD HOME
IMPROVEMENT PROGRAM.**

Councilman Bartunek offered the resolution, which was seconded by Councilwoman Blass.

The VOTE: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes.

The resolution was declared duly adopted.

Resolution No. 499

AUTHORIZES TOWN SUPERVISOR TO EXECUTE CHANGE ORDER NO. 1 FOR RECREATION MODULAR OFFICE BUILDING

Councilman Dunleavy offered the resolution, which was seconded by Councilman Densieski.

The VOTE: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes, I'm going to support this. These are all good things, but I am concerned about the fact that I think these things should have been included in the original documents, but I vote yes, and Cardinale, yes, and I had the same concern actually. I spoke to Kenny just before the meeting and \$5,000 is for an alarm system that wasn't available initially, and is available now, and that's really important (Inaudible) .The resolution was declared duly adopted.

Resolution No. 500

AWARDS BID FOR ANNUAL ASPHALT AND DRAINAGE CONTRACT

Councilman Densieski offered the resolution for adoption, which was seconded by Councilman Bartunek.

The VOTE: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes.

The resolution was declared duly adopted.

Resolution No. 501

AWARDS BID FOR STREET LIGHT AND TRAFFIC SIGNAL MAINTENANCE REPAIR PARTS

Councilwoman Blass offered the resolution, which was seconded by Councilman Dunleavy.

The VOTE: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes.

The resolution was declared duly adopted.

Resolution No. 502

APPOINTS A DEPUTY BUILDING INSPECTOR

Councilman Dunleavy offered the resolution, which was seconded by Councilman Bartunek.

Supervisor Cardinale: "This is a stipend. Let's get an effective date on this, because I still keep thinking that we are suppose to passing these things effective the second meeting of September and the second meeting of March.

Leroy Barnes: "Phil, this is left over from last year."

Supervisor Cardinale: "Yeah, that's true."

Councilwoman Blass: "So are you suggesting that it should be retro."

Supervisor Cardinale: "Retro to January, you're saying."

Councilman Bartunek: "So it doesn't matter if it's now or September, she's going to get the \$3400.00."

Leroy Barnes: "Right."

Councilwoman Blass: "So we're not pro-rating it."

Supervisor Cardinale: "I understand that. I think that I would like to look at is the actual number."

Leroy Barnes: "Ten years."

Councilman Dunleavy: "Ten years, she's been acting in that capacity."

Supervisor Cardinale: "Giving her a stipend for the year 2007. Okay. Why don't we just give her a promotion, if she's this good?"

Leroy Barnes: "This is a promotion."

Supervisor Cardinale: "But I mean, with stipends."

Leroy Barnes: "That will allow her to make decisions in my absence, deputy decisions of the town code without civil service titles."

Supervisor Cardinale: "The stipends are cumbersome is what I am saying. There isn't any particular title you can put her in. Is that what you are saying to me?"

Leroy Barnes: "No."

Supervisor Cardinale: "Okay, she certainly is that."

Leroy Barnes: "Yes, she is."

Supervisor Cardinale: "As you are Leroy quite unique."

The VOTE: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes."

Supervisor Cardinale: "I like to follow and honor the requests of my department heads because I know how hard they work. I know Sharon is a Commercial Building Inspector and I do know that she works hard. It does my heart good, it warms my heart to see Leroy who on occasions had some disputes with this deputy, acting deputy and you're here in support of her. It gives me a warm feeling and after that I too will vote yes."

The resolution was declared to be duly adopted.

Resolution No. 503

TOWN HALL BASEMENT STORAGE AREA
BUDGET ADJUSTMENT

Councilman Bartunek offered the resolution, which was seconded by **Councilman Densieski**.

The **VOTE:** "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes.

The resolution was declared duly adopted.

Resolution No. 504

RECREATION MODULAR OFFICE BUILDING
BUDGET ADJUSTMENT

Councilman Densieski offered the resolution, which was seconded by **Councilwoman Blass**.

The **VOTE:** "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes.

The resolution was declared duly adopted.

Resolution No. 505

PLANT IMPROVEMENTS
BELT FILTER PRESS **BUDGET ADJUSTMENT**

Councilwoman Blass offered the resolution, which was seconded by **Councilman Bartunek**.

The **VOTE:** "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes.

The resolution was declared duly adopted.

Resolution No. 506

**ACCEPTS 100% SECURITY OF EAST END VINEYARDS LLC
(CERTIFICATE OF DEPOSIT)**

Councilman Bartunek offered the resolution, which was seconded by Councilwoman Blass.

The VOTE: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes.

The resolution was declared duly adopted.

Resolution No, 507

**APPOINTS STUDENT INTERNS TO THE ACCOUNTING
DEPARTMENT**

Councilwoman Blass offered the resolution, which was seconded by Councilman Densieski.

