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Minutes of a Regular Town Board Meeting held by the Town Board of the Town of Riverhead at Riverhead Town Hall, Howell Avenue, Riverhead, New York on Tuesday, April 4, 2006 at 7:00 p.m.

Present:

Philip Cardinale,	Supervisor
Edward Densieski,	Councilman
George Bartunek,	Councilman
Barbara Blass,	Councilwoman
John Dunleavy,	Councilman

Also Present:

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

Supervisor Cardinale called the meeting to order.

Supervisor Cardinale: "Are you set? Okay. It being a few moments after seven, we're going to start the meeting. Maybe, John, could you lead us— John Stefans, could you lead us in the Pledge?"

(At this time, the Pledge of Allegiance was recited, led by John Stefans)

Supervisor Cardinale: "Okay, the first order of business is to approve the minutes of the April 21st meeting and the special board meeting minutes of March 23rd. Could we have a motion to approve those two sets of minutes?"

Councilman Densieski: "So moved."

Councilman Bartunek: "And seconded."

Supervisor Cardinale: "Moved and seconded. Can we have a vote?"

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The minutes are approved."

Supervisor Cardinale: "Would you tell us about the Reports, please, Barbara?"

REPORTS:

Receiver of Taxes
Total collected to dated:
\$55,138,609.54

Utility collections report
for March, 2006, total
collected: \$219,339.28

Juvenile Aid Bureau
Monthly report for
February,
2006

Town Clerk
Monthly report for March,
2006, total collected
\$12,149.98

Building Department
Monthly report for March,
total collected
\$183,086.00

Bid Report
Outboard motor boat
engines
(2) opened March 31, 2006
One bid was received from
Great Peconic Bay Marina
Bid price was \$32,328.46

Barbara Grattan: "I think that concludes Reports."

Supervisor Cardinale: "Okay, Applications, please."

APPLICATIONS:

Site Plan
PC Richard and Son

Suffolk Performing Arts
Theater - Phase I

Special events
Calverton Links, May 12
to
July 7 - 8 am to 1 am

Riverhead Elks Lodge, April 9
11 am to 4 pm - treasure hunt
BBQ, band
Peconic Bay Medical Center -
May 11 to 14 garden festival

Barbara Grattan: "That concludes- "

Councilman Densieski: "Barbara- "

Supervisor Cardinale: "Ed, there was a correction in the report."

Councilman Densieski: "Yeah, the bids that came back for the outboard engines, came back at \$132,000- "

Barbara Grattan: "You got a corrected Report, also, yesterday."

Councilman Densieski: "Okay. I didn't get (inaudible)."

Barbara Grattan: "That concludes Applications."

Supervisor Cardinale: "Thank you. Okay, thank Barbara. Can you tell us the Correspondence now?"

Barbara Grattan: "Sure."

CORRESPONDENCE:

Greater Calverton
Civic Assoc. Regarding
1998 Peconic
LLC proposal

Lawrence Rehm and
Richard regarding
Suffolk

Lawrence
Theater's
purchase of
Parking district property

Robert Castaldi
Regarding
Suffolk
Theater's restoration &
comments regarding
Apollo-Spector Group
proposal

Public Parking
Liaison Group
Regarding objection
to
sale of parking district

property to Suffolk
Theater

Elizabeth Strebel
Regarding
sale of
Parking district property

Barbara Grattan: "That concludes Correspondence."

Supervisor Cardinale: "Thank you, Barbara."

Barbara Grattan: "You're welcome."

Public Hearing opened: 7:12 p.m.

Supervisor Cardinale: "Thank you. We have seven public hearings this evening, the first to begin at 7:05. It being 7:12, I am going to open the first hearing which is in regard to the purchase of development rights on 20 plus or minus acres of agricultural land owned by Tri-State Horticultural Services, Inc., Joseph Alberta, located on the east side of Cross River Drive at a proposed price of \$69,300 per acre.

