

Minutes of a Town Board Meeting held by the Town Board of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, on Tuesday, October 2, 2001, at 7:00 p.m.

Present:

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

Also Present:

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

Supervisor of the Day Knopp: "I'd like to call this meeting to order. Would you please rise for the Pledge of Allegiance?"

(At this time, the Pledge of Allegiance was recited)

Supervisor of the Day Knopp: "Do I have a motion to approve the minutes of the September 18, 2001 Town Board meeting?"

Councilman Densieski: "Motion to approve the minutes."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Right down here, moved and seconded."

Supervisor of the Day Knopp: "Okay and a second, Madam Clerk, please call to the vote."

The Vote: "Densieski, yes; Cardinale, yes; Kent, yes; Lull, yes; Supervisor, yes. 5 yes and the minutes are approved."

Supervisor of the Day Knopp: "Are there any Reports from the Town Clerk?"

REPORTS:

Town Clerk

Monthly report for September,
total collected \$11,164.39

Sewer District	Discharge monitoring report for August
Police Department	Monthly report for July and August
Receiver of Taxes	Utility collections report for September, total collected was \$270,051.55
Open Bid Report	for traffic lines striping opened on 10/1 at 11:05 - 2 bids were received pollution prevention re-bid opened on 9/29/01 - 2 bids were received
Budgets	from the Wading River Fire Department and the Jamesport Fire District

Barbara Grattan: "That concludes Reports."

Supervisor of the Day Knopp: "Thank you. Are there any Applications?"

APPLICATIONS:

Site Plans	Riverhead Commerce Park LLC - to construct a new office building Tunis Motel - to build 89 room 3 story motel Riverhead Nursing Home - an addition to the existing parking lot East End Wireless, Inc. - 900 Reeves Avenue, Riverhead
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Barbara Grattan: "That concludes Applications."

Supervisor of the Day Knopp: "Thank you. Are there any Reports from the Town Board committees?"

Councilman Densieski: "Yes. As far as solid waste, we're having a STOP day this Saturday, October 6th. If you have any hazardous chemicals, pesticides, etc. you can bring them to the landfill Saturday."

Supervisor Kozakiewicz: "Okay. I also want to mention a couple things. In light of the tragedy of September 11th, there is a community blood drive at Central Suffolk Hospital. As you see when you walk around town, there is also another blood drive which is October 9th, 2001, which is being held at the Moose between the hours of 1:00 and 7:45. But jumping back to Central Suffolk Hospital, there are two dates set for blood drives, one being Thursday, October 11th, 2001, from 11:00 a.m. to 4:30 p.m. That one is being sponsored by Central Suffolk Hospital. And a second which is Sunday, November 11th, 10:00 a.m. to 3:30 p.m. and that's sponsored by Riverhead Rotary.

Also there is an organized- a parade and benefit concert, once again, to show support for the rescue workers and that has been set for Saturday, October 13th at 2:00 p.m. on Main Street. Anybody interested in participating or for further information, please call 727-0048. That's 727-0048."

Supervisor of the Day Knopp: "Are there any letters or notices to the town?"

Supervisor Kozakiewicz: "Correspondence?"

CORRESPONDENCE:

Petition	From John Zoumas to have water to two lots on Twomey Avenue
Meadowcrest III Homeowners Association	30 names on a petition against Motor Sports
Milton J. Tyte	A letter of resignation

Barbara Grattan: "That concludes Correspondence."

Supervisor of the Day Knopp: "Let the record reflect that the time of 7:10 has arrived. I declare the first public hearing notice

for tonight to be opened."

Supervisor Kozakiewicz: "And Madam Town Clerk, would you please read the affidavits of publication?"

Public Hearing opened: 7:10 p.m.

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, Riverhead, New York on October 2, 2001 at 7:05 p.m. regarding the consideration of a local law to repeal and replace Chapter 45 entitled Alarm Systems of the Town Code."

Supervisor Kozakiewicz: "As pointed out, this hearing is to hear from anybody interested for or against changes to Chapter 45 of the Riverhead town code which is entitled Alarm Systems.

The high points are that there will be a permitting process. The initial permit would be \$25.00, an amended permit \$10.00, renewal permit \$10.00.

The charges for a false alarm where it's determined that there was not a basis for the alarm to have occurred, the first and second one in each calendar year, there would be no charge; third and subsequent false alarm, each calendar year would be \$100.00 per occurrence.

Okay, other than that, I guess I'll open it up to anybody who wishes to be- who wishes to address the Board either for or against the changes proposed to Chapter 45 of the Town code? Anybody wishes to speak? Nobody?"

Councilman Kent: "Calling once, calling twice."

Supervisor Kozakiewicz: "Okay, if nobody wishes to speak, you can declare the record closed. Okay? Now, the second page, there you go."

Supervisor of the Day Knopp: "Let the record reflect that the time of- has arrived."

Supervisor Kozakiewicz: "7:12 p.m."

Supervisor of the Day Knopp: "7:12 p.m. There will be no other speakers. I declare the hearing closed."

Supervisor Kozakiewicz: "Okay."

Public Hearing closed: 7:12 p.m.

Supervisor Kozakiewicz: "Great. Now what I want to do is take a moment to go down in the front. Peter is here as the Supervisor of the Day. I'd like to recognize him, recognize the fact that his Mom is here and have him say a few words and present him with a couple mementoes from today's day that we spent together. So if the Board would, before we go to public comment period, join me down below, I would like to recognize Peter for what he did today.

Peter was one of the individuals who participated in the Riverhead Free Library reading program. I understand that he read two chapter books this year. He can tell us a little bit about the books he read. Peter is here with his Mom, Susan; his Dad, Christopher, could not be here as well as his brother, Eric and younger sister, Alicia.

Peter- Pete he likes to be called, I found out, and I didn't know that until almost the end of the day- I've been calling him Peter all day. I found out right away was quite a computer buff. He immediately took an attraction towards the computers and I think that we've got a future Bill Gates on our hands because he really, really knew what he was doing on the computers.

We started out early in the morning to take a tour of the skate park with our Town Engineer; we visited recreation and then went over to the Water District and he wanted to get right down into the valves and see how the pipes worked and understand exactly how the entire Water District functioned.

We then came back to Town Hall and then he went over to the Police Department and he was also setting them straight on how to use their computers over there. Just kidding, right, Peter? No, he had a chance to see first hand what they do, got a tour of the entire facility, got a chance to meet with the Juvenile Aid Bureau and Officer Scott, our Detectives and the Chief, and also how our radio room works and the enhanced E-911 works.

In the afternoon, he wanted to go see DMV. I told him it wasn't a Town department but he was insistent. I think he was hopeful that somehow as Supervisor of the Day he could get his junior's driver's

license. But that didn't happen.

We then went to the sewer plant where, you know, we saw the clean in the beginning of the day; the dirty water at the end of the day. But, again, his interest and his curiosity and his speed was not in one way, shape or form slowed down.

We finalized it by going up to the Highway Department where he had a chance to take a ride with our Deputy Highway Superintendent on one of our payloaders. I think that was probably- he had a lot of fun. I saw a big smile on his face.

In addition to being involved with computers, I understand he likes video games, he likes to ride his bicycle and in line skates. Do you want to say a few words, Peter?"

Supervisor of the Day Knopp: "This day was very special to me because I never really get to do things like this. Maybe- this was the first time I won a raffle and this was the first time I actually get to do something like this."

Supervisor Kozakiewicz: "Thank you. What I do have as well for you is we put into a frame a copy of the Town Board meeting agenda which recognizes Peter Knopp, again, didn't know until the very end it was Pete- as Supervisor of the Day and I have that for you as well as a key to the Town of Riverhead.

All right. Thank you for being- well, let me be a chauffeur for the day.

Now, back to business. Okay."

Supervisor of the Day Knopp: "Five minute rule?"

Supervisor Kozakiewicz: "That's when we observe the five minute rule but it's now- "

Councilman Kent: "Yeah, we're going to make you enforce it tonight."

Supervisor Kozakiewicz: "We didn't bring the clock?"

Barbara Grattan: "You want me to go get it? Yeah, we better."

Supervisor Kozakiewicz: "Sure, if you would, please. But while

Barbara is doing that, Peter, it's now the public comment period. I have a number of cards from individuals who wish to speak. I'm not sure in what order they were turned in or whether we have them in the same order but if you want to go through them and start calling people up to speak."

Supervisor of the Day Knopp: "All right."

Councilman Kent: "Now remember, you've got to enforce that five minute rule tonight, okay?"

Supervisor of the Day Knopp: "All right. Um, just call them up?"

Supervisor Kozakiewicz: "Sure, just call them up."

Supervisor of the Day Knopp: "All right. If I can read this, Steve Haizlip."

Steve Haizlip: "Steve Haizlip of Calverton. This is like Channel 7. I'm number one. Ah, my interest tonight is this here Cablevision. Now, I see Cablevision is (inaudible) tonight but then I understand that it won't be much longer. So, I guess if anything I always say that my landing on the beaches on June the 6th, 1944 was for freedom of the country and the people have a right to information and free speech. But now it looks like it's been turned around. Now it belongs to Cablevision and the Supervisor.

I guess you're going to end up with the Public Service in back of you and manipulating the laws and saying a few appeasement words and don't have it anymore so, you know, Cablevision- Doolin (phonetic), he needs us because he needs our money to operate with. You need us because you want to vote to stay in power and get our money to pay you but then we don't get no help in getting the Cablevision for the public access. So, with that, I'll end that right there.

Now, I'll go to the next subject. September went by, we didn't get no stop light at Edwards Avenue and Sound Avenue. Now, last- one time I was talking to you and you mentioned about getting easements and cuts and right-of-ways. What happened over at Roanoke Avenue when you put that one in? You went down there, you put the poles in, put it up, and that was it and it's operating fine. Why come we couldn't do that up there?"

Supervisor Kozakiewicz: "The design for Sound Avenue at Roanoke

did not require setbacks into private property. The idea and we discussed this at a work session much earlier in the year, was to allow for the poles to be set back so that the possibility of widening the road and putting in turning lanes could be accomplished. In order to do that, we had to place the poles further back off of the right-of-ways and into private property. That is why we need easements.

I'm getting a note handed up because I did ask Dawn and her office to follow up. We've been asking for the easements to be accomplished and we needed to know how much we had to pay for those easements. We have received the appraisal amount and will conclude I am told the easement process within two weeks so that that process will be finalized which then clears the way for-- the Town Board has already in essence said that they are in favor of the expenditure of funds to do the improvement but the reason it needed an easement unlike the easement not being required at Roanoke and Sound Avenue is because of the design requirements that we're looking to achieve for future planning at that particular location, Steve."

Steve Haizlip: "So do you think October it may come to fruition?"

Supervisor Kozakiewicz: "I hope so but I know that in saying that if it's not here November 1, you're going to be back up saying, hey, you didn't do it again. So, I'm saying that we hope to accomplish it. I have made my- based upon the comments made from the public and based upon my last discussion with some of the neighbors, that this is a priority. I know we're all concerned about it. The entire Town Board is concerned about it and the Town Attorney has been made aware of the fact that this must be furthered, accomplished, and placed - I'm always fearful of giving you an exact date or anybody an exact date because if it doesn't happen for some reason by that point in time, then it's, well, you didn't do it again. But that is what we're looking to do."

Steve Haizlip: "I understand another accident been there but fortunately there was no fatalities. It was just- "

Supervisor Kozakiewicz: "That's what I understand as well."

Steve Haizlip: "Yes."

Supervisor Kozakiewicz: "Thank you."

Supervisor of the Day Knopp: "Rolph Kestling."

Rolph Kestling: "Rolph Kestling, Wading River. First, I'd like to start off. You mentioned about enhanced 911. Now, for enhanced 911 to be able to work you have to have the right address. Six weeks ago, I told you about the wrong sign on Cedar Road, six weeks ago. A lot of people- my friends have called, too. Nothing's been done about it. People don't know where they live, in fact- skip it.

Okay. I want to really talk about Cablevision. It's getting worse and worse and worse. I like to see the shows because I want to see what was, you know, go through your mind. What did people say, what they didn't say. When you're here, your background noises, everything else. You don't know what's being said. So you go home in the comfort of your chair, a glass of beer, you can figure things out.

On this last time I watched the Town meeting a couple of days ago, I turned it on just about the part where I want to see, public comments and well this was on the resolutions. All of a sudden, the screen went blue. There was about a five minute section missing. What are we having censorship now? It looks like it. And then all of a sudden it went on again. And just the part what I wanted to see on the resolutions was the part that was missing. So I say, again, is it censorship?

Now, I understand- "

Supervisor Kozakiewicz: "I wish I had that much control. I can't get them to give me a second channel, 24 hours, seven days."

Rolph Kestling: "Well, I- "

Supervisor Kozakiewicz: "June 24th, 2000 they promised a channel September 15, 2000. Education, governmental channel was what Joan Gilroy wrote. We wrote back letters suggesting that it should be a public access channel and we've been fighting since to try and get another channel placed on it. And it's been a struggle.

I'm not happy with what Cablevision is doing. They seem to ignore the wishes. If you think I enjoy listening to this since June 17th every meeting, then I don't know how- well, I mean it just makes no sense. I don't like hearing the complaints. I don't like what Cablevision is doing any more than anybody else. This is just- I've been trying to get them to understand this. I've been- I screamed at them on a number of occasions. I said this is not acceptable. They don't seem to care. They are not an easy negotiator.

We know how long we've been without a franchise agreement. How many administrations have been fighting with them to get a franchise agreement? This is not new. We've been struggling through it. We had this discussion at our last work session on Friday. The Town Attorney was directed to speak with counsel from Florida in order to look at two- one or two ways of pursuing this with Cablevision.

One would be a denial proceeding and the second would be to take action in the nature of a breach of contract for the breaches that have been committed by Cablevision with regard to the old- for the existing franchise agreement.

We want to, in fact, have a conference call. I don't know if that's been scheduled. Any Town Board member who would want to be a participant to that has been invited to be a participant so that we know if we should take one or both actions or what are remedy should be and what the best course of action should be.

They haven't- I mean it seems like we keep getting to a point where we have to draw the proverbial line in the sand and say, this is enough. It's enough."

Councilman Cardinale: "Rolph, tonight at Resolution 1053, I am going to ask the Board to consider and hopefully pass a resolution which at least does these two things that the Supervisor is looking for something to do and I've urged him to do this before.

One is to- until that second public access channel is produced and until they cease classifying these programs as local origination programs owned by Cablevision and acknowledge as they have in the past that they are Town produced programs, the Town Board meetings, with the assistance of Cablevision, that the Supervisor be directed to cease all negotiations with Cablevision in regard to a franchise agreement.

My observation is that that is one way they'll understand why we're delaying as I wished we would not but we have, beginning litigation that we are serious. We are not going to take it anymore. I think that that would be helpful but I am pleased to see in the last work sessions that the Supervisor has gotten to the point of exasperation as I was much earlier with Cablevision and there may be no way but litigation to deal with this company."

Rolph Kestling: "Okay. But as I said, I understand that you've been in charge of the Cablevision for the last few months as the

Supervisor sure as hell hasn't gotten any better.

Now I want to go- I have my notes on here, there's a rumor going around, I heard- I don't know if I read it in the paper, somebody told me, that you'll be signing a contract with Cablevision this month. Is that correct? I'm just saying it's a rumor what I heard. I don't know where I heard it from but I heard that you're going to be signing a contract. If you would be signing a contract and you come up with something, will the public know about it? Will you go over with the public what the contract contains or will you just go- "

Supervisor Kozakiewicz: "I don't even think- I don't even think we're close to the point of executing a contract. If anything, the last discussion that the Town Attorney and our special counsel from Florida had with Cablevision, it was anything but a friendly conversation from what I've been told."

Councilman Densieski: "Rolph, I don't think the Supervisor has the authority to sign a deal with Cablevision. It's going to take the Town Board action to do that."

Rolph Kestling: "That's all I'm asking. Okay, now I want- Barbara, I haven't had much of my time."

Barbara Grattan: "I know. I know that. That's why I haven't put the card up."

Rolph Kestling: "On the last meeting, I yielded my- I yielded my time to Ms. Patrikis. I had something to say but I figured it can go to the next week, not that important, and she said she had something important to say. So I yielded my time to her. Then she took my time. Later on she went up to speak again and you denied her the right to speak. You said one time only. I yielded my time. I didn't yield her time. She was still entitled to her five minutes. What was it, you didn't want to hear what she was saying?"

Supervisor Kozakiewicz: "In the past there has been an attempt to have people borrow time. I don't- I think the Town Board has directed me that we would like to stick and adhere to the five minute rule to the extent we can. So it's one five minute time- that's what we've been trying to do. I mean everyone seems to be looking to skirt around this way so that the meetings go on and on and on.

And one of the things that I've been consistently hearing is that I'm not being forceful enough in keeping people limited to the five

minute rule and that I have to enforce the five minute rule. And we have never- I think it was probably last year sometime someone else had tried to piggy back on someone else's five minutes and I said we're not permitting that. And there was no objection from the Board. And as Chair, that's been the procedure. So."

Rolph Kestling: "Well, this is the first time you ever heard it from me."

Supervisor Kozakiewicz: "No. It was a year ago, same occurrence occurred. There was an individual who tried to utilize or take someone else's five minutes and I said no, this is not- "

Rolph Kestling: "Okay. Then you said one person is allowed, you can't speak twice. In fact, Mr. Densieski was very local about it. He says one time only. You're not allowed up for the second time. But, at the same meeting, you let somebody else speak twice. Explain that. Favoritism?"

Supervisor Kozakiewicz: "I guess I forgot they spoke once before."

Rolph Kestling: "Yeah. I rest my case."

Supervisor Kozakiewicz: "Thank you. Thank you. Go ahead."

Supervisor of the Day Knopp: "Pastor Woodson."

Pastor Woodson: "Good evening. Good evening, Town Board."

Supervisor of the Day Knopp: "Hello."

Pastor Woodson: "Oh, okay, good evening, Mr. Supervisor. Good. I wanted to just mention a couple of things tonight. I only have five minutes. But first I brought some people from our congregation, our integrated congregation. I'd just like for you to stand tonight. We want to voice our opinion on some things. Okay. Just wave to the Supervisor- "

Supervisor of the Day Knopp: "Hi, everybody."

Pastor Woodson: "All right. I usually come by myself but I wanted to mention a couple of things tonight which I always talk about, belief in God, compassion and courage in government, and God and believe in God and compassion and courage in our government

leaders and the brotherhood of man and racial diversity.

And I'm just thinking that our President who is a Republican quoted the 23rd Psalm when we had the terrorist attack and it's good to see a President quote the bible. So I don't know what that says about church and state but it would be good to see people in government that openly expressed a belief in God and compassion and courage and equity for everyone.

Also we see a Republican President working with two Afro-Americans in running our country. We see diversity, we see him working with Afro-Americans, Jewish Americans, Hispanic Americans, and we see diversity running our country like never before. And I continue to express my belief in diversity, my belief in the brotherhood of man and my belief in those that at least acknowledge God being in government.

And what I'm praying about is that our thinking is opened up to include people in our groups that are not our color, not our political persuasion and even not our friends to make our community, and represent all of the people in our community.

And I have extended my hand. When I ran for Councilman, I received almost maybe 600 signatures and many of them started calling me Councilman even before I got in but it's good for them to do that. But unfortunately that was aborted. But I am extending my hand of friendship to our Town Board to work with you, any of you, to represent all of the people here in the community, and to help make Riverhead a better place for all people. Thank you."

Supervisor of the Day Knopp: "Okay, Miss V from the Riverhead Free Library."