Councilwoman Blass: "Amendment, please, the Personnel Committee did not render any opinion on this. So on the third WHEREAS, I'd like to strike Personnel Committee."

The VOTE: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes.

The resolution was declared duly adopted.

Resolution No. 508

**APPOINTS PUMPOUT BOAT OPERATOR IN THE POLICE
DEPARTMENT**

Councilman Dunleavy offered the resolution, which was seconded by Councilman Bartunek.

Councilman Dunleavy: "I'd like to make one amendment. Cross out and the Personnel Committee."

The VOTE: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes.

The resolution was declared duly adopted.

Resolution No. 509

APPROVES TRANSFER OF PUBLIC SAFETY DISPATCHER

Councilman Densieski offered the resolution to be tabled, seconded by Councilman Dunleavy.

The VOTE: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes.

The resolution was declared duly TABLED.

Supervisor Cardinale: "I ask that (inaudible) speak with Amy and make clearly that we're willing to approve the transfer, but make clearly the conditions under which we would accept."

Resolution No. 510

RATIFIES THE APPOINTMENT OF A LAW INTERN TO THE TOWN ATTORNEY'S OFFICE

Councilwoman Blass offered the resolution, which was seconded by Councilman Bartunek.

Councilwoman Blass: "Just to be consistent, again we need to strike and the Personnel Committee has been in the third WHEREAS.

The VOTE: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, and the employee is being paid by a grant, so definitely, yes; Cardinale, yes.

The resolution was declared duly adopted.

Resolution No. 511

AUTHORIZES THE TOWN CLERK TO ADVERTISE FOR BIDS ON A TAG-A-LONG TRAILER

Councilman Dunleavy offered the resolution, which was seconded by Councilwoman Blass.

Councilman Dunleavy: "It's for the Highway Department. It tags along behind the trucks."

The VOTE: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes.

The resolution was declared duly adopted.

Resolution No. 512

**AUTHORIZES THE RETENTION OF THE LAW FIRM OF JASPAN
SCHLESINGER HOFFMAN LLP AS SPECIAL COUNSEL**

Councilman Densieski offered the resolution to be tabled, which was seconded by Councilman Bartunek.

Councilman Dunleavy: "Can I just ask one question. Why did we go up to \$225.00"

Supervisor Cardinale: "Because the reason, it's a good question. The reason is because it's Special Counsel. Let's make clear that we're not yielding our \$165.00 the aciculate that this guy, Dawn asked me this morning that if she could put this on and she did, because she needs this guy is apparent expertise in this case. He's assisting her to make sure that if we are not successful at the trial (inaudible) and she said she needs it and I said put the thing on, she is in the matter right now and I said how about she told me \$225.00 and I said, Oh, special Counsel maybe, but not as a....

(At this time, the Town Board were all discussing this topic and all talking at the same time, all of which was inaudible)

Supervisor Cardinale: "Then they put down an ultimatum. I said that I would \$165.00 and I didn't think the board would do that, but will that come through on Special Counsel, I needed Special Counsel on this particular matter, but it's also semantics. You want to hold it up, we'll hold it up, but eventually, we've got to pay this guy something."

Councilwoman Blass: "Are they in court today on this particular matter?"

Supervisor Cardinale: "She said that they were in court today. So how does the board feel about this? She mentioned it to me and I said (inaudible) and I said if you want to put it on, put it on as a special (inaudible)

Town Board went on to discuss this and it was decided that this Resolution would be tabled.

The VOTE: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes.

The resolution was declared duly TABLED.

Resolution No. 513

RATIFIES THE AUTHORIZATION FOR THE SUPERVISOR TO EXECUTE A DWI ENFORCEMENT AGREEMENT BETWEEN THE COUNTY OF SUFFOLK AND THE TOWN OF RIVERHEAD (STOP-DWI Program)

Councilman Bartunek offered the resolution, which was seconded by Councilman Dunleavy.

The VOTE: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes.

The resolution was declared duly adopted.

Supervisor Cardinale: "Resolution 472 and 514 cause she is a stickler, you're right, we can't just take that number without withdrawing it., The Tabled 502, I mean 472 , a motion to withdraw, tabled 472 and proposed 514.

Resolution No. 472

APPOINT ACCOUNT CLERK TYPIST IN THE ACCOUNTING DEPARTMENT

Resolution No., 514

APPROVES TRANSFER OF PERSONNEL

Councilwoman Blass offered both resolutions No, 472 and 514 to be withdrawn, seconded by Councilman Densieski.

The VOTE: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes.

The resolutions was declared duly WITHDRAWN.

There being no further business on motion and vote, the meeting adjourned at 3:25 pm.

Barbara Grattan
Town Clerk