The- I'm going to open the hearing. I'm going to take any comments anyone wishes to make this evening. We're going to have to post the property and reconvene the hearing at the next meeting on April 18th in any event. That is also true of the second hearing.

But we've introduced it. Did you want to add anything to the notice of announcement?"

Dawn Thomas: (Inaudible)

Supervisor Cardinale: "Hit it and I'll tell you. I don't think so. Peggy is going to help you out, I think."

Dawn Thomas: "Switch down for off. It should be on."

Supervisor Cardinale: "Okay, great."

Dawn Thomas: "Can you hear me now?"

Supervisor Cardinale: "There you go. I can hear you."

Dawn Thomas: "As the Supervisor indicated, this is a public hearing to consider the purchase- or the sale of development rights for purchase of development rights on 20 acres of a 26 acre parcel owned by Tri-State Horticultural Services, Inc., Joseph Alberta. Six

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acres along Main Road will be left out of the sale to accommodate the existing structures and future improvements.

The price is \$69,300 per acre for a total of \$1,386,000.00.

An appraisal was completed by Patrick Gibbon Associates on November 17, 2005 and updated on March 9, 2006 and supports the price.

The yellow indicates the piece that's being considered. The green indicates the pieces nearby that are already preserved.

And I think you mentioned that we're going to continue this public hearing- "

Supervisor Cardinale: "Yes."

Dawn Thomas: "-- at a later date, too, because of the posting--"

Supervisor Cardinale: "Posting issue, yeah."

Dawn Thomas: "Posting- "

Supervisor Cardinale: "It was noticed in the paper, it was not posted on the property. We're going to correct that and reconvene it next meeting on August- April 18th."

So if there's any comment and you're here now, we want to be able to take it, so if you have any comment, please make it. Okay, and if there is no comment on this particular evening, you'll have an opportunity two weeks from tonight.

It being 7:14, I'm going to close- not close but adjourn to the April 18th date and ask that the property be properly posted as well as to accomplish the requirements."

Hearing left open to April 18, 2006

Public hearing opened: 7:15 p.m.

Supervisor Cardinale: "The next hearing is scheduled for 7:10. It being 7:15, we're going to open this hearing. It is for the consideration of the purchase of approximately 4.9 acres of vacant lands owned by Maurice Goldman, located on the northerly side of East Main Street, for \$245,500.00.

This is the same situation. We're going to open it, adjourn, reconvene next- two weeks now, but we want to take comment and why don't you introduce it, please."

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Dawn Thomas: "Yes, this is a public hearing to consider the purchase in fee which means not just development rights, the entire parcel, an open space purchase of 4.9 acres owned by Maurice Goldman. The price is \$245,500. The March, 2005 appraisal was updated by Patrick Gibbon & Associates in February and supports the price."

Supervisor Cardinale: "Thank you, Dawn. You had a comment, Hal?"

Hal Lindstrom: "I'm speaking on behalf of the open space preservation committee. We would like to recommend that the town board approve this-- the purchase of this Goldman parcel. The map number is 600-109-2-121. It is located on East Main Street on the northern side. There are a total of 4.9 acres. The purchase price is \$245,000."

This is an environmentally sensitive piece of land because of the water element. Most of this parcel is covered by marsh. It is an important stop over for migrating water fowl and plays host to many wading birds such as the Great Blue Heron, Great Egret, Snowy Egret, and many more.

There is also-- there are also parts of the property covered with hardwoods, mostly oak. There was some holly on there. Throughout the property there are some natural trails that could be used for passive recreation if they were cleaned up and marked. There is quite a bit of debris on some of the property that would have to be cleaned up."

Supervisor Cardinale: "Could you locate-- this piece is on-- "

Hal Lindstrom: "It's right next to SAP Automotive."

Supervisor Cardinale: "East or west?"

Hal Lindstrom: "It's just west of there-- "

Supervisor Cardinale: "West of there."

Hal Lindstrom: "On the west side. There is an easement on the left to get to that property which would go right into some of the trails there."