Evelyn Voulgamelis: "Good evening, everybody. I'm the children's librarian and I'm here for two reasons. Number one, I'd like to thank Mr. Kozakiewicz for his support of the library and its promotion of reading for the children of Riverhead by participating in this extravaganza of the Supervisor for the Day. And I'd like to congratulate Peter Knopp, a most interesting youngster, who patronizes the library on being chosen Supervisor of the Day. And although I didn't see you during the day, I have no doubt that it was a fabulous experience for you both.

So I would just like to give that certificate to Peter and I'm out of here because I'm working."

Councilman Kent: "Let him come around so you can shake his hand."

Evelyn Voulgamelis: "Okay."

Supervisor of the Day Knopp: "S.L. Mott? Good evening."

Sandra Mott: "Good evening. Hi, how are you? My name is Sandra Mott, Riverhead. First, I'd like to give a couple things to the Board."

Councilman Densieski: "Are they ticking?"

Sandra Mott: "Pardon me?"

Councilman Densieski: "Are they ticking?"

Sandra Mott: "Not yet. The information I just provided is entitled In Praise of Trees and it is in the Farmer's Almanac 2001 which was provided by the Suffolk County National Bank. And it just goes on about the importance of trees and I think before you make any decisions one way or the other as to moratoriums, developments, cutting down trees, obliterating any kind of wildlife habitat, you might read it.

I'm going to read just one paragraph. The next time you take a breath of fresh air or a drink of cool water, think a tree. Trees make the planet livable by regulating the amounts of oxygen and carbon dioxide in the atmosphere. Just as we use oxygen and give off carbon dioxide, trees take in carbon dioxide and then release oxygen. Trees cool the earth by creating shade and giving off moisture. They act like pumps sucking the water up from the soil and then putting it back into the air. The thousands of leaves of one tree may draw more than 10,000 gallons of water from the soil and put it back into the air in a single growing season. Trees can also help clean air because they retain pollution (inaudible). Unfortunately pollution hurts them just like it hurts humans.

That's the only paragraph I'm going to read. It's light enough reading that you can read it in maybe five minutes. I'm asking you to consider that. You have major issues ahead of you and that particular item might help you think twice.

I'm asking also about Resolution 1047 in regard to the position of authorizes the Town Clerk to publish and post a help wanted ad for

Economic Development Zone Coordinator to promote industrial development at the Epcal site. I'd like to know whether or not that's a civil service position or an appointed position."

Councilman Densieski: "It's appointed."

Councilman Cardinale: "It's appointed, not civil service, is that correct?"

Councilman Kent: "I believe so, yes."

Councilman Cardinale: "Yes."

Supervisor Kozakiewicz: "My understanding is there are certain civil service requirements that need to be met, minimum requirements. But- "

Councilman Cardinale: "Why doesn't Jack- "

Supervisor Kozakiewicz: "But it is a position that's appointed by the Town Board. But there are civil service standards that need to be addressed and the applicants need to meet those minimum-"

Councilman Cardinale: "But it's not a listed civil service position."

Supervisor Kozakiewicz: "It's not- well, it's not- "

Councilman Kent: "It's not competitive."

Supervisor Kozakiewicz: "-- it's not competitive."

Sandra Mott: "It's not competitive."

Supervisor Kozakiewicz: "In other words, there's not a list from which the people are taken. But it is a position which has certain civil service for standards and minimums."

Sandra Mott: "Okay, um, no affront to anyone as I refer to this particular information, but we just received our Bark (phonetic) which is the newsletter at Glenwood Village from Tracy Stark who no longer is employed there. She indicates in her goodbye letter: one position which that does not pay very well but is very intriguing to me is with the Town of Riverhead. It's an appointed position that facilitates the sale of the Grumman property in Calverton by explaining the tax

incentives provided by the empire development zone to potential buyers or leasees. I am still debating taking this job. Is this a done deal or can I apply?"

Councilman Kent: "You can apply. It's not a done deal."

Councilman Lull: "Yes, it's open."

Sandra Mott: "Thank you."

Supervisor of the Day Knopp: "All right."

Sandra Mott: "All right, on to the next concern. The DEIS that was done for Glenwood Village, I had a few questions come up from people, not only myself. Will that be affected by the moratorium?"

Councilman Kent: "Yes."

Sandra Mott: "It will be?"

Councilman Kent: "I believe it's- as proposed today, it's more than 10 acres and it's residential development."

Sandra Mott: "Okay. And, um- "

Councilman Kent: "No. They would have to have final approval prior to the moratorium being put in place."

Sandra Mott: "Yeah, but that's long ahead of us. And will they be connected to the public sewer?"

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

Sandra Mott: "Will they- "

Councilman Kent: "I think the proposal is that they- under the proposal we saw the other day, I think it's yes, that they- it's proposed to be- "

Sandra Mott: "Yes. Okay, now I also was told that if you have more than 100 units, you have to have your own sewage treatment facility. Is that so in the town?"

Councilman Kent: "I don't know the answer to that."

Sandra Mott: "Okay. I'd like to know that because- "

Councilman Densieski: "I think if you're not in the Sewer District."

Sandra Mott: "Pardon me?"

Councilman Densieski: "I think if you're not in the Sewer District."

Sandra Mott: "Okay, now, because it used to be 103; now they're 99. And would that be the rationale so they could connect to the public- "

Councilman Densieski: "I don't think so. I think if you're in the Sewer District that number doesn't matter but if you're out of the District, that number does matter. I believe that's correct."

Sandra Mott: "All right. Well, I just want that consideration to be made. Um, also, about this Tunis 89 room motel. Where is that going to be?"

Councilman Kent: "Right- do you remember where the right-of-way out to Route 58 was from the Glenwood?"

Sandra Mott: "Yeah, the Mom and Pop, 96 units."

Councilman Kent: "Just to the east of that, I believe."

Sandra Mott: "We're going to go through that again? They already (inaudible) that."

Councilman Kent: "It's a piece of property that was cut off- it was divided from- "

Councilman Densieski: "Lynch Homes."

Sandra Mott: "Yeah, I know where it is. I'm just saying we already went through that with the 96 unit Mom and Pop. Are we going to repeat our efforts? Is that going to- "

Supervisor Kozakiewicz: "A new applicant and a new application."

Sandra Mott: "And does it have to go through Suffolk Planning

and effect on transportation, dah, dah, dah."

Supervisor Kozakiewicz: "Correct."

Sandra Mott: "Okay, see how well versed I am? Um, I understand the racetrack is for sale or will be going up for sale?"

Councilman Densieski: "I don't think that's true, Sandra."

Sandra Mott: "Well, I was told that by someone who allegedly knew."

Councilman Densieski: "I think they gave you misinformation."

Sandra Mott: "Okay. And as to the animal shelter status, the relocation, no kill. Can I just bring up a point? Remember last spring when we had a debate as to what you could tell me and what you couldn't tell me? I understand that parvo was an outbreak. There was a parvo outbreak up there again. Is that true? No? Because I understand that that's why they weren't brought down, the animals. And if that was the case- "

Councilman Lull: "They were brought down."

Sandra Mott: "The animals were not brought down the first day for the open house at Dr. Cohen's and Dr. Archer's. Because if that's the case we don't need it up in that hell hole up there. What's the store as to the new location? Anything work session? Nobody advised me if there was one. I haven't heard. No information? Going to happen before or after the election? I'm speaking quickly because I only have five minutes."

Supervisor Kozakiewicz: "The five minutes are gone."

Barbara Grattan: "It's done."

Sandra Mott: "Yeah, I bet they have. So, yes or no. Is it going to be before or after the election? After I guess."

Supervisor Kozakiewicz: "The rest of the Board wants to take it up before, it's fine."

Sandra Mott: "I'm asking you, Bob. You're the Supervisor."

Supervisor Kozakiewicz: "I mean I have no problem with taking

it up before. I don't think we're ready. We still have some other issues that need to be resolved with that, such as the neighboring property which you knew about. We've talked about that."

Sandra Mott: "Right. Which is a little (inaudible) piece of property that I'm sure the man would be happy to dump. Thank you."

Supervisor of the Day Knopp: "Thank you. Okay, Woodson, Pearl Woodson."

Pastor Pearl Woodson: "Good evening. My name is Pastor Pearl Woodson and I co-pastor New Life Ministries. You saw some of our congregation stand up and the reason why we are here tonight is we are in the midst of trying to obtain a certificate of occupancy for a building in Aquebogue. And we've come up with some opposition and in light of where our nation is today in the crisis that we're in, I believe that the church should be supported and not try to be held back. We were issued a building permit and everything that we were told to comply with, we did.

But I think- I don't know whether it's an individual's interpretation of a law or their authority. We seem to be coming up against a brick wall. And we're a church that has been in the community for nine years, we feed the poor, we clothe those that need clothing. We have outreaches for the children during the holidays. I mean we impact our community.

And so we feel and that's why we're here tonight, that for some reason we should be getting some support rather than looking for things. If we're told to do a certain thing and we've done that, why is it when it's time for an inspection, other things come up that really are related to us as a public assembly. So that is our issue tonight."

Supervisor Kozakiewicz: "You received a building permit, you started your work."

Pastor Pearl Woodson: "That's correct."

Supervisor Kozakiewicz: "You did the work."

Pastor Pearl Woodson: "That's correct."

Supervisor Kozakiewicz: "You called for an inspection."

Pastor Pearl Woodson: "That's correct."

Supervisor Kozakiewicz: "Okay. So all the work has been done?"

Pastor Pearl Woodson: "What- everything that has been done there were a few minor things and that is in the process of being done."

Supervisor Kozakiewicz: "All right."

Pastor Pearl Woodson: "But issues have come up that don't relate."

Supervisor Kozakiewicz: "Such as?"

Pastor Pearl Woodson: "Sprinkler system."

Councilman Densieski: (Inaudible)

Pastor Pearl Woodson: "Excuse me?"

Councilman Densieski: "It's not required in a church."

Pastor Pearl Woodson: "Well, you need to tell somebody in the Building Department then because I have a letter that says it is."

Supervisor Kozakiewicz: "Okay."

Councilman Densieski: "We went through this with the Jehovah Witness."

Supervisor Kozakiewicz: "All right."

Pastor Pearl Woodson: "And I mean it's been very frustrating. We're in one building that we didn't know because we were renting part of a space because it wasn't zoned public assembly. We're being told that we have to vacate that. We've got another building that we put money in, we went into contract the end of June. We're paying rent in two buildings because we, you know, we're told that we have to have a sprinkler system in the other building. It's very unfair and the fact that our nation is in the crisis that it's in, we are needed as a church to operate."

Supervisor Kozakiewicz: "Pastor, the only issue that's before you is the sprinkler system- "

Pastor Pearl Woodson: "Basically."

Supervisor Kozakiewicz: "-- or no sprinkler system."

Pastor Pearl Woodson: "No sprinkler system. And let me mention this- "

Supervisor Kozakiewicz: "And if that's resolved then you believe from what you've been told that you are prepared for a CO?"

Pastor Pearl Woodson: "That's correct, unless something else comes in."

Supervisor Kozakiewicz: "Okay, why- "

Pastor Pearl Woodson: "Let me finish, please."

Supervisor Kozakiewicz: "I was just going to say, we'll take- I will speak with the Building Department to find out whether that's what they have- they should be based upon Councilman Densieski's comment whether that's in fact, the truth and, therefore, we should resolve in that fashion."

Pastor Pearl Woodson: "Okay. Let me also mention this. We were told initially that we need to install four steel (inaudible) inch doors. All right. So we went frantic looking for these doors, looking for contractors to install them. Each door could run anywhere between eight and \$1,000 in addition to having the door installed. Luckily enough we had some people that were in our corner that did some investigating for us. And guess what? We only needed one door. So we would have spent \$4,000 on four doors when all we needed was one.

We've had to fight tooth and nail and the people that we are dealing with are not- I mean I believe that when you deal with people in a public office that you should deal with them with respect and humility. But not looking down on people. I worked for a utility for 26 years and I did a job that was very difficult but I think one of the things that I pride myself on was treating people with respect. And we've not found that in your Building Department."

Supervisor Kozakiewicz: "I mean there's a pregnant pause there and this is a comment. I have found that the Building Department and I'm not sure about the particular instances with yourself, Pastor, and certainly we will look into it, that they have been attempting to be

more user friendly than what had been the case with the Building Department and they've tried to accommodate individuals coming to them. They've tried to make sure that all the issues are out on the table ahead of time so that everyone understands what process they have to go through. Clearly you feel as if you've been treated not with the proper respect, that you may have been treated differently."

Pastor Pearl Woodson: "And not only me, Mr. Supervisor, other people in my congregation have worked with the Building Department and all on separate occasions and we all have experienced the same thing."

Supervisor Kozakiewicz: "Okay. As I said, I will take this up with the Building Department and their Department Head immediately."

Pastor Pearl Woodson: "Thank you so much for your time."

Supervisor of the Day Knopp: "All right. Debra Turner. Sorry."

Debra Turner: "Greetings to everyone. I'm not going to ask for anything so you can all relax, take a deep breath. I'm a member of New Life Ministry. I was raised in Riverhead. My family, we all left, we're back the last four years and I just want you to know that New Life Ministry has been a blessing to my family. I have grown so much spiritually as a person in integrity and character. They teach the truth and New Life Ministry is only a blessing to this community. You know and I know that this community is in need. I mean we have problems. And that's what this church is here for to help the need. The needy, the poor, the drug addict, the prostitute. That's our heart. So I just all want you to know that we just need your support and I thank you, Supervisor, for hearing us; Councilmen for hearing us and that's all I want you to know, my heart. Okay? Thank you."

Councilman Densieski: "Thank you."

Supervisor of the Day Knopp: "Thank you. Now I'd like to call up Minister Lewis Roberts, Jr. Good evening."

Minister Lewis Roberts, Jr.: "How are you doing, good? My name is Minister Lewis Roberts, Jr. I'm an ordained 23 year old minister and I attend New Life Ministries in Riverhead, New York. We have been in the community now for nine years going strong. When I first moved out into this area this region I really despised it. I didn't like its ruralness and the things that it had to offer but over the years I've grown, my own self to have a deep love and compassion for

Riverhead and all of its occupants and all of its residents.

Like it's been said before, now as we are seeking to go forward to do some things in the community and to make our impact greater, not only on the scale of just for the poor but for those who do have, for those who have, for those who are not only males but also females are offered opportunities for those people who are from different ethnic backgrounds and things of that nature and I don't want to keep harping on the problems that we're having with the Building Department, but what I do want to do tonight is to ask the Supervisor and fellow Councilmen that they would extend their help to New Life Ministries so that we can go ahead and do what we need to do for this community.

We all know the tragedies and the atrocities that have happened since September 11 and our President has done a fine job in trying to crack down on those who have tried to challenge the freedom that many of our forefathers have fought for for so long. Now is the time where the nation itself, it's heart has been tendered and it is turning back to a God that we have left and for certain pleasures of life, whether they be sex, money or power. It doesn't matter. We all in this room have been touched very deeply and personally and intimately by what had happened on September 11th and we feel that we have a moral and a spiritual obligation to the people of Riverhead to be available to them.

And currently where we are right now we cannot do that under these circumstances. We are boxed in. We really have little to no space. Our congregation has grown by leaps and bounds. People of all cultures and nations are coming, black, white, it doesn't matter. They are coming and they are hungry for God. What we basically want to do tonight is extend our hand, not only to the Supervisor but to those Councilmen so that they can help us in getting done what we need to have done with the Building Department.

We have labored long and hard for two months we have been in the process of preparing this building. And one thing after another keeps coming up. Things are coming up that weeks ago weren't an issue. So that leads us to believe that either something is terribly wrong or there's a personal vendetta against or something against us, but whatever it is we want not to be (inaudible) from the things and the codes that make up our government but we do want to comply what is town code instruction. We felt that we have done that.

So what we're doing tonight is basically asking for your help, asking for those people who are present in this room who have

positions of authority and power and influence to help us out so that we can continue to do what we have been doing which is affecting this nation, affecting this community, affecting this island so that Riverhead can return to that which it had- can return to that which it had always been meant to be, a community for all the people. Thank you."

Supervisor of the Day Knopp: "Okay. I'd like to call Anthony Savoia up."

Anthony Savoia: "Hello. First, I just want to send a greeting to each one of you, especially the new Supervisor, Pete Knopp, who seems to be doing a fine job tonight. And I'd like to thank the rest of you for listening and hearing us out.

What I have in my hand here is a US dollar and although these days with inflation it doesn't buy much but it represents something more than just money. On this dollar, it represents what this country originally was founded upon. On the back above the number one, it says In God We Trust. And in recent decades we've turned our back on God and we have taken Him out of the state, out of the schools, and basically thrown Him off into some corner where only, you know, little churches can deal with Him, but, you know, we don't want Him in our big decision making or anything.

Well, originally it wasn't intended to be like that and what government, church, and more importantly not just church but- or some, any religion, but a church who has a deep root in the spiritual principles of the bible, are connected and should be- there should be a marriage between the government and the church in a positive sense, not in a negative. And what I've been witnessing over and over, more as I've been growing up especially over the past decade, is that there is a bigger separation going on and people have been putting their trust more and more into our finances, our money, our great nation, which it is great. And turning their back on the one who started it all for us.

And a couple weeks ago, we just got a dose of reality that we are not invincible and that we are very vulnerable. Just this past weekend, I was upstate New York near the (inaudible) reservoir which is the body of water that feeds New York City and we have to- unfortunately there are guards there in various spots from not the DEC but the particular department that's in charge of that and they are really guarding it because they don't want anybody going down there polluting the water with any kind of germ warfare or anything like

that. And now we see how vulnerable we really are.

My whole purpose to come up here to speak is to ask the Town of Riverhead, of course, we ask this on a national level also, but first we have to start affecting our own individual communities, is to ask the Town government of Riverhead to help New Life Ministries in our quest to bring people back to the biblical foundation so we can have peace and harmony and prosperity restored in Riverhead and not only Riverhead but ultimately nationally.

We're a church that's - we just do not sit back and preach, you know, a bunch of dos and don'ts. We are a church that actively gets involved in the community. We have great visions and things that we'd like to do to help the community. We do outreaches to Stony Brook University. We have a huge outreach there that we're working on. We have gone into, you know, places, you know, infested with drugs in Riverhead that are popularly called the Greens. And did a lot of ministering to people on the streets. We're trying to get them off the streets. We have a project coming up called the Lighthouse. We're trying to make it- it's not necessarily a nightclub but it is a club, a place on the weekends where kids can come. There will be various activities and things to try to get them off the streets and to try to teach them to stay away from a lot of the things unfortunately our culture is sinking into, many types of pills, drugs, alcohol and many vices.

As you've already heard, we've come up against many obstacles and perhaps they're political, perhaps they're just, you know, just what happens in life. We're not pointing any fingers or making any false accusations against anybody for any unfair reasons but we are asking that the town- to come behind us and help us to overcome this and to support us and for the town to unite itself with the church in a common purpose to restore the foundation that this country stands on and that's In God We Trust not necessarily in our political power, our money, our finances because as we've just seen on September 11th, our finances and our country's great wealth has been drastically cut into. And had more of these terrorists made their targets we could be on our knees a lot worse than we are.

So we're asking for your support and your help and not just in these issues with the building but we're looking for a long term relationship where the church and the government could be acting one and not against each other, but working together. Thank you."

Supervisor of the Day Knopp: "Okay, Kasperovich."

William Kasperovich: "William Kasperovich. I live in Wading River. Resolution 1038, the copy I have here says adopted 10/02/01. I didn't think resolutions were adopted until they were voted upon. Do you have an explanation for that?"

Supervisor Kozakiewicz: "Under town law no resolution is duly adopted until it receives an affirmative vote by three members of the Town Board."

William Kasperovich: "Well, there it is written in black and white."

Supervisor Kozakiewicz: "Well, if we vote on it tonight and it's duly adopted it will be adopted on 10/2 or 1. I know there's not vote on it yet."

Councilman Kent: "Right. The only thing I can say, Bill, this was prepared by outside counsel. I guess they're anticipating adoption. It just is an error. They should not have included an adoption date there. But it was not prepared by anybody that's in the Town Hall and we probably should have sent it back for them to amend that but outside counsel charges us by the hour, by time spent. I don't know if they would have- this was something prepared by outside counsel."

William Kasperovich: "I'd like an explanation, please, since I've read this resolution back and forth, up and down, I still don't understand it. In one it covers a district, extending the Calverton Sewer District and the property is described by amendment A in surveyor's language and quite definite. But where is the sewer? Constructing capital improvement facilities. What is going to be built in the sewer district to make a connection to the building that's going to be built there? Of course, I still don't see any indication that a bona fide deed has been prepared and a conveyance of ownership has been transferred. No place, nowhere does it say that we gave this property over. There is no legal document to so indicate.

Now, the Whereas here is determine to but it doesn't say has been done. The map is listed, expenditure of extension is \$320,000. I don't know what is the extension of the sewer from where to where. And then- or is this the building itself. It doesn't say. Quite confusing. I wonder if Mr. Densieski could explain this."

Supervisor Kozakiewicz: "Bill, the five minutes has expired. This resolution is making a conditional approval of this extension.

One of the- two of the conditions that are set forth are on the second page, the Resolve. You're right, there has not been a conveyance. Back in December of 2000, there was a resolution of the Community Development Agency which had determined the project to be a qualified and eligible sponsor and had authorized the transfer but had authorized it contingent upon applications being made to extend into the water district and into the sewer district and that's what has been done by the incubator project.

They have paid H2M to design a map and plan for each of those extensions. We had public hearings which set forth and I guess we are going to get into a debate as to what they set forth, but they set forth a map and plan and a depiction of what the extensions would consist of and this is a resolution which is now being proposed for action before the Town Board which is contingent upon the delivery of a deed and contingent upon construction being completed and in operation not later than 36 months following the day of delivery which was a condition described in that resolution of December, 2000. That there would be a reverter in that- any transfer to the incubator.

It also states in the one, two, three, four, fifth Resolve, that the cost of the installation of the mains and appurtenances has been identified to be \$320,000. That that amount and the key money which is in the amount of \$7,488 based upon the anticipated gallonage flows are to be subject to and at the sole expense of Riverhead Industrial Development Agency as agent for SUNY Stony Brook to be paid for by a grant from the State of New York and that no district funds be expended."

William Kasperovich: "Still the same situation as we had in the public hearing. There is nothing set down on paper by anybody to show what this money would cover, schematically, by diagram, but whatever. You're just using an outside figure that doesn't in any way, the mains and appurtenances can be most anything of any size, of any condition. Appurtenances can be most anything. And it's not explained in here. I thought that after that indication of mine that this was a wispy nothing, that there wasn't spelled out or explained, and that before it came to a resolution, that it would be gone through and made quite clear. I see that it just has not been done."

Supervisor Kozakiewicz: "Thank you, Bill."

Supervisor of the Day Knopp: "Okay. Come on, where's the humor. This is getting too boring, huh. Okay, Brian McGee come up."

Supervisor Kozakiewicz: "Brian McGee."

Councilman Kent: "I like this kid."

Councilman Densieski: "Yeah, he's getting my vote."

Brian McGee: "Good evening. My name is Brian McGee. A lot of you people know me. I've been here for- coming here for over a year. I live in Patchogue. I'm a proponent for the airport at Calverton. I'll be moving my business there and, hopefully, moving into the Town of Riverhead. And like most people we plan ahead. And the point I want to make this evening if it hasn't already been stated at a previous meeting which I may have missed, I want to make sure that people are cognizant of the fact that up until recently, up until 9/11, we had the luxury of being able to decide whether to tear up the second runway at Calverton. I think that opportunity is past.

And the reason I say that is because I just came from a meeting with fellow pilots and we were discussing national emergency in case of a biological and chemical attack on New York City and unfortunately as we're well aware that's a possibility that probably didn't exist a couple of weeks ago. At least it didn't exist in our minds but now we know it's a possibility. It's being talked about on an hour by hour, day by day basis and as a father and a grandfather, I'm sure that if something should happen to New York City as a primary target in an indication bio-terrorism, I can probably get my family, my immediate family off the island with my airplane. But then the thought came up, what about my grandchildren? What about my neighbors? What about the rest of the people? Some can get off the island by boat, unless it happens in the winter when most of the boats are laid up. Some of the people can go to their local airport. They're going to get out because I believe that if New York City has become a bio-hazard zone and unfortunately we live on an island and we have limited ways of getting off the island, we're going to have to turn to our airports.

And unfortunately up until a couple weeks ago, we were talking about tearing up the second runway at Calverton. I don't think that option exists anymore. I certainly wouldn't want to be the one to tear it up and I'm not trying to be an alarmist here. I'm looking at insurance. That second runway is insurance. It's bought and paid for, it's there. It's 7,000 feet long. It's not much more than the width of a road. It's there, it's in place. God forbid we should be attacked and the national government closes off that end of the island and it's the winter time, we're all going to be looking to the airport.

Some of us are going to get off by boats, some of us are going to be able to drive off, but I'm saying that- I say right now, both runways should remain, if nothing more than an insurance policy. If we tear it up, I wouldn't want to be the one responsible for tearing it up. And that's the point I wanted to make.

I think up to a couple of weeks ago and I have to admit, I'm a pilot but there were pro and con arguments on both sides of that argument. I would like to see both runways; I could live with one runway. But in a national emergency and in adverse weather conditions, I think we're going to want to see both those runways being available like a lifeboat."

Supervisor Kozakiewicz: "Mr. McGee?"

Brian McGee: "When those airplanes come in, I want to be able to get my children out and I think most of us will and I think we should take- "

Supervisor Kozakiewicz: "Excuse me, excuse me, folks, folks. Direct your comments to the Town Board, please, and no comments from the audience."

Brian McGee: "All right. That's my opinion. I wanted it on record and I thank you very much."

Councilman Kent: "All right, let it- we'll go through the cards, then if anybody wants to speak you can speak at that time."

Supervisor of the Day Knopp: "CS- no CSNA."

John Nicholson: "My name is John Nicholson. I'm the host of the CSNA show which stands for the Catholic National Security Agency. We've been all across all of Long Island at the moment from the Queens border to Riverhead. Please check your local listings to find out information about us. I'd like to ask the panel a couple of quick questions if I may and then I'd like to make a couple of comments.

The issue relates to possible violations in relation to Article 11, Section 229 with public access- in relation to public access programming. Were any of you- any members of the panel- did anybody ever discuss with you the possibility of perhaps stifling or keeping opinion on political public access shows kept to a minimum or perhaps even possibly eliminated? I'm asking anybody on the panel if they were ever coerced, bribed, discussed, anything by any other members

including the intelligence community or any other government officials. If anyone has ever approached you relating to possibly stifling public access television?"

Councilman Kent: "No."

Councilman Lull: "No."

John Nicholson: "Okay, great."

Councilman Cardinale: "Ed is not a real fan though."

John Nicholson: "Great. The reason why I'm asking is public access has already squashed the ability for public access programming, meaning Cablevision, to basically use the studios which are the last four that we have- "

Supervisor Kozakiewicz: "Mr. Nicholson?"

John Nicholson: "Yes?"

Supervisor Kozakiewicz: "Please address your comments to the Board."

John Nicholson: "Okay."

Supervisor Kozakiewicz: "Thank you."

John Nicholson: "Public access has- excuse me- Cablevision has basically at this point stifled significantly the ability for people to express their views politically. They are not allowed to use Cablevision studios to produce their shows to discuss various political issues. We personally are not affected by that because we utilize our own studios for our own shows but we know of certain public access programers that do have that problem.

So, basically, no one on the panel has ever been approached to affect public access political programming in any way. Okay. Excellent.

Bearing that in mind, I would like to make a couple of comments if I may relating to some of the tragedies that have recently taken place. Many of us are caught up in activities such as what to feed our children, make money, take care of business, things of that nature. Very few of us stop to read the labels on our foods; very few

of us actually investigate and research these toxic products that are in our foods which change our health and affect our health and affect our PH balance significantly.

Riverhead is a very important community to the environmental community. I'd also like to thank the members that discussed interfaith and various faith programs to assist people with various drug addictions, physical problems and things like that. Anything the Town Council can do to assist these faith based organizations who are helping the community, who are reaching out and helping the community. I'd also like to state that our government, and this is not directed towards anybody of the panel. There is a significant memory loss problem. Just before- absolutely. Just before the tragedy at WTC in Manhattan, what were the two major issues that were discussed in media? One was stem cell research. The other was cloning. And they did not discuss the problems that happen in the food supply and how people get cancer. And we have doctors that are treating people very positively. I can't use the word cure legally but they're welcome to contact these doctors to find out that nutritionally we can treat cancer and help many, many various ailments that our government is directly involved in the suppression of these beneficial technologies and beneficial issues.

Also, jumping ahead a little bit to TWA flight 800. I'm sure a lot of people forgot about that as well. The nation, the government sold us a bill of goods that it was a center fuel tank explosion. We have radar tapes, we have witnesses, we have over 200 witnesses one of which is willing to testify they actually saw the missile strike the object. Linda Cabbot (phonetic) who is also listed in a book which is now banned, the Downing of TWA Flight 800, so basically what I'm trying to say is that our government has lied to us and let me say that again for those of you that didn't hear. Our government not-excluding the panel- has lied to us pertaining to many, many political issues that have happened. They are in the present- they are right now trying to squash public access programming. We've had to involve our sponsors in basically stating that they are willing to share legal responsibility to become our sponsors. So if anything happens to us, our sponsors agree in contract to assume the equal liability as the producer just to have a show.

So these are things that very slowly and basically Cablevision has very slowly began to implement and more recently they've stifled, if not completely squashed the ability for public access programming, political programming more specifically, to utilize Cablevision's studios for this process. This is a direct violation of our first

amendment rights which is freedom of speech.

And what we would like to do is we would like to start a civilian oversight committee. Please go to our website, Underground Bases.com to see what our specific political agenda is."

Supervisor Kozakiewicz: "Mr. Nicholson, we have a five minute rule. What that red card meant was that the five minutes had expired. Please sum up."

John Nicholson: "Understood. Thank you."

Councilman Kent: "Thank you."

Supervisor Kozakiewicz: "Is it Ronet Angel?"

Ronet Angel: "Good evening, everybody. Some issues related to what this gentleman- "

Supervisor Kozakiewicz: "Ms. Angel?"

Ronet Angel: "Yes?"

Supervisor Kozakiewicz: "Comments to the Board, not to the audience."

Ronet Angel: "Okay. Well, what I would do is I want to do a speech because that's I think the strongest thing to do so people understand what we are talking about. I want to tell everybody wake up, Long Island. Your future and the future opportunities for your children has been sold by your local town government. When Norfork Grumman and the US Navy decided to move off of Long Island five years ago, the local economy was devastated. Many families were left in financial ruin. Many of you lost your homes, many of you lost your jobs. What's more, your drinking water has been contaminated through operation of the former (inaudible) in Calverton and the large adjacent Brookhaven Laboratory, two federally owned facilities that together represent over one-third of Suffolk County land mass.

End result, that the Navy left a legacy of cancer caused death. Many of you remember that. The federal government was allowed to walk away from Long Island owing you people millions of dollars in compensation in exchange for 3,000 acres of prime real estate the Navy gifted to the Town of Riverhead. The town in turn was supposed to use this property to create a future for all Suffolk County. Instead they

made money for themselves and managed to keep the debt the Navy owes you a secret.

The Town of Riverhead has secrets to hide, had a large piece of property. We're talking about the 2,913 acre former Grumman site, it's a naval base in Calverton. They had secrets to hid; did not know what to do with it. So they asked Tom Longi, a resident of Suffolk County, to come up with a plan. He's a scientist and he's a brilliant guy. He put all his effort to put together a business plan with architect renderings and engineering projections how to utilize the 2,913 acre former Grumman site.

The town took that plan in short, I'm not going to read all of it, took that plan, stole it, and started to cut bits and pieces and hand it over to anyone willing to pay for it. Okay? I don't want to say bad words like crooks and stuff like that. But what we were trying to do was to employ 30,000 people in high paying jobs here on Long Island. I went to a whole bunch of meetings. I've been to the Suffolk Legislature. I saw what what people were talking about. I was sitting right back there watching what people talking about. Money, minimum wage, can't raise the kid, other stuff. Their program is all bullshit. Excuse me. Okay? We're talking about real future for kids. Most of the kids around here, they're on drugs. Walk around- "

Supervisor Kozakiewicz: "Excuse me- excuse me."

Ronet Angel: "Excuse me."

Supervisor Kozakiewicz: "Addressing us."

Ronet Angel: "Okay. Most of the kids that I've seen, they are 15, they drop out of school. They're 12, they drop out of school. Prostitution and drugs. What these kids need is support and the support has to come from the Board right here: one, two, three, four, five, six people. They've got to make the decision what this generation- what this generation is going to be. Is that going to be a drugs and prostitution kids? And they're going to end up in jail about 10 years or be who knows what? What is it going to be? The thousands and thousands and thousands of families affected by it. I'm not just talking about that. You talk about the drug problem and investing money on how to find some, you know, emotional problems in these kids, trying to help the economy, the institution.

And, cancer. There's a lot of problems. Water contamination,

everybody familiar with that. Yes? And anything else, you know, it's really minor. We are all trying to do the best and he came up with a brilliant program where he puts 30,000 people to work, high paying jobs. I remember when I came here and I show you the program, I don't remember if I brought the board but, you know, we have a TV show called Avenging Angel productions and that's (inaudible). Avenging Angel show that was also on the public access and I hope they're not going to terminate public access because that's the only way we can show the public. It's public, what is the rights for us? When the authorities are, you know, excluding us.

And I really want a serious comment from this Board, especially with the young kid over there, I hope he's taken care of. But there's a lot of kids your age that are not taken care of. And they're doing drugs in your age. And I have a lot of respect for humanity and I hope you guys do. Thank you."

Supervisor Kozakiewicz: "Thank you. Next speaker."

Supervisor of the Day Knopp: "Okay."

Angel Ronet: "Can I have a response, please?"

Supervisor of the Day Knopp: "From me?"

Supervisor Kozakiewicz: "I'm- I'm- what are you asking us to respond to?"

Angel Ronet: "What do you think about people who are suffering for minimum wage or maybe they don't even have that, when you can utilize the 3,913 acre former Grumman site and create jobs for the entire people over here in the production industry?"

Can I just say one thing? Let me just refresh people over here what we are talking about."

Supervisor Kozakiewicz: "I know- I have Mr. Longi scheduled to speak next."

Angel Ronet: "Okay."

Supervisor Kozakiewicz: "And I was going to call him up."

Angel Ronet: "Okay. Do you have a comment for me?"

Supervisor Kozakiewicz: "Nobody wants to see people suffer."

Angel Ronet: "Okay."

Supervisor Kozakiewicz: "However, I'm going to state that we do our best as far as the property. I think all of us here as Town Board members are concerned about the welfare of the residents and the welfare of our community. That's the obvious answer and it's the real answer."

As far as the property, I know that in the past we have been the subject of an alleged claim. There was a lien that was filed by Mr. Longi. He was claiming that he had provided material and worked for the project. Inasmuch as there was that attempt, inasmuch as there was an effort made in that regard, I think counsel would advise me not to make any comments in regard to that aspect."

Angel Ronet: "You're not satisfying. Thank you anyway."

Supervisor of the Day Knopp: "Thomas Longi."

Thomas Longi: "I guess I'm going to try to explain what Ms. Angel was talking about, I guess in layman's terms. I have a small speech prepared. I'd just like to know if the Town recognizes the \$65 million dollar lien I placed on the property."

Supervisor Kozakiewicz: "No."

Thomas Longi: "How does it intend to sell the property on October 10th to the man who took the project from me, Jan Burman?"

Supervisor Kozakiewicz: "I think your answer was addressed by the prior comment. We do not recognize the lien."

Thomas Longi: "I got nothing in the mail, sir, that says that you didn't. I got nothing- "

Supervisor Kozakiewicz: "You have taken no action to enforce it and as a practical matter you have nothing to pursue, sir, so we do not recognize your lien."

Thomas Longi: "Okay, I'll go on with my speech. Ladies and gentlemen of the Town of Riverhead and respected members of Riverhead Town Board. My name is Thomas Longi and I'm president of a small home based business, A. Longi Productions, Inc. Five years ago, Ex-

Supervisor, James Stark, approached my company through various friends and asked me to come up with a plan for the former 2,913 acre former Grumman site. At that time I was assured that I was going to be treated seriously and fairly despite the fact that I had operated it from a low income area.

A short time later I came up with a complete plan with architect renderings, business plan, business proposal, for the entire 2,913 acre former Grumman site.

I presented a bid before the Town of Riverhead, two pages, and I was told that it was good enough to stop the bidding on the project. The next thing I know, I'm told by the Town of Riverhead get lost. Okay? Then I'm asked by a certain Ex-Supervisor to come up with a more comprehensive plan. I was duped into a phony closing on the former Grumman plant and to buy the Suffolk Theater in Riverhead. And it was all a ruse to get me to hand over all my plans and projections to the First Industrial Real Estate of Chicago and Jan Burman who is about the close on this property on October 10th.

I'm asking you people to do something to stop this. You can't trust a liar to do the best thing for Long Island. It can't be done. And can the Town of Riverhead say that they're going to do the best for small Long Island businesses when they're starting out with a plan they stole from a small Long Island business? It doesn't make any sense.

I placed a lien on this property as a small person here of \$65 million dollars because that's what they took from me. If you people don't stand up for what's right, your kids are going to stay on drugs. Can you picture any of the kids walking the streets here today being able to afford a \$100,000 home in the years to come? They're all going to be forced out. I came up with a plan to put 30,000 people to work and these people stole it.

Now this is the last time I'm going to appear in front of this Board and in front of this camera. I'm taking my case to the United States Department of Justice and have it looked into. Thank you very much."

Councilman Cardinale: "And, Mr. Longi, I just want you to know, Mr. Longi that the Suffolk Theater is still available in case you still have an interest in it."

Thomas Longi: "I have the- the original plans were given to me.

I can't see how you are able to use it at all. It was part of the ruse."

Councilman Cardinale: "I was just hoping if we couldn't make a deal on Grumman then we could get the Suffolk Theater over to you."

Thomas Longi: "Well, I tried to put a theater for performing arts there as part of the deal. Again, it was all a scam."

Councilman Cardinale: "I tried."

Supervisor of the Day Knopp: "Art Binder."

Art Binder: "Art Binder, Calverton. Um, you know, on 9/11 we had a terrible thing happen to civilization and sitting in the audience here tonight, I've heard two people try to expound their ideas on projects currently or previously before this or other Town Boards, using fears of threat, fears of possible future intimidation, attacks, and it's wrong. I'm pro-aviation and I'm against general aviation. I think you people up there know that. Um, the people of this town should not be owners of an airport. It's as simple of that. Just like the people of this town should not be owners of a theater. This is not what town government is devised for.