Supervisor Cardinale: "Okay. But it's just west of SAP you said?"

Hal Lindstrom: "Right. It's on the west side of that building."

Supervisor Cardinale: "Yeah, right. And it's 4.9 acres."

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Hal Lindstrom: "It's 4.9 acres and most of it is marshland."

Supervisor Cardinale: "That's what I wanted to ask about. I'm very anxious to buy open space and to utilize it as this and that's great that we have one we're considering. But I also want to make sure that we're not buying unbuildable property for buildable prices. Is there enough-- is there any analysis done by the open space committee in that regard as to whether it's a buildable lot?"

Hal Lindstrom: "I think it's what-- two lot build out or-- "

Councilwoman Blass: "Definitely one. It's questionable whether it's-- "

Hal Lindstrom: "Possibly two. I was over there today looking at the property and it looks like, you know, one possibly two build out."

Supervisor Cardinale: "So you've got me worried because you said most of it was under water marshland."

Hal Lindstrom: "No. There's an area where there's hardwoods and some trails."

Supervisor Cardinale: "Right, you did say that, too. You're right."

Hal Lindstrom: "Right."

Supervisor Cardinale: "Okay. That's helpful and thank you for service-- "

Hal Lindstrom: "And some of the trails go right to the waterfront, some of the water elements in there, so-- "

Supervisor Cardinale: "And it certainly is right in the middle of things."

Hal Lindstrom: "Right."

Supervisor Cardinale: "Go use it sometime."

Hal Lindstrom: "If you go back, it's completely, you know, I don't know what that abuts, but I went back there and it's just all natural wooded areas on the opposite side of the water. So-- "

Supervisor Cardinale: "Yeah, that is pretty-- "

Hal Lindstrom: "-- it continues on."

Supervisor Cardinale: "I go by there often on the way to work."

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Hal Lindstrom: "I think if we mark it, people will know, you know, that it is an area that people can use."

Supervisor Cardinale: "Good."

Hal Lindstrom: "Thank you."

Supervisor Cardinale: "Yes, Nick, how are you?"

Nick DiPierro: "Fine. Nick DiPierro from Wading River. I go by this property quite frequently. Along— a little further east there is also another parcel of vacant land that is heavily, heavily contaminated with litter.

I want to ask about this potential purchase of this property. Would that be open to the public and who would maintain and care for the property once it becomes part of the public domain."

Supervisor Cardinale: "That's a very good question. We've done some work on that over the last couple of years. When we buy open space, we pay more because we pay the full value for the fee title as opposed to just the development rights. And we want to get more use out of the open space land.

There's a committee now, I think it's this committee, isn't it? That is in charge not only of the purchase but of the maintenance and the development, I guess that's a bad word. The stewardship, that's the word, the stewardship of the piece. And that's why we're interested in this piece because it's right in the thick of things. People might actually get a chance to walk on it and use it."

Nick DiPierro: "It would be good if it would pass down to the river. I guess that's part of the riverways there. But just as long as the public would have access to it and it wouldn't become an eyesore, like, you know, a lot of places become."

Supervisor Cardinale: "Thank you."

Nick DiPierro: "Thank you."

Supervisor Cardinale: "Yes, come up, please."

Ed Purcell: "Ed Purcell, East Main Street. Actually, this is something I can actually speak on from experience. This property is— part of it is adjacent to mine and my mother's and I grew up playing in the woods back there.

It's formerly a duck farm. Mr. Goldman, oh back about 30 years ago, adjusted it a little bit so that it's not exactly a natural

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(inaudible). One of the streams, he adjusted it a little bit so that you could go out to the pond back there, out to the Millbrook Pond."

Supervisor Cardinale: "I see."

Ed Purcell: "It does need a lot of clean up. In the past, people would come back there, because that used to be a road that went through and came out where the condos area. There used to be a road that went right from East Main Street, a dirt road- "

Supervisor Cardinale: "Really?"