Um, you as Town Board members and the Supervisor, have a fiduciary responsibility to do the right thing for all the people in this town. Not any forces from up island, cross island, cross town, cross anywhere. These are the people that pay your salary and this is who you work for. Do the right thing for these people. And that means no general aviation airport, no increases in taxes. Your obligation is to reduce taxes, to make this a more user friendly town for the people that live here, not for the people who want to come here and spend money, big money, so they can line their pockets. That's morally wrong and it's your obligation to make sure it doesn't happen. Thank you."

Supervisor Kozakiewicz: "That concludes the cards. Mrs. Knopp, is it okay if Peter stays a little bit longer? Okay. Peter, if you want to recognize anybody from the audience who wants to speak? Or Pete. I'm sorry. Just ask anybody if they want to- ask them if they want to come up and speak."

Supervisor of the Day Knopp: "If you want to come up, come up."

Supervisor Kozakiewicz: "George Schmelzer. Oh, he's got the

fellow behind. Next, George, okay?"

Fred Kocken (phonetic): "Good evening. My name is Fred Kocken. I'm from Wading River. My subject is not different than what's been going on tonight. It's about the Bayberry Park. I heard from you in the beginning of your inauguration here, amendment here, that you were going to fix the park up. You did do a little bit of work there. Made a nice ballpark. Put the sprinkler systems in and everything else. But the rest of the park is falling apart.

You've got a lot of dangerous projects there. Where the people park their car, you've got bump logs that have disappeared. If the cars forget to put the brakes on, they will roll right down into the play area where the children are. And another thing there is they've got a little bit of a roadway going down towards the handball courts and tennis ball courts which is for the folks with the maintenance to pick up the trash barrels and that. But you find cars down there parked and whatever they're in the car- I don't know, the young guys or whatever, what they have in their car and they're parked right there in the playground which they should not be allowed down there.

Another thing there is you have a sump hole up on top. It's one of the highest sections of the whole park but you have a big hole with mounds of dirt around it and children could fall into it. It runs about eight foot deep and you should have some fencing around it if you are going to keep it there. For a while there, I thought you were going to make a swimming pool. I see a big crane back there digging the hole a little bigger and I thought you were putting in a swimming pool. But I didn't see that.

Another thing, you had a small skating rink there that was paved. You used to have a fence around it. But the fence disappeared. The posts stayed there but now the posts are gone, so is the pavement. And it's all plain dirt back there. And the driveway, the roadway, is all full of potholes and there should be something done.

And the last part of the whole park is people use that as a playground for their animals and they're always running free. I see even people in the car and the dog is running alongside the car. This has got to stop. Children play in there, they're going to get hurt and they're going to mess with whatever dirt they leave around.

And I think you should look into it and patrol it a little bit more often. Thank you. I have pictures if you would like."

Councilman Kent: "Yes, please."

Supervisor of the Day Knopp: "It was a good idea to put a pool there."

Fred Kocken: "Oh, yeah, sure, definitely."

Supervisor of the Day Knopp: "A public pool would be nice.
But- "

Fred Kocken: "Well, you've got the skating rink though."

Supervisor of the Day Knopp: "Yup."

Councilman Densieski: "Thank you, sir."

Supervisor Kozakiewicz: "Okay, we'll ask Barbara to make them part of the record. Thank you, sir."

Fred Kocken: "Yeah."

Supervisor Kozakiewicz: "Thank you."

Fred Kocken: "Thank you."

Supervisor Kozakiewicz: "George?"

Supervisor of the Day Knopp: "I wish I knew your name."

Councilman Densieski: "Mr. George."

George Schmelzer: "Thank you. I heard you made a very good speech last night, Bob, at the Eastern Long Island Execs."

Supervisor Kozakiewicz: "Right. Your daughter was there."

George Schmelzer: "Huh?"

Supervisor Kozakiewicz: "Ingrid?"

George Schmelzer: "My wife was there."

Supervisor Kozakiewicz: "Oh, your wife. Okay."

George Schmelzer: "So I hear now we're going to close the title

on that Burman deal, is that correct?"

Supervisor Kozakiewicz: "Yes, sir."

George Schmelzer: "I don't understand it. Maybe you can explain it. The previous administration put that through and when you ran last time, you opposed it. And after you got in office, I heard no more about the opposition. What was the trouble?"

Supervisor Kozakiewicz: "I guess I can explain it as follows and I try to explain this way in the very simplest of explanations.

You are selling your 1965 Chevrolet. You sell it to buyer A today and later in the day you find out- you take the deposit, you make the deal, the deal is consummated as far as contracts done, and tomorrow, next day, you find out you can get another \$5,000 for the car. What do you do? You have a contract. There's a contract signed and it's a contract that you need to honor. So that's it in the simplest of terms."

George Schmelzer: "Okay. I have a 1950 DeSoto home."

Supervisor Kozakiewicz: "How much do you want for it?"

George Schmelzer: "It's in good condition, like new."

Supervisor Kozakiewicz: "How much do you want, George?"

George Schmelzer: "Make me an offer."

Supervisor Kozakiewicz: "Two hundred and fifty dollars."

George Schmelzer: "Well, what kind of money is it? Anyway--"

Supervisor Kozakiewicz: "U.S. currency."

George Schmelzer: "-- this sale is about 500 acres, right?"

Supervisor Kozakiewicz: "Approximately, yes."

George Schmelzer: "Well, that's about \$34,000 an acre and right now in Manorville, scrub land is selling for \$40,000 an acre. And this guy got all the millions of dollars worth of three buildings also. Is he going to get a tax abatement, too, like the town advertises for six years?"

Supervisor Kozakiewicz: "Part of the property is covered by the Economic Development Zone, Empire Zone, so."

George Schmelzer: "What part? Do you mean the land or the buildings?"

Supervisor Kozakiewicz: "I believe part of the buildings and part of the land."

George Schmelzer: "Are you going to cut a building in half, say half is taxed, half of it isn't?"

Supervisor Kozakiewicz: "The Empire Zone does not run with the same boundaries that the sale of the property ran."

George Schmelzer: "How much money will he save by this method?"

Supervisor Kozakiewicz: "I don't know the answer off the top of my head, George."

George Schmelzer: "Well, I think he must know. That's a sweetheart deal. I don't know why they ever made a deal like that."

Councilman Kent: "He's fully taxed on what's existing there now."

Supervisor Kozakiewicz: "It would be improvements."

Councilman Kent: "He's only- receives benefits from the improvements he makes."

George Schmelzer: "That's all?"

Councilman Kent: "Yes."

George Schmelzer: "I read that advertisement that the town had, it didn't say that. It just said six years of tax abatement."

Councilman Kent: "Well, if he does nothing in the first six years, he will have wasted his abatement."

George Schmelzer: "Well, what does that abatement- what does that advertisement mean? I've got two stories right now. I read the thing. It said six years tax abatement and Bob says- you say only on new construction. Who's right?"

Supervisor Kozakiewicz: "New construction."

Councilman Kent: "Not knowing what advertisement you are referring to or who prepared- "

George Schmelzer: "You never saw it? You've been on the Town Board all this time, you never saw the advertisement? Come on."

Councilman Kent: "What advertisement?"

George Schmelzer: "It was at Grumman, I picked up a sheet last year about advertising land here and six years of tax abatement."

Councilman Kent: "Oh, you're talking about the way we advertise it?"

George Schmelzer: "Yeah."

Councilman Kent: "Well, you know, we try to mislead and deceive."

Supervisor Kozakiewicz: "Promotional material."

George Schmelzer: "Right. I know that without you telling me, that you mislead. That's a common practice. So- "

Councilman Kent: "It's only on improvements. And not even necessarily on that if we opt out, we can actually- "

George Schmelzer: "You mean if they mow the lawn, that's an improvement."

Councilman Kent: "No. If they make- "

Supervisor Kozakiewicz: "Capital improvements."

Councilman Kent: "If they make an improvement that would cause their assessment to go up."

George Schmelzer: "So how- does the assessment start very low then?"

Councilman Kent: "No. His assessment is going to be based upon the purchase price."

George Schmelzer: "Oh, yeah? So if he gets \$80 million dollars worth of stuff and it assesses for \$17 million, he'll be assessed for 17?"

Councilman Kent: "That's correct."

George Schmelzer: "At the top."

Councilman Kent: "That would be the way the assessment will be determined to begin with."

George Schmelzer: "Maybe. Yeah."

Councilman Kent: "Well, I think they have already set the assessment on the property as I recall."

George Schmelzer: "How much?"

Councilman Kent: "Was it six or 5.5? I don't remember it. Our assessments are, you know, we go by an equalization rate, so it's less than full value. And I believe his assessment is somewhere around either 5.5 or 6 million. I don't recall."

George Schmelzer: "I think roughly a third."

Supervisor Kozakiewicz: "It's in that ballpark."

George Schmelzer: "Brookhaven is 2%, whatever it is. Okay, now, the gentleman before spoke about evacuation. If you need evacuation, maybe we should extend the expressway to 105. Any time--"

Councilman Kent: "Sounds like a good idea."

George Schmelzer: "You don't think it's good?"

Councilman Kent: "I've heard that one before."

George Schmelzer: "You did?"

Councilman Kent: "Yes."

George Schmelzer: "Well, do you object to hearing it again?"

Councilman Kent: "No."

George Schmelzer: "Okay. I'm telling you now, again, so if you pass the bridge at 25 and the expressway, nothing but cars on the expressway, it's unbelievable, it's so many. Really. Need something to be done the way it is now. So, that's it- my five minutes are up?"

Barbara Grattan: "That's it, George. Done."

George Schmelzer: "Okay, thank you. You did me a favor this time. I've got to sit down again. So long."

Supervisor of the Day Knopp: "Any other speakers? Mrs. Griffin."

Joan Griffin: "Good evening, Supervisor and Councilmen. Joan Griffin, Baiting Hollow. I just have a few questions. First of all, what's the status of the airport referendum?"

Supervisor Kozakiewicz: "We received a letter today from the BOA indicating that it had been removed from the ballot."

Joan Griffin: "Okay, thank you. The official paper where the town advertises its public hearings- "

Supervisor Kozakiewicz: "News Review."

Joan Griffin: "News Review."

Councilman Kent: "That could be changed at any time though."

Councilman Densieski: "That's right."

Joan Griffin: "Okay. Resolution- "

Supervisor Kozakiewicz: "Always walking on the edge."

Joan Griffin: "Resolution 1044 states change of employment status of Deputy Town Attorney."

Councilman Kent: "Yes."

Supervisor Kozakiewicz: "Yes."

Joan Griffin: "Question for you, Mr. Supervisor, you used to be the Town Attorney back in '97 and '98."

Supervisor Kozakiewicz: "94 through '98."

Joan Griffin: "94 through '98. Were you the only attorney at that time or did you have an assistant, part time, full time, people with you?"

Supervisor Kozakiewicz: "I was the only Town Attorney back then."

Joan Griffin: "Okay. Now we have a full time attorney and two part time attorneys?"

Supervisor Kozakiewicz: "Correct. But we also reduced a great deal of the outside work that was being sent out. In addition to that, they have been taking on other matters such as the case involving nonpayment upon a pilot payment that they're pursuing in court. They're also pursuing an action that I'm aware of seeking reimbursement from the county where a traffic signal had fallen due to what we're alleging was defective design by the county. So what's happening is we are being able to better serve the community by actively using our own attorneys and not needing to go to outside counsel to the extent we have in the past."

Joan Griffin: "Okay. And the budget, the current budget- "

Supervisor Kozakiewicz: "Includes three positions."

Joan Griffin: "It budgets- the two part time and one full time and now you're going two full time and one part time."

Supervisor Kozakiewicz: "No, no. Two full time would be the Assistant, Ms. Lennox, and the Town Attorney. Those are the two full time positions."

Joan Griffin: "Okay, and now- "

Supervisor Kozakiewicz: "That has not changed."

Joan Griffin: "Okay. And I believe his name is Walters- Sean Walters- "

Supervisor Kozakiewicz: "Sean Walters is one and the other is Scott DeSimone, correct."

Joan Griffin: "And he's going up to full time now?"

Supervisor Kozakiewicz: "No, no, no. The status- as far as the budget is concerned is treating them still the same as far as the salary that's being allocated. We're considering them less than- we've got to be careful with this. It's maybe not a part time status because civil service looks at part time a certain way but they're not working a full 35 hour or 40 hour week. They are going to work a lesser period of time, which is what is occurring at this point in time. The two individuals who will work a full work week will remain the same."

Joan Griffin: "Okay. Thank you. Um, Cablevision. It's my understanding that you have nine hours on Channel 71 or Riverhead does, not you personally."

Supervisor Kozakiewicz: "I believe it's from four until one- or here's the latest letter, yes. They have proposed and this is where again we're getting back into this great debate because as I mentioned earlier, June 24, 2000, we received a letter from Cablevision telling us that they were happy to report that the equipment had been ordered and a second channel, an educational and government channel, would be starting I think September 15th, and if I'm wrong on any of these days, somebody chirp- "

Councilman Cardinale: "It's the July 24th letter but you're right on September 15th."

Supervisor Kozakiewicz: "Right. July 24th, not June, that's correct. And it was September 15th when that second station was supposed to be up. They've now indicated that they are prepared to do an educational and governmental access program on Channel 59 which, again, seems like they keep bouncing us around and this is not something that we discussed with them."

In the interim, they will continue to air programming for the municipalities on Channel 71 on Fridays between the extended hours of 4:00 p.m. to 1:00 a.m."

Joan Griffin: "Okay. Is there any way to get Town Hall meetings on like at 7 or 8:00 because people that can't make the afternoon 2:00- "

Supervisor Kozakiewicz: "Assuming we can keep them within that time constraint, yes."

Joan Griffin: "But- because 4:00 people are still at work or on

the road coming home from work so if you can't get here for an afternoon meeting which there are quite a few lined up for the rest of the year, it's impossible to get it at 4:00."

Councilman Cardinale: "Joan there is a way to do that and I'm--"

Joan Griffin: "My machine doesn't- "

Councilman Cardinale: "Yeah, and I'm introducing- "

Supervisor Kozakiewicz: "I was going to say, video."

Councilman Cardinale: "There's a motion or resolution that's 1053 tonight. The people out there have it, the Board has it. It was an add on and I sent it to the Board this afternoon and I understand it was made available by the Clerk.

What we ask- what I'm asking be done is this. That instead of giving us an educational governmental channel which came from nowhere, they give us what I asked for on behalf of the town in July, actually on April 28, 2000, which is a second public educational and governmental channel. Which means that we would have a 24 hour channel which you could be on- anyone out there could be on. Educational and governmental concerns could be on.

In addition, I'm asking that this be classified as it had been classified until late in 1999 as not Cablevision local origination program owned by Cablevision but as governmental program filmed with the assistance of Cablevision. Now the significance is this. That is we had another station hence the room to put it on, we could put this on anytime we wished on the PEG channel as governmental programming and we could select a time and we would be entitled just as I am, for example, I have a 7:30 show on Mondays. We would be there every single week at that time and we couldn't be bumped."

Joan Griffin: "Okay."

Councilman Cardinale: "And that's what I'm asking in this resolution. That we make it clear to Cablevision that is the only thing that's acceptable."

Joan Griffin: "Okay. Thank you."

Supervisor of the Day Knopp: "Yes, you- no I said yes, you; not guess you."

Councilman Cardinale: "He's very good. Can we rent him out two weeks from now?"

Harold Lindstrom: "Harold Lindstrom, Riverhead. I just want to second Art's comments on the airport. Um, the problem out here is we really don't need another general aviation airport. We have McArthur airport which is a short ride from here and right now we're in the flight path of McArthur, so we get planes every ten minutes coming overhead and we can hear them, they're quite loud. So if we had a general aviation at the Grumman property it would be- we'd get twice as much traffic- air traffic.

The other thing that was mentioned tonight was a biological attack. It would be nice to have an airport so that people could exit but in reality the first thing that they probably would close down would be the airport. I mean when we had this disaster with the Twin Towers and then we had a scare, a biological scare, the dust cropters were grounded. So it really does make sense.

I ask you to, you know, consider that- for the residents of Riverhead that we really don't need another airport. Thank you."

Councilman Cardinale: "Let me point something out on the airport issue. The Supervisor indicated we were informed and we were today by the Board of Education that they had received correspondence from the office of the town requesting a proposition be placed on the ballot. After thorough review, we regret to have to inform you we cannot place it on the ballot as it is not in the form of a question and that the time period within which to transmit any proposals to us has expired.

Now that means, and I'm sure the press will have a great deal to say how that was allowed to occur by proponents of an airport, but it does not mean that the issue of an airport is no longer in front of the people of the town. You'll hear a lot about the airport in the next month and it's clear now that three members of the Board are in favor of an airport and we'll be discussing whether that is a good or a bad position and a defensible position.

But, just because the referendum for some reason is not going to appear on the vote and which I suggest to you read your papers this week as to why this referendum was rejected and not corrected before the deadline, the issue is still there. So listen up."

Harold Lindstrom: "It really should be- "

Councilman Cardinale: "Discussed and debated."

Harold Lindstrom: "A referendum should be put to the residents of Riverhead to let the people speak and let them let you know how they feel as far as an airport goes. Thank you."

Supervisor Kozakiewicz: "Thank you. Anyone else? Ah, yes, Mr. Villella."

Supervisor of the Day Knopp: "Please fill out the cards."

Vinnie Villella: "Supervisors and Town Board, Vinnie Villella, Baiting Hollow. There's three issues I'd like to hit on and one is the Cablevision, the censorship. When I left office in December of 1999, the Town was ready to sue Cablevision to fight for our residents. But Bob and the new Board asked us not to sue Cablevision at that time, that they would take care of the contract. They wanted to look into it. It's been two years later and you still didn't do anything about the contract. All you did was undermine Phil Cardinale who wanted to sue Cablevision to protect our residents."

Bob, all you did for the town was Channel 71 and that was a pay per view channel which shows triple X adult films. Cablevision sent a letter on July 24, 2000 to the town which would give the residents a Channel 71 that would have public educational and governmental programs only, not triple X adult films. So please, work with Phil, not against him--"

Supervisor Kozakiewicz: "Let me just a question. There was a resolution that had been drafted to consider suing Cablevision under your administration?"

Vinnie Villella: "Yes, we were working on that."

Supervisor Kozakiewicz: "I- I- was it ever placed on the agenda?"

Vinnie Villella: "No, it wasn't placed on the agenda."

Supervisor Kozakiewicz: "And you're saying that we had a conversation with you because I do not recall such a conversation."

Vinnie Villella: "You wanted us to hold up- "

Supervisor Kozakiewicz: "We had discussions on other things."

Vinnie Villella: "Excuse me, Bob, let me finish."

Supervisor Kozakiewicz: "We had discussions on other things and we asked you to hold off but never on Cablevision."

Vinnie Villella: "Yes, it was the Suffolk Theater you told us to hold up on, you didn't want us to ahead with that contract."

Supervisor Kozakiewicz: "Correct. I agree with that."

Vinnie Villella: "All right. And also on the Grumman property."

Supervisor Kozakiewicz: "Again, I agree. But never on Cablevision."

Vinnie Villella: "Right. Cablevision, there was a brief discussion- "

Supervisor Kozakiewicz: "With myself."

Vinnie Villella: "No. That we told you about what we wanted to do. And at that time we didn't follow through because the new administration was coming. We did the same thing like we did with the Grumman and the Suffolk Theater."

Supervisor Kozakiewicz: "You had just sent off- "

Vinnie Villella: "That's besides the point."

Supervisor Kozakiewicz: "You had just sent off a proposed franchise agreement as I understand it towards that second year in your term that was done by Councilman Cardinale with the assistance of the Deputy Town Attorney, Ms. Dowd."

Vinnie Villella: "Correct."

Supervisor Kozakiewicz: "So if you had just sent out that proposed agreement, how would it be that you were also at the same time proposing to sue them? That just seems inconsistent to me."

Councilman Cardinale: "We received the response late in Vinnie's administration. At that point, it became clear to us as two years belatedly it is now becoming clear to you that Cablevision is a corporate predator and you do not deal with them except by litigation."

I've been recommending to you for two years to sue them and you started recommending to Vinnie just before he left office."

Vinnie Villella: "Let me just finish up."

Supervisor Kozakiewicz: "I don't recall the conversation is my point."

Vinnie Villella: "Well, okay, that's fine, Bob. But, anyway, work with Phil. Work with him, work for the residents of this town and not for politics."

Supervisor Kozakiewicz: "We're not doing anything of that sort. What we did was we hired counsel down in Florida- "

Vinnie Villella: "Yeah, but that's- "

Supervisor Kozakiewicz: "-- to provide us the assistance, somebody who's knowledgeable, who's negotiated many of these agreements. Are you saying that that's not a good idea to hire someone who's-- "

Vinnie Villella: "Bob- so far it's- so far- "

Supervisor Kozakiewicz: "I mean certainly we have not been able to get what we want."

Vinnie Villella: "-- it's not a good idea."

Supervisor Kozakiewicz: "But how many years has this issue with the franchise agreement been argued? It's been going on for a long period of time. It's been going on and on."

Vinnie Villella: "That's the reason why we have to take- that's the reason why you've got to make a commitment and do it right now and force the issue. We cannot baby with these- with that corporation. That's what they want and they're winning the battle."

The second issue I want to talk about is the moratorium. I'm very angry at the process the moratorium, the situation the town has taken with this. Why don't you just make a commitment to the residents and to the town and stop issuing special permits and zoning changes as if they're lollipops? We're tired of it. You've got to slow it down and you can do it. Seriously.

I helped with the resolution with Southampton town the way they did it. Correct, it took them a while and everything but they got it down pat. If they were ever challenged in court, they would win. Take the same resolution if you're having a hard time doing a resolution. I don't know what's taking so long but just follow it. You will not lose in court whatever you do.

The third thing. I wasn't going to talk about the airport but I might as well because some other people came up. In order to have an airport up there, it's not an airport right now, just two runways. In the zoning, the 10,000 foot runway allows all general aviation uses that you would like to see. Correct, Ed? I mean you want to see- "

Councilman Densieski: "Incorrect."

Vinnie Villella: "You want to see Northrup Grumman there. You want to see refurbishing of engines of planes and everything there. Correct?"

Councilman Densieski: "True."

Vinnie Villella: "Those are high paying jobs."

Supervisor Kozakiewicz: "The problem- "

Councilman Densieski: "They're not going to come under these pretenses, Vinnie."

Vinnie Villella: "No. I'm sorry to say this."

Councilman Densieski: "Where have they been?"

Vinnie Villella: "Where- you're absolutely right. They don't want to- we asked them and you asked them. I know your administration- "

Councilman Densieski: "They're lined up wanting to come in there. Trust me."

Vinnie Villella: "Then why aren't they?"

Councilman Densieski: "Because they're waiting for the Town Board to make an action, which they haven't, so I wanted the people to speak through a referendum."

Vinnie Villella: "No, no, I'm sorry. This is the first time I disagreed with you in quite a while, so for IFR system, instrument-

Barbara Grattan: "Your five minutes are up."

Vinnie Villella: "Well, they talked more than I did, so, instrument landing system alone is \$260,000."

Councilman Densieski: "We don't need it."

Vinnie Villella: "Well, why did you mark it off on here that you were going to have it by the-

Councilman Densieski: "So that you could get it someday. We don't need it."

Vinnie Villella: "You don't need it?"

Councilman Densieski: "Right. Don't need it."

Vinnie Villella: "Great. Take it away from the resolution that you have from the Planning Board for the zoning."

Councilman Densieski: "That's so you may want to go to it someday. We don't need it now. I'll be the first to admit that."

Vinnie Villella: "Okay. The LIPA bill, do you know how much that's going to cost? I know how much it costs Gabreski."

Councilman Densieski: "For what?"

Vinnie Villella: "For the lights for the runway."

Councilman Densieski: "I'm not going to propose night flights."

Vinnie Villella: "Oh, this is good. All right. We're narrowing it down now. Maintenance for the runways."

Councilman Densieski: "It's just like a road, a park or a tennis court or a beach."

Vinnie Villella: "If there's a crack that's one inch or one and a quarter inches on there, do you realize what the liability is if you have FAA funds and everything?"

Councilman Densieski: "No one said we're taking FAA funds or requesting them."

Vinnie Villella: "So what do you got? A rodeo going on there? What's going on? I don't understand. What kind of airport is this that you're going to sacrifice- "

Supervisor Kozakiewicz: "Folks, folks, folks. Hold it. I'm not stopping you, Vinnie."

Vinnie Villella: "Okay."

Supervisor Kozakiewicz: "I want the people, again, to be respectful of the individual who has the podium. And, please, keep the comments to yourself."

Vinnie Villella: "Yes, please do that stuff, audience."

Supervisor Kozakiewicz: "Please."

Vinnie Villella: "Just that it gets me that you've got a \$20 million dollar offer out there, Wilpon, (inaudible), whatever, and you're willing to throw that away so you can have a 7,000 foot runway. What can you do on that 7,000 foot runway?"

Councilman Densieski: "Do you really think they're going to build million dollar homes next to a power plant and a mixed use industrial core? Tell the truth, Vinnie. Do you really think they're going to do that? No. It's going to end up being condos and senior housing and low income housing. That's what it's going to end up to be."

Vinnie Villella: "No-"

Supervisor Kozakiewicz: "Listen, rather than get into a debate- "

Councilman Densieski: "They're not going to build million dollar houses- "

Supervisor Kozakiewicz: "Hold it, hold it, excuse me."

Vinnie Villella: "I'm sorry. I'm sorry. That's not the question I asked."

Supervisor Kozakiewicz: "Listen, Vinnie. I'm going to ask you to make your final comments to us so because we're going to go way past- "

Vinnie Villella: "Okay, I'm trying to. He's the one who's interrupting."

Supervisor Kozakiewicz: "Yes, yes, let's finish up."

Vinnie Villella: "You've got a \$20 million deal out there. Say- you don't want it because you want to put a 7,000 foot runway. I want to know what is going into that 7,000 foot runway? What can go on there?"

Supervisor Kozakiewicz: "I think the Board- rather than approach it from this antagonistic approach, okay?"

Vinnie Villella: "I'll calm down."

Supervisor Kozakiewicz: "The- because I think that's what's happening here is the way it's been done."

Councilman Densieski: "I can answer that question. I'd be glad to."

Supervisor Kozakiewicz: "No, I think what- "

Vinnie Villella: "The people want to know the truth."

Supervisor Kozakiewicz: "Hold it, hold it."

Councilman Densieski: "I'd be glad to answer it."

Supervisor Kozakiewicz: "What the Board at that point in time decided, it was a four to one vote if my recollection was correct, if we're talking about the Wilpon proposal- "

Vinnie Villella: "It doesn't have to be Wilpon. It could be any proposal."

Supervisor Kozakiewicz: "Well, I'm just saying, you used the name."

Vinnie Villella: "Yes."

Supervisor Kozakiewicz: "Wilpon. Was that the 7,000 foot runway was an asset delivered to the town at no expense and that for us to allow someone to construct or utilize it so that its viability or utility down the road would be rendered totally incapacitated would be a bad planning decision down the road. And I think that's also the reason why the Planning Board when they adopted that map change put in the language they did, to anticipate possible future needs. To provide for setbacks as provided for in those particular regulations of the FAA."

Vinnie Villella: "Okay."

Supervisor Kozakiewicz: "It was planning and that's what it was done for."

Vinnie Villella: "I'm glad you're saying that. (Inaudible)."

Councilman Densieski: "You've asked me a question, I'd like to answer."

Supervisor Kozakiewicz: "And I also want to point out that as part of the discussions with our airport consultant, I happened to be speaking to him just the other day, and I mentioned this yesterday and I'll mention it again, that he brought to my attention a community in Pennsylvania, Reading. They're looking to expand air space and air traffic out there and they're looking to do a 7,000 foot runway. He explained to me what the cost of that would be and I was told it was \$133 million dollars."

Vinnie Villella: "Big money, big money."

Supervisor Kozakiewicz: "To do a 7,000 foot runway."

Vinnie Villella: "Absolutely."

Supervisor Kozakiewicz: "And that exists there today."

Vinnie Villella: "We know that."

Supervisor Kozakiewicz: "That's an asset that's there today."

Vinnie Villella: "That's an asset for who?"

Supervisor Kozakiewicz: "For the future. For the future. I mean, and again-- "

Vinnie Villella: "Future for what?"

Supervisor Kozakiewicz: "Again, this is- we're getting into, I think, more of a debate forum. I think maybe this is more the proper type of thing that we go before the cameras later, but- "

Vinnie Villella: "I just want to know so (inaudible)."

Supervisor Kozakiewicz: "-- that was the reason why the Board voted the way it did at that point in time."

Vinnie Villella: "But three Town Boards- "

Supervisor Kozakiewicz: "But I explained my answer to you, Vinnie, okay, so- "

Vinnie Villella: "Okay. You've got Janoski's administration, you've got Stark's administration and myself. Three administrations before this administration that asked not to have that 7,000 foot runway put into an airport."

Supervisor Kozakiewicz: "Correct. And this is a different administration and this administration has a right to go a different- and we have a right to go a different direction- "

Vinnie Villella: "You have the right."

Supervisor Kozakiewicz: "And we have."

Vinnie Villella: "But make the- do you want to put an airport there? Will you please tell the people what you want there?"

Supervisor Kozakiewicz: "I think what we tried to do was let the public decide it on a referendum- "

Councilman Densieski: "And it was taken out because of politics not because it was written wrong."

Vinnie Villella: "Ed, what- "

Councilman Cardinale: "Excuse me. But the Board of Elections signed- both Republican and Democratic Commissioners signed this letter."

Councilman Densieski: "Yes. Why did it come not before the end

of the month but after the end of the month, Phil? Politics that's why."

Councilman Cardinale: "No, I don't know what you are referring to."

Councilman Densieski: "Yeah, I know you don't, Phil."

Supervisor Kozakiewicz: "Please, gentlemen. Gentlemen."

Vinnie Villella: "Both of you, please. Ed- "

Supervisor Kozakiewicz: "And I'm going to ask, Vinnie, please, for you to sum up, please."

Vinnie Villella: "I will. Ed wants to answer the question- "

Councilman Densieski: "Yes. Vinnie asked me a question."

Supervisor Kozakiewicz: "Okay, Ed."

Councilman Densieski: "What do you need the 7,000 foot runway for? Exactly the same thing as the 10,000 foot, depending on the wind direction. That is it, safety. Only reason."

Vinnie Villella: "Okay. Only reason?"

Supervisor Kozakiewicz: "Okay, and he's responded. Okay?"

Vinnie Villella: "Okay, beautiful. When you talk to the FAA and she's in charge of the whole FAA and the whole northeast area, the reason why you didn't get that 7,000 foot runway put in is because you really did not need it for the uses that you're looking for."

Councilman Densieski: "Right, the private use. You are exactly right, I agree with you."

Vinnie Villella: "And public."

Councilman Densieski: "I disagree with you."

Vinnie Villella: "And public. No, well, you should talk to her."

Supervisor Kozakiewicz: "Again- "

Councilman Densieski: "I would never propose to build it, but we have it."

Supervisor Kozakiewicz: "Okay, this has gone way beyond- "

Councilman Densieski: "If you can make it safer, why not make it safer?"

Vinnie Villella: "Okay. What I'm trying to tell you is that it will take at least a minimum of \$2 million dollars- "

Councilman Densieski: "We only own the runways, Vinnie. We don't own the infrastructure, the buildings or the roads."

Vinnie Villella: "That's right, Ed."

Councilman Densieski: "Private industry is going to do that."

Vinnie Villella: "Don't you have to- you're not going to have an airport with a building? You have to- "

Councilman Densieski: "It's going to be on private property. Private industry is going to build that, Vinnie."

Supervisor Kozakiewicz: "Listen- "

Councilman Densieski: "The only thing we're going to own is the runways."

Vinnie Villella: "The (inaudible) runways."

Supervisor Kozakiewicz: "Gentlemen. Gentlemen."

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

Supervisor Kozakiewicz: "I- you know, we're going to be here all night. This is, again, a good forum if we want to have a debate later but this- "

Vinnie Villella: "No. I don't want to have a debate later. I just want to let the people know that if you don't go with the \$20 million dollar offer that's there and you put the 7,000 foot runway and you do have an airport, you're going to lose \$3 million dollars in taxes right away, you're going to lose \$15 million dollars in the sale because the only thing that's compatible with an airport is a drag

strip and that's \$5 million dollars."

Supervisor Kozakiewicz: "Okay."

Vinnie Villella: "Then you're going to lose- plus the \$2.2 million that we're- according to the FAA and the people at Gabreski Airport, that's minimum, \$2.2 million. And if you want to have- "

Supervisor Kozakiewicz: "Vinnie, if I may ask you to sum up?"

Vinnie Villella: "Yeah."

Supervisor Kozakiewicz: "Thank you. Okay. Okay."

Vinnie Vilella: (Inaudible)

Councilman Densieski: "Yeah, me, too."

Supervisor Kozakiewicz: "We're going to take a two second- I mean, Chris, you want to discuss something and we need to take a recess. Peter- Pete needs to leave. It's getting to the point where it's past his bedtime. The Supervisor of the Day needs to be excused so we're going to take a few minutes to recess and we will try to get back out here- can we get back out, guys, by 9:15? Can I get your cooperation to do that so we can reconvene at 9:15? Thank you."

Recess: 9:07 p.m.

Reconvene: 9:21 p.m.

Supervisor Kozakiewicz: "We're going to reconvene. We didn't make the 9:15 time period; it's 9:21 p.m."

Councilman Kent: "Your clock in your office says 9:15."

Supervisor Kozakiewicz: "Yeah, well, that's- try and stay up and keep current. Yes. You want to speak, Ann. Okay, because we were going to take up resolutions. We'll have you as our last speaker. Okay."

Ann Morrow: "Thank you, gentlemen. Ann Morrow from Baiting Hollow. Um, I, too, am going to comment on the airport question or rather the fact that it wasn't a question and the referendum.

Much has been said about the fact that the 7,000 foot runway

would be retained for the future. Um, I would offer that I think the future is now. I think one of the reasons that this town has failed to move forward with the opportunities that we've had is that we keep waiting for something better, would have, should have, could have.

We've had a series of administrations as Vinnie pointed out earlier who have decided using the best studies available, using great fore thought that an airport at that facility would not only not provide the economic incentive that some people might hope for, but would actually be an economic deterrent to not only other positive investments on the property and/or genuinely impact the quality of life out here.

One of the greatest economic draws that we have in this area is the quality of life that we all get to enjoy year round. And if we give up that economic draw for people from the outside to become just like all those other communities that are struggling to pay for their airports, I am gravely concerned about the cost to the town, both to build the airport again, at some point in the future. From all indications, the runways are not in the best of shape. I would disagree with my friend, Ed Densieski, that the runways should be repaired like a highway project. I think as Vinnie pointed out if you talk to people with the FAA who are in charge of the technical requirements for that, it is a great deal more complicated.

I just- there's nothing that I have seen that makes the economic benefit to this town a plus in developing an airport there. I think it will stifle future investment on the property to a- that would be positive and building an economic base in this town. The harsh reality is the Grumman facility no longer exists. It was never an airport. It was a weapons test facility. And to try to make it now something that it never was and something that was never intended in the reuse plans or in the subsequent zoning that was implemented and voted on by Town Boards.

One of the difficulties that this town has in my estimation is we never stick to anything. We reinvent the wheel or go back and look at things again seemingly every two years. Now, I'm not so sure that's a good idea. If subsequent Boards and this- by the way the airport is one that a series of Boards have agreed on. So there's less reason than ever to go back and revisit the issue.

I appreciate your saying this is a different Board. But I think that over the years it has been proven by people who are far greater experts than I am about the economic viability of an airport at that

facility both on our quality of life, the fact that it would cost this town untold millions of dollars, the cost of which has still not been specified as I understand it of what it would really cost to develop that airport. We have clearly intended all along, and I support aviation use on the 10,000 foot runway by tenant investors on the site. It was a good plan when it was conveyed to the town earlier. It was a good plan when the zoning was enacted. And I just do not see why for the- what I perceive to be the limited interests of a group of people, many of whom seem to always show up here from out of town, which I find fascinating to lobby for an airport that they can't seem to get in their own towns, that why we would revisit this issue again, I find useless. So, thank you."

Councilman Cardinale: "You know, Ann, on the- "

Supervisor Kozakiewicz: "Thank you, Ann."

Councilman Cardinale: "On the very- on the point of a question not posed as a question, it occurs to me that on April 24th in commenting-- in a statement to the press in commenting upon the referendum and I'm looking at, you had indicated that the hastily and carelessly prepared text, a dramatic example of which this resolution is so poorly prepared that it fails to even pose the referendum issue in question form. This was released to the press on September 24th. It was repeated by me at the work session on September 28th. I find it astounding that it wasn't corrected by the majority who sought- who argued that they sought a referendum. It could have been corrected any time before October 1st."

Supervisor Kozakiewicz: "Well- "

Councilman Cardinale: "I also find it interesting that the October 1st budget has no indication of any airport in it which means that this letter which purportedly surprised the Supervisor on October 2nd, purportedly surprised him, yet he has nothing in his October 1st budget about the airport. I suspect there's something going on here that we're not being told."

Supervisor Kozakiewicz: "You always suspect something going on, Phil."

Councilman Cardinale: "I suspect that you killed the referendum, Bob, because you knew it was politically dynamite."

Supervisor Kozakiewicz: "I think it was the right thing to do."

I said that when we did the vote."

Councilman Cardinale: "And in so doing, double crossed your own co-colleague, Mr. Densieski. That's what I suspect."

Supervisor Kozakiewicz: "Well, I'm glad you think that. I will present you with a case because I know we argued this point Friday. You presented the case of Adams v. Quavus (phonetic), as proposition--"

Councilman Cardinale: "Bob, I'm not talking about the case. I'm talking about the question."

Supervisor Kozakiewicz: "-- as proposition for the fact that the city charter controlled."

Councilman Cardinale: "Yeah."

Supervisor Kozakiewicz: "I went and I pulled open the law book and there's a case, Queensbury, which is a later case that says that case has absolutely no application to town law."

Councilman Cardinale: "But, what- but that case has- "

Supervisor Kozakiewicz: "So your research was totally off base or insufficient."

Councilman Cardinale: "-- I believe that the research- Bob, that's not the issue. The issue is not that case. The issue is the line- "

Supervisor Kozakiewicz: "Well, read the proposition in that case."

Councilman Cardinale: "-- the line in the- what I told the Board and gave to the Board on Friday is that this resolution an example of the poorly-- so poorly prepared, it fails to even post the referendum issue in question form. And I told the Board to correct it on Friday the 28th, and the Board did not do that which tells me that they did not intend this referendum to be presented to the people and that they were playing a shell game."

Supervisor Kozakiewicz: "Well, that's your opinion."