Ed Purcell: "-- because it went through the duck farm. There is on that property still a foundation of one of the duck farm buildings. And you're probably right, one, maybe two houses could be built on it. But I'm kind of dubious more than one, primarily because of all the limitations with the wetlands.

I'd say probably about at least half of it is wetlands completely and actually it affects the water in the cellar here because if the water doesn't flow properly through it, it backs up and you end up with higher water levels.

I'm not necessarily against buying it. I think it might be a good idea if you're going to clean it up and adjust it just a little bit and actually it might be a nice place to walk in but you'd have to do an awful lot of cleaning up to get a lot of debris and maybe even the duck farm old building that's back there so that nobody would get hurt back there by walking around.

Normally deer do walk back in there. They come across East Main Street and they're in there on a regular basis. I know my dog gets loose and chases them. But no, I have extensive- I know all about this piece of property. And it would be a nice piece of property for people to come back- and you could probably go out to the pond because there is a road that Mr. Goldman made from the egress- from the 15 foot wide right of way into the heart of the piece of property.

There was also a house- well, at least a foundation- another foundation. I don't know if he took it out completely but there was another foundation which you can't see now because it's filled in, just as where you turn around- where, if you drove in there, where you'd think you'd turn around, there was a foundation there. That as kids we used to shoot BB guns at bottles and break them in the foundation. But there are a few foundations there that you'd might have to do something with.

But, I'm not sure, I'm just concerned about taking it off the tax rolls, you know, losing the tax money.

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Other than that, it's a good idea."

Supervisor Cardinale: "Thank you. Any other comment this evening? If not, we have to adjourn as I discussed— to reconvene it on the 18th of April. You'll have an opportunity to comment then as well.

It being 7:24, I'll adjourn it to the 18th."

Public hearing adjourned to April 18, 2006

Supervisor Cardinale: "And move to the 7:15 hearing."

Public hearing opened: 7:25 p.m.

Supervisor Cardinale: "Which is for the consideration of a local law to amend Chapter 45 of the town code entitled Alarm Systems. Dawn, you want to comment and also I think there was a document from the Fire Marshal that we want to get into the hearing record. Please, go ahead. Do you have that? Okay?"

Dawn Thomas: "Yeah, they're related. The amendments are related.

The amendment proposed to Chapter 45 which is entitled Alarm System would change the permitting and collection agency from the town clerk to the police department. And this is a change that we've discussed for some time and we've finally gotten it into written form and are proposing it to the board. I think the police chief and the town clerk were both in support of the amendment.

The subsequent public hearing, the Chapter 64, is related in that the changes are being proposed are making— just to make it consistent with the proposals in Chapter 45. So you can open that one when you're ready."

Public Hearing opened

Supervisor Cardinale: "Okay. It being 7:25, I'm going to open them so we can hear comment together. Is that a good idea?"

Dawn Thomas: "Yeah, I think— "

Supervisor Cardinale: "Okay. So I'm going to open the 7:20 hearing is for the consideration of a local law to amend— as she just indicated, Dawn, Chapter 64 of the town code entitled Fire Prevention, also, I guess, in regard to alarm systems. Correct?"

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Dawn Thomas: "Correct. And it's- what we do now, is we give permits for fire alarms and we do collections for false alarms and those were previously under the auspices of the town clerk. The police chief would like to take it under his department and according to my notes his department is better equipped with staff and resources to accept the permits and monitor false alarms. Therefore (inaudible)."

Supervisor Cardinale: "Thank you. The- I was- I noted the chief is laughing and crying back there because I don't know if he really desires to take it over but he will be taking it over. But the- I wanted to correct that, Chief, I know. I don't think you desired to take over the dogs either, but you got them."

Anyway, on these two hearings, I noted that there was- when was it yesterday or maybe it was today, Newsday article- a Newsday article on the front page or very close to the front page on the county considering similar legislation to put some limit and some fines on the numerous alarms that the police are chasing down and the fire district, which are false alarms.