Councilman Cardinale: "That's what I'm pointing out."

Supervisor Kozakiewicz: "I'm glad you think that. As far as the Queensbury case, I'm going to give it to you later. You can read it, you can read the form of that proposition, you can read what the case stands for."

Councilman Cardinale: "Well, I don't think the Queensbury case is in point at all."

Supervisor Kozakiewicz: "Queensbury- it's a town case."

Councilman Cardinale: "Who cares about the Queensbury case? I'm telling you-- "

Supervisor Kozakiewicz: "It's a town case and what that case said- I have the floor, please. You've made your pontification, let me have mine chance to explain."

Councilman Cardinale: "You are completely off the point."

Supervisor Kozakiewicz: "The- that case described the referendum. The referendum- the form of the question. It wasn't even in the form of a question in that case. In that case, the court found that it was sufficient, adequate, met town law Section 81, town law section 220 and that the decision you cited, Adam v. Quavus was totally inapplicable. It was a municipal home rule. It applied to a city charter and last time I checked, Phil, we weren't a city, we're a town."

Councilman Cardinale: "Yes, but, Bob, we are arguing from an analogy and that's a totally irrelevant argument because you got it mapped out- "

Supervisor Kozakiewicz: "Read the case, read the case."

Councilman Cardinale: "You don't have to read the case. All you have to know if that you have to pose a referendum in question form so the voter can go yes or no."

Supervisor Kozakiewicz: "That's not what the Queensbury case says."

Councilman Cardinale: "You knew that. You knew that. You didn't do that. You didn't do it deliberately because you were gutless and you did not want that referendum on. And you know that's the truth."

Supervisor Kozakiewicz: "And you're ridiculous and love to do this at every Town Board meeting."

Councilman Cardinale: "And you know that's the truth, Bob."

Supervisor Kozakiewicz: "You love to do this at every Town Board meeting, Phil."

Councilman Cardinale: "And incidentally, Barbara Barcey (phonetic), the Republican Commissioner, is going to be quoted in a local newspaper on Thursday as stating she told you and she told the Town Clerk on September 25th, September 25th, that you had to correct this and you chose not to."

Barbara Grattan: "Phil, I can tell you one thing right now. Barbara Barcey has never called me back."

Councilman Cardinale: "All right. Well, Barbara Barcey has- is going to be quoted as saying that she advised you a week ago to correct it and you chose not to. Also, Bob, how come your October 1st budget has no indication of an airport in it when you say you're surprised on October 2nd that there is no airport referendum? There's nothing in your October 1st budget issued at a time when you could have corrected the referendum language to indicate that you intended to have an airport even though Chris asked you to include it and you agreed to include it in the September 18th meeting."

Supervisor Kozakiewicz: "I did say that in the September 18th meeting."

Councilman Cardinale: "Where is it? It's not in your budget. You knew on Monday."

Supervisor Kozakiewicz: "Let me speak. Let me speak, Phil. Calm down, calm down."

Councilman Cardinale: "Well, I hate people- "

Supervisor Kozakiewicz: "All this subterfuge and all these accusations."

Councilman Cardinale: "Don't lie outright. Be a little more subtle."

Supervisor Kozakiewicz: "The bottom line, the bottom line is

September 18th when I read the resolution, I said I would consider it. As I started to go through my budgetary process, I looked at the figures. I had a conversation with Mr. Chastain and I looked at the numbers and I looked at them and as the fiscal officer I said, well, let's see what happens with the resolution and the referendum when it comes to vote on November 6th. I knew that no matter what number I put in there it was never going to end the question and furthermore and I will state this and I know I'm going to upset my colleague perhaps right to my immediate right. That I have never been a proponent of public use. I had told him that after the vote that I believed in the private use but I do believe in both runways still remaining viable and usable assets down the road.

Now that we've had this debate at our Town Board meeting, let's go forward. I'd like to take up the resolutions."

Councilman Densieski: "All right, I'd like to speak, please. No, sir. I would like to request the floor, please.

In my defense, I was told that Suffolk County did accept it. They said they didn't like it because we didn't use the word should. And because we didn't use the word should, the voters of Riverhead are not going to get to speak on it because we didn't use the word should but I was told it was accepted."

Supervisor Kozakiewicz: "With that said, let's take up resolutions."

Councilman Kent: "Can I say one thing?"

Supervisor Kozakiewicz: "Sure."

Councilman Kent: "I think it's worked out for the best for the town because I don't think we had enough information to vote on that referendum anyway. So maybe if we really want to have the opportunity to- want to let the public have the opportunity to vote on this and you really want to have this as a referendum on the ballot, you'll start now for next year, document- getting enough documentation to tell us how much it's going to cost to have an airport there. And then the public, this Board can maybe vote on it first, whether we should have an airport there, we can vote on it with knowledge and we can do a- make a decision based on knowledge and let the public, if we decide that it should go to referendum, let the public- or maybe we shouldn't. We should make the decision and then the public should petition to have the right to put it on for referendum."

Councilman Cardinale: "Or you could just tune in next week and see what new position the Supervisor takes on the airport."

Councilman Kent: "Because I think the proposal--"

Supervisor Kozakiewicz: "I know, Phil- "

Councilman Kent: "-- of every year-- waiting to raise the proposal in September is really doing a disservice to the public and it's not really- "

Councilman Densieski: "Doing nothing is doing a disservice to the public."

Supervisor Kozakiewicz: "All right, guys, we're going to debate this all night and we're going to go on all night just debating. Let's take up the resolutions at this time, the time of 9:32 having arrived. I'm going to adjourn the regular Town Board meeting and convene the CDA portion."

Meeting adjourned: 9:32 p.m.

Meeting reconvened: 9:34 p.m.

Supervisor Kozakiewicz: "Reconvene the Town Board meeting, the time of 9:34 having arrived."

Resolution #1010

Councilman Densieski: "Authorize the Supervisor to request a New York State speed zone change. And that is for Church Lane in Riverhead and I guess that should be Aquebogue. 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 #1011

Councilman Densieski: "Is to authorize the Supervisor to request a New York State speed zone change for Mill Road. 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 #1012

Councilman Densieski: "Is to authorize the Supervisor to request a New York State speed zone change for Sound Avenue. So moved."

Councilman Lull: "I'll second it, just by pointing out that this simply allows us to file State form TE-9-A to have a study done on these three roads. Second."

Councilman Kent: "Discussion on this."

Councilman Densieski: "Yeah, discussion."

Councilman Kent: "It's going to take me a lot longer to get to work."

Councilman Densieski: "Jim- I don't see Middle Road on there. Middle Road was supposed to be included with that."

Councilman Lull: "I did not- Middle Road was not in the one- in the ones we had before. Maybe it has to come next. Hold on."

Councilman Densieski: "Okay. Would you just follow up on that, please, because the residents had requested that."

Councilman Lull: "Yes. It's supposed to be."

Councilman Densieski: "Thank you."

Supervisor Kozakiewicz: "Okay, we're- it's moved and seconded. Vote, please."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "They want to go 30 miles an hour on Sound Avenue we're suggesting, not 45."

Councilman Densieski: "Well, it's a study. It's a study."

Councilman Cardinale: "I'd just be happy if they didn't go 60. Why not? We'll do another- let the State do the study. Yes."

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

Resolution #1013

Councilman Lull: "Appoints a Justice Court Clerk, Tina Brooks. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "This is the Personnel Committee's recommendation, I vote yes."

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

Councilman Kent: "We're replacing someone who resigned the position and Justice Court is right now experiencing heavy overtime. In fact, they've exceeded their budget or reached their limits for overtime and they really need the additional personnel. So I vote yes."

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

Councilman Lull: "I believe they were one of several departments who received a letter from the Supervisor today saying no more overtime. Yes."

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

Resolution #1014

Councilman Lull: "Authorizes the Supervisor to execute an order and consent of the New York State Department of Environmental Conservation reporting pesticides. So moved."

Supervisor Kozakiewicz: "You're missing one. You missed one."

Councilman Densieski: "1014."

Councilman Kent: "Adopts a local law."

Councilman Lull: "I don't think I have it."

Councilman Densieski: "Here you go."

Councilman Lull: "Now I do. Sorry, my mistake. Adopts a local law to amend Chapter 108 Subsection 108-60 entitled "Off Street Parking" of the code of the Town of Riverhead. We had the public hearing on the 18th of September. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "We're on 1014, correct?"

Supervisor Kozakiewicz: "1014."

Councilman Densieski: "Yes, this is calling for a public hearing?"

Supervisor Kozakiewicz: "No. This is adoption of a local law."

Councilman Lull: "We had the public hearing."

Councilman Densieski: "Okay. I have a feeling this is going to create quite a few hardships in the small business world but it does state here and I would like to read: The minimum requirements stated in 108-60 may be reduced by written application to the Town Board. Said application for relief shall be accompanied by the following. So there is relief available if a small businessman comes in and need relief. So I will vote yes."

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

Councilman Kent: "Can I just ask a question on that? Why are we deciding the relief from the code specifically rather than the Zoning Board of Appeals? Does anybody have an answer for that?"

Supervisor Kozakiewicz: "I think it was designed because we're making this prior to site plan considerations, yes. And that was the way it was described at the public hearing."

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

Resolution #1015

Councilman Densieski: "Authorizes the Supervisor to execute an order of consent for the New York State Department of Environmental Conservation reporting of pesticides. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "Apparently, although the agreement is-consent order is not here, I read it at the work session. We're going to pay \$1,000 because we failed to properly report the use of pesticides and the DEC is made at us about that. That's the bad news.

The good news is according to the Town Engineer, we saved a lot more than a thousand dollars. So I vote yes."

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

Supervisor Kozakiewicz: "Yes, just a little history here. What happened was we were putting down Preen (phonetic) a few years back at one of our properties and we discovered that we needed- in order to do that since we weren't a homeowner, we needed a commercial pesticide license. And the only way you could get a commercial pesticide license approved was to make application for it and then work for an approved- already approved DEC contractor. So we had a contractor, we worked through our licensing procedures and this year was the first year we were fully out from under the contractor and, therefore, responsible to report to the DEC. We were not timely but we didn't have to pay the contractor. As pointed out we saved more than a thousand, we were able to get it reduced down to a thousand after a fight with the DEC. Yes."

Councilman Densieski: "And now we know we have to pay- do it on time."

Resolution #1016

Councilman Lull: "Authorizes publishing and posting of notice to bidders for the sidewalk project for Second Street and Griffing Avenue. 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 adoptd."

Resolution #1017

Councilman Kent: "1017 authorizes the Town Clerk to publish and post a notice for public hearing regarding Community Development Block Grant funding. So moved. The public hearing is scheduled for November 7, 2001."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "Discussion. This is not putting us back in the grant, is it? This is just for the ongoing yearly process?"

Councilman Kent: "This is the annual awarding of block grants that we do."

Councilman Densieski: "Okay."

Councilman Kent: "We hear the public on a certain date and then we award- I think we generally- "

Supervisor Kozakiewicz: "This is under the current contract."

Councilman Densieski: "This is under the current contract so this has not expired yet then. The current contract's a block grant?"

Supervisor Kozakiewicz: "I think it was three years."

Councilman Densieski: "Does anybody know?"

Supervisor Kozakiewicz: "Is it part of the consortium?"

Councilman Densieski: "Yes. Does anybody know when that expires?"

Councilman Kent: "No, I don't know when that expires."

Councilman Densieski: "But this is (inaudible)."

Supervisor Kozakiewicz: "That's correct."

Councilman Densieski: "Because I'm not a big fan of the consortium. But I will vote yes."

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

Resolution #1018

Councilman Densieski: "Awards bid for equipment for pollution prevention. 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 #1019

Councilman Lull: "Establishes the- excuse me. Authorizes the establishment of a petty cash account in the amount of \$100.00 for the Riverhead Building 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 #1020

Councilman Lull: "Is refuse and garbage district budget adjustment. So moved."

Councilman Kent: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "Yes. As previously stated, we are going to have the STOP date October 6th so if you can bring your pesticides and hazardous materials down there, the Town will take them away for you. Yes."

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

Councilman Cardinale: "This is coming from the appropriated fund balance, this money, which is our savings funds."

Supervisor Kozakiewicz: "Within that particular fund."

Councilman Densieski: "Yeah, but it's mostly (inaudible)."

Supervisor Kozakiewicz: "Within the refuse and garbage district as opposed to from general fund."

Councilman Cardinale: "That's comforting. I vote yes."

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

Resolution #1021

Councilman Densieski: "2001 pollution prevention project budget adoption. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "Discussion. Bob, I don't remember- "

Supervisor Kozakiewicz: "Atlantis."

Councilman Densieski: "Oh, yes. Yes."

Councilman Kent: "Isn't this the money for the equipment we just awarded in Resolution 1018, I believe?"

Supervisor Kozakiewicz: "Yeah. It probably should have been the other way around."

Barbara Grattan: "Densieski, Cardinale?"

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

Resolution #1022

Councilman Lull: "Is a general fund budget adjustment. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #1023

Councilman Densieski: "Is the Oak Drive/Northville Turnpike water extension capital project budget adjustment. So moved."

Councilman Kent: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #1024

Councilman Kent: "This is a budget adjustment for the landfill capping and closure capital project budget adjustment, \$25,000. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #1025 and 1026

Councilman Lull: "1025 and 1026, Barbara, are changed. And I'll give you them after I am finished. 1025 authorizes the Supervisor to execute a budget transfer. That budget transfer should be listed as a .02- excuse me, it's an 029 to another 029 account. The 029 account a transfer from animal shelter donation fund to professional services veterinary care.

We have a donation fund for the pound. The donation fund is when the money comes in is split in half. Half of it goes to a spay/neuter program, half of it goes to capital improvements. This the spay/neuter. So it's \$1,000."

Supervisor Kozakiewicz: "Just so we're clear. Because we have- "

Councilman Kent: "One's 500."

Supervisor Kozakiewicz: "-- 1025 and 1026."

Councilman Lull: "The new ones are both 1000."

Supervisor Kozakiewicz: "The first one is- "

Supervisor Lull: "The new ones are both 1000."

Supervisor Kozakiewicz: "They are both 1000?"

Councilman Lull: "The new ones are both 1000."

Supervisor Kozakiewicz: "Okay. Just because I just want to make sure we're clear."

Councilman Kent: "So this is 1000?"

Supervisor Kozakiewicz: "So they're both 1000. And they're all- they're both going to be from 029 funds?"

Councilman Lull: "The second one is from 028, gifts and donations, to 028, transfer to animal spay/neuter program."

Supervisor Kozakiewicz: "Okay. And you have those account numbers and you can provide- "

Councilman Lull: "Yes. There's the account number."

Supervisor Kozakiewicz: "Okay."

Barbara Grattan: "Are you moving both those resolutions at one time?"

Councilman Lull: "Yeah, I'll move them both at the same time."

Supervisor Kozakiewicz: "Is there a second?"

Councilman Densieski: "Second. Both of them."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #1027

Councilman Kent: "This is a budget adoption for Gully Road Wading River resurfacing capital project budget adoption \$15,000. 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 #1028

Councilman Lull: "Washing Avenue, Jamesport resurfacing capital project budget adoption. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "Jack, we're doing in front of your house, again. Another \$10,000. Yeah, it needs it, I go there every day. Yes."

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

Resolution #1029

Councilman Densieski: "It's a 2001 Sound Avenue Phase I resurfacing capital project budget adoption. 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 #1030

Councilman Kent: "Resolution 1039 rescinds Resolution 959 of 2001 for Sellpan Enterprises, Ltd. 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 #1031

Councilman Cardinale: "This resolutions approves the application of the American Diabetes Association Tour De Cure to take place for 6 to 3 p.m. on Sunday, June 9- didn't that pass?"

Supervisor Kozakiewicz: "It should be 2002."

Barbara Grattan: "Yeah."

Councilman Cardinale: "Oh, 2002. Okay. They're really ahead of themselves. 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 #1032

Councilman Cardinale: "1032 accepts the performance bond of Sound Housing, LLC. 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 #1033

Councilman Kent: "Accepts the performance bonds of Sound Avenue Company LLC (Silver Village). So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "There's a site plan? Yes."

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

Resolution #1034

Councilman Kent: "Accepts performance bond of Sound Housing LLC (STP). 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 #1035

Councilman Cardinale: "1035 accepts the performance bond of Sound Housing LLC. 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 #1036

Councilman Lull: "Accepts irrevocable letter of credit of Suffolk County National Bank. 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 #1037

Councilman Densieski: "Releases irrevocable letters of credit (2) Manzi Homes Meadowcrest - Section III. 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 #1038

Councilman Densieski: "Is an order extending Calverton Sewer District Calverton Business Incubator. So moved."

Councilman Lull: "I'll second."

Councilman Kent: "I'd just like to add one thing on the- "

Councilman Lull: "First of all, amend it and just take out- white out the- "

Councilman Kent: "On the second Resolve clause on the second page, I think we should just make reference that it was CDA Resolution #33."

Councilman Densieski: "Which Resolve, Chris?"

Councilman Kent: "Second."

Councilman Lull: "Described in CDA Resolution- "

Supervisor Kozakiewicz: "Right."

Councilman Kent: "Yeah, because it would make it clear."

Supervisor Kozakiewicz: "Yup."

Councilman Kent: "Okay."

Supervisor Kozakiewicz: "Good. With that amendment moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "I believe that the incubator project as I have stated in the past is a foolish give away of taxpayer monies and lands, so I'm going to abstain."

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

Councilman Kent: "What this resolution does, regardless- I mean the incubator has already been approved. What this does is it forces the applicant to fully pay for the extension of the sewer district to the property and it also upon the transfer of the deed which hasn't occurred yet, provides us with another taxpayer within the Calverton Sewer District which we sorely need. So I'm going to vote yes."

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

Resolution #1039

Councilman Densieski: "Accepts resignation of a crossing guard. 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 #1040

Councilman Densieski: "Accepts offer of sale of development rights for Benny Gatz. It's 35 acres located on Sound Avenue. So moved."

Councilman Kent: "It's actually two-- "

Supervisor Kozakiewicz: "Actually it's two parcels."

Councilman Kent: "Yeah, it's two parcels."

Supervisor Kozakiewicz: "Thirty five and- "

Councilman Densieski: "Nineteen point five. I'm sorry."

Supervisor Kozakiewicz: "-- nineteen point five."

Councilman Kent: "And what we're doing here is we're partnering with the County. The County is paying \$14,000 per acre for the development rights and the Town is putting- is contributing \$1,000 per acre so that we can get the property owner to agree to sell the development rights."

Councilman Cardinale: "Chris, do you recall the appraisal on the property- on the acreage?"

Councilman Kent: "I think the appraisal was either \$15,000 or \$16,000. It was in excess- it was either the purchase price or in excess of the purchase price."

Councilman Cardinale: "Thank you."

Councilman Kent: "So I think this is a good- another good effort by the Town to come up with the additional monies so that we can get the farmer to sell- to agree to sell the development rights. So, I second the resolution."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #1041

Councilman Lull: "Authorizes the Town Clerk to publish and post notice in connection with individualized residential alternative for the developmentally disabled Independent Group Home Living Program, Inc. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "One second, please."

Councilman Kent: "What this does is it provides a public hearing so that the people can have an opportunity to be heard on the establishment of another group home in the Town of Riverhead."

Councilman Lull: "45 Sound Avenue."

Councilman Kent: "The public hearing would be October 16th at 7:15 here before the Town Board and the property is located at 45 Sound Avenue in Riverhead, New York."

Councilman Densieski: "Well, we're already triple every other town, let's have another public hearing. Yes."

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

Resolution #1042

Councilman Densieski: "Authorization to disregard fixed assets. So moved."

Councilman Cardinale: "Seconded."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "I guess that means we're going to throw away all this stuff."

Councilman Densieski: "We're waiting for the usual yard sale comment, Phil."

Councilman Cardinale: "Yeah, or it means that Jack Hansen is going to take it home and have a yard sale on the newly repaved Washington Avenue. But in any event, I vote yes."

The Vote (Cont't.): "Kent, yes; Lull, yes; Kozakiewicz, yes. The resolution is adopted."

Resolution #1043

Councilman Kent: "This authorizes the attendance of the Assessor- an Assessor at a meeting to be held, New York Manufactured Housing Association meeting, to be held in Albany, New York on October 5th. So I hope they have their plans already moved. 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 #1044

Councilman Lull: "Before I move it, I think I would prefer to turn it over to Councilman Kent for a couple changes."

Councilman Kent: "Yeah, just a couple of amendments to the resolution. We did have the opportunity to discuss this. In the first Resolve clause we need to change the hours to be consistent with the hours per day worked by this employee so it's going to be changed from seven hours to four and one-quarter hours. And we're going to change in the third Resolve the hours per month to be earned will be consistent with one and one-quarter days per month which will be five

and a half hours per month. And he's entitled to 10 vacation days but the vacation days are 4.25 hours, 4 and 1/4 hours, so his total would be consistent with the 42 and 1/2 hours per year. That's the way I would propose that we change it."

Councilman Lull: "I'll move it with those changes."

Barbara Grattan: "Okay. You've got- give it to me. Thanks."

Councilman Densieski: "I'll second it."

Supervisor Kozakiewicz: "Moved and seconded with those changes."

The Vote: "Densieski."

Councilman Densieski: "Yeah, I just want to make a quick comment about the Town Attorney's office. Someone pointed out earlier that Bob handled the job all by himself. Well, you probably did a great job, Bob, but the town is facing a lot more issues now than we did in those days, so we need the extra help. And I have to say that we are saving money by not going outside as often as in the previous- so I'm going to vote yes."

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

Councilman Cardinale: "I can't resist. I always ask the question could someone show me some statistical examples of how and what we are saving? I'm going to vote yes on this but I would suggest that the Supervisor consider moving this into a full time position because what we're doing here now if I'm reading- if I read this correctly- we have one fellow making \$33,000 for 20 hours and another guy making \$36,000 for 20 hours and now they're getting benefits. So why don't we just have one normal person for like \$50,000. We'll save some money, save some benefits."

Councilman Densieski: "One point I'd like to make on that, Phil. And I agree with you, we do need another full time. But they have two specialties, two different fields, so I think that is the reason why we have two part timers, I think."

Councilman Densieski: "That actually makes sense, Ed. In any event, I vote yes."

Supervisor Kozakiewicz: "I think he agreed with you."

Councilman Cardinale: "Yeah, I did."

Councilman Densieski: "No, he didn't."

Supervisor Kozakiewicz: "All right. Vote please, Chris?"

Councilman Kent: "I'll vote yes."

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

Resolution #1045

Councilman Lull: "Ratifies the appointment of Nicole Trent as a recreation aide in the Riverhead Recreation Department. So moved."

Councilman Kent: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #1046

Councilman Kent: "Some discussion before I move this resolution. Is this fully funded and should we go- this was the Go Girls Program? The funding for this year is in place?"

Supervisor Kozakiewicz: "There is funding but there is a question of the start date. So if you wanted to- I think it would be- I would have no problem tabling this at this point in time to- and I think there's a conference call scheduled as a matter of fact Friday to talk about this Go Girls Program, so- "

Councilman Kent: "Okay. Jack, will that in any way jeopardize the start up and the program for this year?"

Supervisor Kozakiewicz: "No, no."

Councilman Kent: "I mean we could take it up October 16th."

Supervisor Kozakiewicz: "No. The start up has already been approved by the State so that's not a problem."

Councilman Kent: "Okay, so I'll move to table Resolution 1046."

Councilman Lull: "And I will second that."

Supervisor Kozakiewicz: "Okay, motion and second to table. Vote, please."

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

Resolution #1047

Councilman Lull: "Authorizes the Town Clerk to publish and post a help wanted ad for EDZ Coordinator to promote industrial development at the Epcal site. 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 #1048

Councilman Lull: "Awards bid for traffic line striping. So moved."

Councilman Densieski: "Second the motion."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski, yes; Cardinale."

Councilman Cardinale: "They did such a great job of Peconic Bay Blvd. a year or so."

Councilman Lull: "That wasn't this one, believe me."

Councilman Cardinale: "I know it was our employees. I vote yes to award this bid to the outside contractor."

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

Supervisor Kozakiewicz: "In due defense of the employees"

because I think that they need to be defended, the equipment is rather antiquated. They've had problems with the equipment and that was part of the problem."

Councilman Cardinale: "Well, I almost ran into-- "

Supervisor Kozakiewicz: "And, in fact, and, in fact, the Highway Superintendent, I think, has approached us about the possibility of acquiring that type of equipment so that he can better serve- "

Councilman Cardinale: "Attempting to- "

Councilman Lull: "Yes. I would say, Phil, the- that job was the equivalent of trying to stripe something from a go cart."

Supervisor Kozakiewicz: "Right, exactly."

Councilman Cardinale: "All I can tell you is- "

Supervisor Kozakiewicz: "And with that said- "

Councilman Cardinale: "-- attempting to get home following the middle line, I hit a tree, so- "

Supervisor Kozakiewicz: "As I said, it was, you know, you've got to work with what you have and sometimes if you don't have the right stuff, it makes the job real hard. I vote yes."

Barbara Grattan: "The resolution is adopted."

Resolution #1049

Councilman Densieski: "It's all right? Authorizes the Town Clerk to publish and post public notice to consider a proposed local law entitled "Moratorium- am I on the right one?"

Councilman Cardinale: "Yeah, you're on the right one."

Councilman Densieski: "Okay. Moratorium on Residential Development. So moved."

Councilman Lull: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

Councilman Kent: "Just a quick discussion. This is just to be put out to the paper, right, as proposed, or is there going to be some kind of memorandum?"

Supervisor Kozakiewicz: "That's correct."

Councilman Kent: "Well, there's a couple of minor corrections which I'll just provide to the Town Clerk. I don't think we need to- "

Barbara Grattan: "Okay."

Councilman Densieski: "This does include the map, also, right?"

Councilman Kent: "There's just some typographic- "

Councilman Densieski: "It doesn't? It won't? When does that come?"

Councilman Kent: "It's town-wide. It doesn't- "

Dawn Thomas: "It's town-wide."

Councilman Densieski: "It's town-wide. Okay."

Barbara Grattan: "Jim, then you have changes?"

Councilman Kent: "Just some minor typos, misspelled words, and things."

Councilman Cardinale: "Yeah, I have a couple questions."

Councilman Kent: "We've already fixed all the others- major stuff."

Councilman Cardinale: "Yeah, I have- I have a couple of questions. On page three, um, now, I am aware that this is what is going to be published as I understand it and will be the subject of a discussion at a public meeting and may well be changed as a result of that public discussion as was the case on the first public discussion.

However, on the third- I had understood at the work session that the applicants for development who have received- who had an approval, fully approved, including all conditions, but were awaiting the signature of the Planning Board Chairperson, that was the trigger to

be out. This says anything that has received final conditional approval. That's different from what I recall at our work session because you could have numerous conditions to clear so that the Planning Board Chairperson would not be in a position to sign these subdivisions.

More significantly, the next thing I'm concerned about but I assume we can change this if the Board is of a mind after the hearing as well as before. Number- on page four, the applicability- this is really significant- shall apply to all residential lands, subdivisions, residential site plan, residential special use permit applications for lands within the Town of Riverhead as defined.

I remember a discussion at the work session where we authorized this notice to be prepared by the Planning Department, that we would consider on the same basis- I know Ed did not want to consider it, but I know that three- I believe that three of the others indicated that they would consider a- for the same reason as the residential, that when you have a proposal for a change in zone in use in an area, you may have to have a moratorium for some short period to freeze so that the people don't come in and make their applications before the zone change is permitted.

And that we should do the same for commercial areas where zone changes have been suggested. Yet this only applied to residential.

The final thing on the same page, four, at 109005, Chris had had a great suggestion, I think, which is not in this. This simply says that it's for a period of 12 months. But Chris had suggested that we release the sections of the Town that the- that the zoning ordinance had been passed concerning at that point not make them wait until all the rest of the sections had been completed.

And the final thing I want to say is on the next page- well, there's two things I want to say. On the next page in the Exclusions, you have a number of exclusions that I thought were not going to be excluded, notably any parcels under 10 acres. I thought that we were going- which could, in fact, include a major subdivision in a one acre zone.

Also, finally, at the exemption criteria, we've got to do better than what's on page six for the standards by which we exempt people from this moratorium. That is really fuzzy, all respect due and owing to Mr. Rick Hanley, given it has to be cleaned up. That's it.

I have only one question. Rather than sit here all night and we all want to go home and eat dinner. If we just go ahead and say let's have the hearing, we can, I assume, discuss and change this afterwards. Is that correct?"

Councilman Kent: "Well, no, I think the- one of those items that you brought up- "

Councilman Cardinale: "Yeah."

Councilman Kent: "If we make substantive changes, we'd have to have another public hearing. And the one- the only one that I really think of those that we can't- "

Supervisor Kozakiewicz: "And if they're not, then we can."

Councilman Kent: "-- put a public notice to without, is the commercial development."

Councilman Cardinale: "Right."

Councilman Kent: "If we don't put that out in this notice and don't consider it as part of the public hearing- "

Councilman Cardinale: "Then we can't do it."

Councilman Kent: "I don't think we can do it without having another public hearing."

Councilman Cardinale: "But your opinion is- "

Councilman Kent: "The other ones, as far as cleaning up the language and as long as it's- the intent is clear of what we're trying to accomplish, we can clear it up without having another public hearing. But I think the substantive issue of including commercial development within the proposed moratorium should be in the public notice or else we would have to go for a public hearing once again if we decide to- "

Councilman Cardinale: "Which is on page four. And I believe that the Chairperson of the Planning Board, in fact, gave to each of us- and I won't tell who read them and who didn't, but they gave to each of us all of those areas of commercial that had been reported on and were suggested for zone changes. So that those were- "

Supervisor Kozakiewicz: "We were provided those business district element studies, the analysis done, correct."

Councilman Cardinale: "And I would propose we include them on the same rationale."

Councilman Kent: "And actually one other of your suggestions probably would be substantive and would require to be included and we can always exclude it to make it less restrictive, but- "

Supervisor Kozakiewicz: "This is one of the things I was trying to avoid by getting together at 6:30, guys, or earlier today."

Councilman Kent: "Yeah, but this- the 10 acres- I think what we might only want to say there is residential minor subdivisions of less than 10 acres. If it's a major subdivision, even if it's less than 10 acres which is difficult, it would have to be something more than five and less than 10, probably shouldn't be included. Just exclude minor- just take out the words or residential subdivisions. So what you would say is residential minor subdivision applications on tracts consisting of less than 10 acres. Actually you wouldn't have to say that because- "

Councilman Cardinale: "Well, it's the exemption, so you might."

Councilman Kent: "I mean you could include a minor subdivision- you could exempt a minor subdivision of more than 10 acres. If somebody has 20 acres and wants to make or do a minor subdivision- "

Councilman Cardinale: "Right."

Councilman Kent: "We really wouldn't want to discourage- "

Councilman Densieski: "Chris, if we want to it- if we advertise it with the retail and want to change it later, then we're going to have to repost again though."

Councilman Kent: "No. I think we could probably- I think we- I mean, I could be wrong, maybe Dawn has a better suggestion. If we say commercial development is included and then have a public hearing and decide to exclude commercial development- "

Councilman Densieski: "Do we have to repost?"

Councilman Kent: "-- we're making the moratorium less

restrictive. I don't know."

Councilman Densieski: "Do we have to repost, Dawn?"

Dawn Thomas: "If there's substantive changes, yes."

Supervisor Kozakiewicz: "You have to repost."

Councilman Densieski: "So you're going to waste more time."

Councilman Kent: "Even if we remove commercial development from the moratorium we would have to- "

Supervisor Kozakiewicz: "It's a substantive change."

Councilman Kent: "Yeah."

Councilman Cardinale: "Well, then we should figure out as I suggested at the work session a few weeks ago after reading what we read provided by the Planning Department or the Planning Board Chairperson, are there three votes to- on the same logical basis that we're doing the residential, that we don't want people to go in and make moves to develop while we're pending suggestions for ordinance change are on the table, why would that not be equally forceful in the commercial area? If you buy into that logic."

Councilman Kent: "Well, if we do include- "

Supervisor Kozakiewicz: "If we buy into that logic and determined that- "

Councilman Cardinale: "Well, if you didn't buy into that logic, you shouldn't be doing the moratorium at all."

Supervisor Kozakiewicz: "And if you determine that there's a need that's applicable to the commercial as opposed to residential, so, right, because this describes- the whole legislative intent described in this- local law described residential, agricultural land. It does not get into the commercial character at all and so we're going to- "

Councilman Cardinale: "Why don't we do a head count? I'm just not sure there are not three people on this Board that would like to include the commercial areas. I know Ed doesn't want to, we don't have to count him."

Supervisor Kozakiewicz: "I don't- "

Councilman Kent: "I think we could- I think we're closer to approving sections of the Master Plan that deal with commercial development than we are with residential. And if we add the other provision that as these areas of the Master Plan are approved, the property would be released from the moratorium."

Councilman Densieski: "Chris, I've got a problem with that. It doesn't necessarily mean it's going to be adapted."

Dawn Thomas: (Inaudible) "But I think if you wind up with a GEIS after your study is all done, it's going to (inaudible)."

Councilman Densieski: "Right. That's the point. I think the Master Plan has to be adapted and won."

Dawn Thomas: "(Inaudible) and say we're going to adopt this part (inaudible)."

Councilman Kent: "And if it's- if we try to include the commercial development within this one, we are going to- we don't have legislative intent here."

Councilman Cardinale: "Well, yeah, that's why- but, of course, we haven't seen this until 4:00 this afternoon and I wasn't here at 4 so I saw it now."

Supervisor Kozakiewicz: "This was faxed out earlier than that, was it not?"

Dawn Thomas: "Because we took out the (inaudible)."

Councilman Cardinale: "But the problem is that- simply really a matter of inclination. When we discussed it at the work session it was unclear whether there were three people who would support it. It was clear that Ed would not. That was all- the only thing that was clear. But then we- we never made that decision before it was drafted so I don't know how he could draft it until he asked that question. You know, whether we want to include commercial or not. It's a critical question."

Councilman Densieski: "Well, I think if you want to do that, what you should do is offer an amendment and see- then we'll know for sure whether we have the votes."

Councilman Cardinale: "Well- "

Supervisor Kozakiewicz: "I think you're going to change the text here and if that's- but if you do want to make an amendment and see if there are the votes, then- "

Dawn Thomas: (Inaudible)

Supervisor Kozakiewicz: "Separate local law moratorium, that's true."

Dawn Thomas: (Inaudible)

Councilman Kent: "Yeah, I'd like to get this one going at least."

Councilman Densieski: "Yeah, me, too."

Dawn Thomas: "That way you don't hold up this and you can- "

Councilman Kent: "Why don't we do a separate one on commercial development?"

Supervisor Kozakiewicz: "That's a very, very good alternative solution to do it that way, consider a second moratorium. That's what we want to do."

Councilman Cardinale: "Do we have- do we- well- "

Supervisor Kozakiewicz: "Rather than delay this, why don't we go forward with this and we can continue the discussion on the other aspect later. I think that's a good idea."

Councilman Cardinale: "I'd like to know if there are three votes for commercial development. So maybe the way to do that is to- "

Supervisor Kozakiewicz: "I don't think there are but- "

Councilman Cardinale: "Then let's find out. Why should I waste my time- "

Supervisor Kozakiewicz: "Why don't we go forward and resolve this and then we can talk about that at work session? Okay?"

Councilman Kent: "So let's go back to the changes we can make to this one."

Supervisor Kozakiewicz: "What are the other substantive changes?"

Councilman Kent: "Yeah, I think we should then change that other- the other sections that Phil had suggested."

Councilman Cardinale: "The first one was on page three, what is the- is it conditional approval or is it a site- map- subdivision map ready for signature by the Town-- Chairperson of the Planning Board."

Dawn Thomas: "The last draft exempted preliminary- "

Supervisor Kozakiewicz: "Preliminary."

Councilman Cardinale: "I know."

Supervisor Kozakiewicz: "Approval."

Dawn Thomas: "Or conditional approval. That's the (inaudible). Rick knows better than me what (inaudible)."

Councilman Cardinale: "But there's a different- there's a conditional final approval as I think Rick will tell us which says that the map is approved but you have to do all sorts of things including putting covenants on the property- "

Supervisor Kozakiewicz: "Administerial."

Councilman Cardinale: "Yes. And I'm suggesting that if we're in that position, there's no reason why we shouldn't include those particular subdivisions. There's no legal reason. As a matter of policy- "

Supervisor Kozakiewicz: "Right. I think what you're suggesting is after someone has gone through all the process and received the final approval, the fact that they haven't been able to go through the other final conditional approval which in essence is a final action by the Planning Board- "

Councilman Cardinale: "Like Health Department approval?"

Supervisor Kozakiewicz: "Right."

Councilman Cardinale: "It's like ministerial? No, it isn't."

Supervisor Kozakiewicz: "Well."

Councilman Cardinale: "Usually it's Health Department approval."

Supervisor Kozakiewicz: "I think what you're suggesting though is that in a case where they go through this, they go through the Planning Board process, they get sketch preliminary final, that at that point it's still not enough and that they should be still stopped from building at that point. I think we're going a long way. Are you suggesting that the moratorium affect these people until the day they actually deliver a map over the county for filing?"

Councilman Cardinale: "I'm suggesting that the point of this, if you're going to do it at all and I have told you that I would prefer that we not have to do it, that we work harder and longer and get this darn thing done, the Master Plan has been languishing, but I'm suggesting that if we're going to do it, we capture as much as possible as an inducement for this Town Board to work hard to get it done."

Supervisor Kozakiewicz: "And I think this does that."

Councilman Cardinale: "Well, it doesn't do it as well as what I'm suggesting which is that we- "

Supervisor Kozakiewicz: "Are you moving to amend it?"

Councilman Cardinale: "Yeah, I just did."

Councilman Kent: "I remember that we did discuss at work session that we were going to- "

Councilman Cardinale: "Barbara made the suggestion."

Councilman Kent: "-- stop the signature from the Planning Board Chairman, that's the point where we were going to- "

Supervisor Kozakiewicz: "Barbara, do you want to come up and just comment? I think there was some discussion at the work session, I think there was some confusion as a result of the discussion so why don't we get clarification and then if there's a motion to amend, we can proceed forward. Rather than continue this."

Barbara Blass: "With all due respect, Phil, I think the discussion had to do with the fact that between a conditional final and the time that an applicant comes in with the covenants in required format that's acceptable to the counsel to the Planning Board- "

Councilman Cardinale: "Health Department approval."

Barbara Blass: "Health Department approval, which we would not present a map, we would not have a map at that late stage that would not be approved by the Health Department, not a subdivision map. Okay? So we require the Health Department stamp before the Chairperson signs the map."

Councilman Cardinale: "I know that. But not before you give conditional approval."

Barbara Blass: "Conditional approval usually- one of the conditions is- "

Councilman Cardinale: "Health Department."