Anyway, that is what we're doing in these two hearings. If there's a comment, I'd like to hear it, so would the rest of the board. And as indicated we're trying to adjust it by giving it to the department that can handle it most readily.

If there is no formal comment, I will note that it's 7:28, close this hearing, and leave it open for five days for comment in writing if somebody gets a belated burst of insight or energy."

Public hearing closed: 7:28
Left open for written comment
for five days

Public hearing opened: 7:28 p.m.

Supervisor Cardinale: "There's a hearing that we're supposed to be able to open at 7:25 for the consideration of a local law to amend Chapter 108 for the Calverton Office Zoning Use District which is to cover approximately 140 or so acres up at the Grumman site. There is another which follows for approximately 450 acres of light industrial zoning at the Grumman site. I would like to open now the 7:25 hearing and that has to do with the office zoning use district and take any public comment that would like to be made."

I would also- I know that we have reviewed it and there are a few of the sections that needed- that will be adjusted notably the following: at 108-143C l and m when we're announcing the uses-

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accessory uses in this district, we announce that you can-- signs and trash compactors and dumpsters screen are permitted, well they are but they're not a use, so we're going to delete that eventually I think.

Also we want to add an L, at least this discussion has taken place. I'd like to hear comment if anybody has any, within the Board. We need an L which we read something to the effect, thank you, okay, something to the effect that an owner or lessee of property within the Calverton office zoning use district may as part of a site plan approval or when otherwise necessary, be granted a runway use agreement consistent with the rules and regulations of the use of the runway as adopted or amended from time to time.

These two-- the districts that we're considering are east of the operating runway, Burman is west, and we want to make it clear that these districts, we intend to have possible as an amenity the use of the runway. So that would be likely added. I think that was the only two changes in this district."

Councilwoman Blass: "It deletes the one that's in there now and allows for the operation and storage and maintenance of aircraft as an accessory. We're deleting that entire section and replacing it with just the opportunity to use the runway-- "

Supervisor Cardinale: "Right, that's in the industrial district, right?"

Councilwoman Blass: "It's in both."

Supervisor Cardinale: "Oh, it's in both. Okay. So in both, what is the section in this that-- "

Councilwoman Blass: "In the office district, it's 108-143C. It would be the old section M-- N, to be a new section L."

Supervisor Cardinale: "The old section is N?"

Councilwoman Blass: "The old section is N as in November."

Supervisor Cardinale: "Okay."

Councilwoman Blass: "It's now being deleted, N is being deleted, as is L and M and the new L is the language that you read."

Supervisor Cardinale: "Okay. That's in the-- "

Councilwoman Blass: "Office district which is the one you just read."

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Supervisor Cardinale: "Okay. So that's it for that district. So if anybody has any comment, please make it. If not, we're diligently proceeding with the board and the committee that's looking at this and the town attorney and the planner— where is Richard? Richard has been working hard. And Jack O'Connor is here who is also going to help as the real estate advisor so we're going to get it right and get it done, I hope, in the next few months.

If there is no comment at this time, I would like to leave this open for written comment for five days so that I would take comment through— why don't we leave it open— for written comment through Friday of what is it— Tuesday, this week— so that would be Wednesday, Thursday, Friday, Monday, Tuesday— through Wednesday of next week. Which is what, the 12th? April 12th. Same as the last one."

Public hearing closed: 7:32 p.m.
Left open for written comment to
April 12, 2006

Supervisor Cardinale: "Okay, the next hearing is— and I'm going to close this at 7:32.

The next hearing is scheduled for 7:30. It is for consideration of a local law to amend Chapter 108 to provide for the Light Industrial Zoning Use District. That's the 450 acre area up there and the same issues I would like to just make note the board is considering in this.

The accessory— D, at D of this where we list the accessory uses, should be reading C for starters because A, B then you get to C, not to D. Rick really knew that. So D will be reading C. And at 12, that would be deleted and the language I read, that an owner or lessee of the property in this district, Light Industrial, may as a part of site plan approval of when otherwise necessary be granted runway use agreement consistent with the rules and regs on the use of runways as adopted and/or amended from time to time.