Barbara Blass: "Health Department approval."

Councilman Cardinale: "Precisely my point."

Barbara Blass: "Right. So what I'm saying to you is that we've never had a map that didn't get Health Department approval when it got to the final conditional stage. So you're not gaining anything. Sometimes as you well know, it takes nine months- "

Councilman Cardinale: "That's correct."

Barbara Blass: "For them to get around to actually doing the stamp. The maps have never been changed. It's just a matter of a signature at that point. That would be very unfair, I would think, to have gone the complete process and have because of the, you know, the length of paperwork or the amount of paperwork at the Health Department and that's usually the only reason that there is any delay whatsoever. We've never had a map come back that said the Health Department requires that you make changes. That's the map."

Councilman Cardinale: "Well, just to clarify what we're saying here."

Barbara Blass: "Okay."

Councilman Cardinale: "It's clear that we could do this. It's a matter of what policy this Board elects to take. Legally it is proper to do that."

Supervisor Kozakiewicz: "I'm not sure- "

Councilman Cardinale: "And there's no question that it is proper to do this from what the Town Attorney told me at the time of the work session. So the question really is whether you want to make that cut off when you want to make it or a little bit later."

Barbara Blass: "It's not a question of when I want to make it."

Councilman Cardinale: "Well, it's a question of when they want to make it."

Barbara Blass: "What I'm suggesting to you is that when a map receives conditional final approval from the Planning Board, there is no change at all until that map- "

Councilman Cardinale: "In the map."

Barbara Blass: "In the map, until that map comes back to us. The only thing that changes is that I now put a signature on there. The covenants get recorded. There's nothing substantive- "

Councilman Cardinale: "Unless they seek relief- unless it's required- they are required to seek relief for some reason for the covenants."

Barbara Blass: "That would have been- that would have all been taken care of prior to the articulation of the covenants in an acceptable format. No one comes back- I shouldn't say that."

Supervisor Kozakiewicz: "I think in other words, what you are staying is that the layout of the lots-- "

Barbara Blass: "It's all done at that point."

Supervisor Kozakiewicz: "-- the way the recharge basins have been established, the road profiles, everything is done at that point in time."

Barbara Blass: "The bond is accepted."

Councilman Cardinale: "Is anybody in this position, before we get too excited about this. I mean, is this- do we have anybody who is sitting out there with final conditional approval who you'd like to exempt? Why are we arguing about it? Is there somebody that has a substantive map that has been approved with final conditional- "

Councilman Kent: "Today is not the key day. The key day will be- "

Councilman Cardinale: "Yeah, a month from now."

Barbara Blass: "Do we have final conditional whose maps haven't been back for signature yet?"

Councilman Cardinale: "Yes."

Barbara Blass: "There are- I'm not sure. There may be a couple but that's- "

Councilman Cardinale: "I think this is a preference item. What I- and I don't think it's that significant. I'll grant you that much, Barbara. But the other ones are such as whether we're going to do commercial and I think that's significant. And I also think that- "

Supervisor Kozakiewicz: "So you're not happy with the solution that's been offered?"

Councilman Cardinale: "I can live with the solution that's been offered on that particular issue."

Supervisor Kozakiewicz: "All right. Okay. So- "

Councilman Cardinale: "So I'm not going to make a motion on that if that's what the sense of the Board is. However, on the next one, when I asked that we consider including commercial, I think the answer was it would be impossible to do this consistent with law because we've got all of our background information consistent with the residential moratorium and I'll accept that as well.

I think that we should devise another- another moratorium- I think that we should consider for the same reason we're doing the residential, do the commercial.

The last thing on that page four was the period- is it going to be 12 months or are we going to release as was suggested by Chris?"

Councilman Kent: "Well, no, what the answer to that was that there might be some segmentation argument. If we start releasing properties based on portions of the Master Plan that have been approved- "

Councilman Densieski: "But not adopted."

Councilman Kent: "But not adopted."

Councilman Cardinale: "Okay."

Councilman Kent: "Because we're going to have to do a- we're going to have to do one GEIS- "

Councilman Cardinale: "I think that's a reasonable response, too. And on the fourth point I made, 100906, maybe we can get this done. This - are we going to make a change there where it says residential minor subdivision applications of tracts consisting of less than 10 acres or is that adequate language in the opinion of the majority of the Board?"

Councilman Kent: "So we are going to allow as an exclusion, if you read this in the positive, we are going to allow major subdivisions of less than 10 acres. They would be excluded from the moratorium."

Councilman Cardinale: "That's- yes."

Councilman Kent: "If you read this- "

Supervisor Kozakiewicz: "Right."

Councilman Kent: "Is it- I don't think we touched on the- "

Councilman Cardinale: "We don't want to do that. We're excluding residential minors."

Councilman Densieski: "Why are we excluding- "

Councilman Cardinale: "All residential subdivision- shouldn't we- "

Councilman Kent: "That's what it says."

Councilman Cardinale: "Yeah."

Dawn Thomas: "On pieces less than 10 acres only. I think the basis for that was because the agricultural preservation was the legislative intent and there's probably not a terribly large amount of agricultural activity going on on properties less than 10 acres."

Councilman Cardinale: "Why don't- "

Supervisor Kozakiewicz: "Barbara, do you want to comment on that? And then we can take this up."

Barbara Blass: "My only comment would be that it is possible that there will be a recommendation to rezone residence C zoning use district to allow for the minimum lot size to be 40,000 as opposed to 20,000. So in that case if you had a 10 acre parcel, you could come in with a major subdivision of 20,000 square foot lots and it's something that- it's up to the Board as to whether they would want to embrace that kind of division or include that or not. It's a possibility looking at residence C zoning use district."

Supervisor Kozakiewicz: "All right. Well, it's up to the Board what you want to do as far as this is concerned."

Councilman Densieski: "I'd like to take the majors out."

Councilman Lull: "I would, too."

Councilman Cardinale: "So it would read residential minor subdivisions are excluded."

Councilman Densieski: "Minors of less than 10 acres."

Supervisor Kozakiewicz: "No, no, no. Residential minor subdivision applications."

Councilman Cardinale: "If they want to make them five acre each- "

Supervisor Kozakiewicz: "Then you take out the rest of that sentence. Right, okay. With that change, is the resolution being offered?"

Councilman Cardinale: "Yeah. I think the only other thing we can clean up later, the fuzzy language on the exemptions."

Supervisor Kozakiewicz: "I think it was just discussion. I

don't know if it's been offered. Has it been offered, Barbara?"

Barbara Grattan: "Yeah- "

Councilman Kent: "Yeah, it was moved and seconded and then we started the discussion."

Supervisor Kozakiewicz: "Okay, so. So it's moved and seconded with that one amendment. Is that what we're agreeing on?"

Councilman Kent: "Like I said, there's some language things, but they're not- "

Supervisor Kozakiewicz: "Right. But those are spelling- "

Councilman Kent: "Spelling mistakes- (inaudible) mistakes."

Supervisor Kozakiewicz: "Right. So that one section on page five, exemption. Okay. Moved and seconded with that one change on page five."

The Vote: "Densieski."

Councilman Densieski: "Yeah. I would just like to say that this moratorium has teeth and I'm going to vote yes. This is to post and publish but the language here has teeth. I'm going to vote yes."

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

Councilman Cardinale: "Of course, I'm going to vote yes to post and publish and I'm looking forward to the comments of the public."

Councilman Kent: "What's the date of the hearing though? I don't see it."

Barbara Grattan: "Are you voting yes?"

Councilman Cardinale: "Yes."

Dawn Thomas: "It's going to be on the resolution."

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

Councilman Kent: "I was looking for the date we're actually going to have- "

Councilman Densieski: "The next meeting."

Barbara Grattan: "On the 16th day of October, 7:20 p.m."

Councilman Kent: "Where do you see that?"

Supervisor Kozakiewicz: "Must be a second page- "

Councilman Kent: "We don't have it, okay. I'll vote yes."

Councilman Cardinale: "I'm wondering can Mr. Amper speak with his wired jaw? We may want to--"

Councilman Densieski: "We can only hope. Not."

Councilman Kent: "Yes. I vote yes."

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

Supervisor Kozakiewicz: "The last time I was called fraud for going along with the moratorium. I'm not really sure what that meant."

Councilman Cardinale: "I want him to have clarity of diction at this meeting here."

Supervisor Kozakiewicz: "For purposes of publishing and posting, I'll vote yes."

Barbara Grattan: "And you have those changes, Chris?"

Councilman Kent: "Oh- "

Supervisor Kozakiewicz: "There was only- the (inaudible) changes we'll make, but the one major was just that one on page five."

Barbara Grattan: "Yeah, I just have that one page."

Supervisor Kozakiewicz: "1050, Resolution 1050."

Barbara Grattan: "1050, Councilman Densieski."

Councilman Lull: "Barbara, Barbara, the only change- oh, you'll make the other ones. Okay."

Councilman Densieski: "I go from 1049 to 1051."

Supervisor Kozakiewicz: "1050 is- "

Barbara Grattan: "1050 is- "

Supervisor Kozakiewicz: "-- the generator. Hey, guys, 1050."

Resolution #1050

Councilman Densieski: "Okay. Corrects opening date on Resolution #1002 of 2001 and authorizes the Town Clerk to publish and post a notice to bidders for ONAN/CUMMINS Gen Set, Model 60 ENA Generator. So moved."

Supervisor Kozakiewicz: "Is there a second?"

Councilman Lull: "I'll second it."

Supervisor Kozakiewicz: "Moved and seconded."

The Vote: "Densieski."

Councilman Densieski: "We're going out for bid, right?"

Supervisor Kozakiewicz: "Re-bidding."

Councilman Cardinale: "All right, re-bidding."

Councilman Densieski: "Yes, to re-bid."

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

Councilman Cardinale: "Yes, to re-bid."

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

Resolution #1051

Councilman Lull: "Adopts the findings statement supporting the special permit petition of Headriver, LLC."

Supervisor Kozakiewicz: "Who's the second on that?"

Councilman Kent: "I'm the second."

Supervisor Kozakiewicz: "All right."

Councilman Kent: "Some discussion."

Supervisor Kozakiewicz: "Discussion."

Councilman Kent: "We were just given this resolution tonight and it's nine pages of technical writing. I tried to read it tonight while I was sitting up here which I usually make my best efforts, but I only got to page six. So I don't know. I know we had some time constraints- "

Supervisor Kozakiewicz: "We could wait until twelve and vote then."

Councilman Kent: "I mean, I don't know if anybody else read this whole thing. It was given to us as part- "

Councilman Cardinale: "Unless there's time constraints, I would suggest we table in that case."

Supervisor Kozakiewicz: "There is time constraints. It needs to be done today. We're past the SEQRA timetable."

Dawn Thomas: "In the resolution where we dealt with the socio-economic impact, we identified a third day time period starting tomorrow."

Councilman Cardinale: "So what are they going to do if we go over?"

Dawn Thomas: "Well, I don't know."

Councilman Cardinale: "I mean there's so many time periods that have been blown on so many applications in this Town, in order to let the guy read it, it seems to me we ought to do that."

Councilman Densieski: "Table it."

Dawn Thomas: "It's just, you know, (inaudible)."

Supervisor Kozakiewicz: "You've worked on this with--"

Dawn Thomas: "We received the e-mail from our consultants this morning and it's been, I think, they were pushing very hard to get it done for tonight. And Rick and I then took it and worked on it basically the better part of today and- I'm sorry?"

Councilman Lull: "Except when I interrupted you."

Dawn Thomas: "Oh, that was okay."

Councilman Cardinale: "This is a major project and a major determination, however. And we have not had the opportunity to discuss it even if we might have read it very quickly."

Councilman Densieski: "Um- "

Councilman Lull: "When is our next- when is our first meeting to discuss the budget?"

Supervisor Kozakiewicz: "Tomorrow night, five o'clock, to talk about the budget."

Councilman Cardinale: "So why don't we just do it then."

Supervisor Kozakiewicz: "We need to waive notice if that's what you wish to do. We could take it up tomorrow night. Gives a day- "

Councilman Kent: "I'm surprised nobody was here from the public to discuss this tonight. I thought this would be- there would be at least a couple people come up to the microphone to discuss this. But that's okay."

Supervisor Kozakiewicz: "This is a findings. Right. It's not an approval of the project."

Councilman Kent: "No, no."

Supervisor Kozakiewicz: "So, I know it's been worked on, it's been analyzed by the consultants, Rick and Dawn worked on this. I had a chance to look through it quickly. Grant it, it's been late. It's processed under SEQRA and let's take up the vote if there's no further discussion. It's been moved and seconded?"

Councilman Kent: "It has. Jim moved it; I seconded it."

Supervisor Kozakiewicz: "Okay. Let's take up the vote."

The Vote: "Densieski."

Councilman Densieski: "Yeah. We did get a nine page document that I did not read but I did discuss thoroughly with the Town Attorney and I don't think it's quite as serious as we're making it to be up here. It's findings. So I'll vote yes."

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

Councilman Cardinale: "As frightening as it is, I agree with Ed and I will vote yes."

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

Councilman Kent: "I'm going to abstain."

The Vote: "Lull."

Councilman Lull: "Yes. It would be nice to have had more time, had some discussion this afternoon as it was going along but that's- that was only in portions. So, but I will vote yes. I have confidence in (inaudible)."

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

Resolution #1052

Barbara Grattan: "Now, Resolution 1052 is to pay bills."

Councilman Cardinale: "So moved."

Councilman Densieski: "Second."

Supervisor Kozakiewicz: "Moved and seconded."

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

Resolution #1053

Barbara Grattan: "Now we've got Resolution #1053. Councilman Cardinale."

Councilman Cardinale: "Yeah. I'm going to- on Resolution 1053,

I had referred to it earlier. It had been presented today. It is not particularly- first of all, I want to say I'm grateful that the Supervisor and the Town Attorney are moving in the direction of greater and greater frustration with Cablevision and are inclined to take more seriously my suggestion that the only way to deal with them is litigation.

In the interim period, as we are making that determination together with our Florida counsel, I think that this would be an appropriate action. And what this action I'm asking for and I alluded to earlier is simply this, that

Whereas Cablevision has breached and continues to breach the current franchise agreement with the Town by refusing to place in operation a full time second public access channel.

Whereas the Town requested same on April 28th pursuant to contract, and Cablevision acknowledged receipt of such request.

Whereas, Cablevision has previously in their letter of August 26, 1999, acknowledged and classified Riverhead Town Board meetings as produced by the Town with the assistance of Cablevision staff and recently reclassified Town Board meetings as Cablevision owned local origination programs.

Whereas, Cablevision has credited past productions of Town Board meetings as being produced by the Town.

NOW, THEREFORE, be it resolved that the Town Board directs that the Supervisor by copy of the resolution herein immediately give notice to Cablevision demanding it establish a second PEG channel as required in its current franchise agreement.

RESOLVED, that the Town Board directs that the Supervisor, by copy of this Resolution, immediately give notice to Cablevision demanding it cease and desist classifying east end Town Board meetings as local origination programming and again classify same as governmental programming.

RESOLVED, that the Town Board directs that the Supervisor by copy of this Resolution, immediately give notice to Cablevision that until a second PEG channel as required by the current franchise agreement is place in operation and until east end Town Board meetings are properly classified governmental programming produced by the Town with the assistance of Cablevision staff, all further negotiation of any

franchise renewal agreement shall be suspended.

I think that that's a reasonable action to take at this moment in response to Cablevision's intransigence and I would ask for the support of the Board."

Supervisor Kozakiewicz: "I would almost agree with Phil on this one."

Councilman Kent: "Did we move the resolution?"

Supervisor Kozakiewicz: "I don't know. Were you moving it?"

Councilman Cardinale: "So moved."

Supervisor Kozakiewicz: "Okay."

Councilman Kent: "I'll second it."

Supervisor Kozakiewicz: "Okay. Moved and seconded. Discussion?"

Councilman Lull: "Yeah, I- Phil, I think the most important thing in this resolution is the second Resolve clause. And I think that's something that we certainly have agreement on. I think everybody here is in agreement on it. The first Resolve clause, I had a question in our discussion in the work session because there was a mention of the fact that this- the question about that being a-- whether or not that is possible and the third Resolve clause, it was my understanding that what we were going to do at the next work session or in a work session in the near future, that we would have a conference call in a work session which included our own Town Attorney and included our outside attorneys on this issue, (inaudible), on this issue.

I would prefer to hold off on Resolve clauses one and three until we've had a chance to have that discussion. At the same time, make the demand with the second Resolve clause, that they cease and desist classifying east end Town Board meetings. I mean there's no question about the fact that that's something that needs and can take immediate action. I would prefer to have a chance to talk about the other with our attorneys from Florida in a conference call."

Supervisor Kozakiewicz: "So what you're suggesting is that we consider moving Resolution 1053 but only insofar as it deals with the

classification."

Councilman Lull: "It's Phil's resolution."

Councilman Cardinale: "Yeah. I- it's late and I understand that and I think that's a fair compromise for this evening and we'll take up the next of it at the next work session. So I will offer it as indicated with those resolutions- with the first and third Resolve clause stricken so that we are Resolving- I'm sorry it would be the first- the only Resolve clause remaining would be that we immediately give notice to Cablevision demanding it cease and desist classifying east end Town Board meetings as local origination programming and again classify same as governmental programming."

Councilman Lull: "Yes."

Councilman Cardinale: "We will put off until next week the issue of whether to demand the channel- "

Councilman Lull: "Or how to."

Councilman Cardinale: "-- and how to- "

Supervisor Kozakiewicz: "And what appropriate action to take based upon their response."

Councilman Cardinale: "And whether we should- right, right."

Supervisor Kozakiewicz: "All right. Councilman Densieski."

Councilman Densieski: "Are we still on discussion, right?"

Supervisor Kozakiewicz: "Yes, 1053."

Councilman Densieski: "Okay. I have to point this out because Phil does this to me all the time. I received this at about quarter to seven tonight and Phil said earlier, and I'm going to quote Phil's exact words, he likes to discuss and debate this- these items at work session. Phil, did you say that?"

Councilman Cardinale: "I did. I do."

Councilman Densieski: "Thank you. I would like to discuss and debate this. I think it's pretty good."

Councilman Cardinale: "Good."

Councilman Densieski: "But I would like to know what our legal counsel also has to say before we go voting on this so I'm going to make a motion that we table it but I think it's pretty darn good."

Councilman Cardinale: "All right. Why don't we do this. It's 10:30. I think rather than- I think that's a good idea. I'm going to join in your motion to table. We'll take it up because I think the substance is more important than whether we do it- "

Supervisor Kozakiewicz: "There's a motion and second to table. Vote, please."

The Vote: "Densieski."

Councilman Densieski: "Because of Phil's comments, I'm going to vote yes."

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

Councilman Cardinale: "Let's table it and bring it up before the next meeting."

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

Councilman Kent: "Yes, to table."

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

Councilman Lull: "Yes. That's for the offer."

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

Supervisor Kozakiewicz: "Yes. Before we go. I want to make sure that, Rolph, you got your answer about that five minute gap? That it was due to the changing of the tape and not due to anything nefarious or covert. Well, but I just want to make sure you got your comment from them. Thank you."

Councilman Lull: "That was Rosemary Woods who- "

Supervisor Kozakiewicz: "Vote yes on to table. And is there a motion to adjourn?"

Councilman Cardinale: "Motion to adjourn."

Councilman Kent: "Yes, move to- "

Supervisor Kozakiewicz: "No objection. We're adjourned."

Meeting adjourned: 10:32 p.m.

*Barbara Gattan
Town Clerk*