Is there any other change in this district? Okay, other than that, there's no change in that district.

Okay, so that's the Light Industrial. Any comment on the Light Industrial? We're glad to take it, if not, it is available at the clerk's office. You can study it and comment in writing through April 12th and then we'll probably get a new rendition, do another hearing, and then we'll probably be maybe in a position to pass it."

Councilwoman Blass: "Can I just comment for the record?"

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Supervisor Cardinale: "Yes."

Councilwoman Blass: "That I don't know if the rest of the Board, I'm assuming they received letters from the Vice President for Government Affairs for the Long Island Association, Mr. Mitch Palley (phonetic) who said in separate letters addressing each of the zoning use districts, that his organization fully supports this rezoning. So, I don't know Barbara if you have those- "

Supervisor Cardinale: "Barbara, if you don't have them (inaduble)."

Councilwoman Blass: "Thank you."

Supervisor Cardinale: "Okay. It being 7:35, I'm going to close this, leaving it open for written comments to April 12th."

Public hearing closed: 7:35 p.m.
Left open for written comments
to April 12, 2006

Public hearing opened: 7:35 p.m.

Supervisor Cardinale: "Finally we've reached the consideration of a local law to amend Chapter 108 Article I- General Provisions of our code. Would you tell us what that's about, please? Definitional, I think."

Dawn Thomas: "Okay. This is a proposed amendment to Chapter 108 of our- which is our zoning code, specifically our definition section which adds several definitions which include Class A office space, front yard setback and manufacturing."

Supervisor Cardinale: "Okay, do you have a comment?"

Councilwoman Blass: "Only that the manufacturing was corrected to read in the town clerk's copy as light manufacturing. That's the correct definition."

Supervisor Cardinale: "Okay. So those three definitions are defined. If there is there any comment on the manner in which they are defined, we'll take it. If there isn't and- and this does actually happen. Attorneys and others look at it after the hearing so we leave it open for five days to April 12th to let them send us a letter saying, you know, this doesn't make sense or you could better state it in this fashion.

So that's what we'll do. We're closing the verbal testimony, keeping open for written comment to April 12th."

Public hearing closed: 7:36 p.m.
Left open for written comment to
April 12, 2006

Supervisor Cardinale: "It's now 7:36. We're going to move to comment on the resolutions we're about to pass. Yeah, I was just going to say that. If any member of the Board has an announcement or a committee report, fire away."

Councilman Bartunek: "Anybody else? I just wanted to make an announcement. The audio at the last town board meeting wasn't all that great so I'd like to reannounce on Earth Day, April 22nd, the Riverhead Anti-Litter Committee is sponsoring again a town-wide litter clean up. We're going to be meeting at 9:00 at the Elks Lodge. This is on April 22nd at 9:00 a.m. It's only going to run for three hours until 11:30, 12:00 noon.

There are designated areas that we think that really need attention for cleaning up along highways. There are going to be refreshments in the morning and also when people return to the Elks Lodge at 12:00. This year there are also some raffles. The prizes that are going to be given off and get a load of these. Brunch for two at Cooperidge Inn; Rendevous Restaurant, \$20.00 gift certificate; \$50.00 gift certificate at the Village Crossroads, you're interested now, right, Barbara? Calverton Links, \$116.00 value weekday twosome and a \$50.00 gift certificate from the Bayview Inn.

There is literature out in the hallway and if anybody's interested there's like a post card that's on the table that you can fill out for the location that you think you would like to volunteer for. And just return it to me with it stamped on the post card."

Supervisor Cardinale: "Thank you. Does anybody else have a comment, announcement, committee report?"

If not, I'd like to— you had something? I had— we have 294 through 335 so I think that adds up to 41 or 42 resolutions.

If there's any comment on those resolutions, we'd like to hear it now before we consider the resolutions. So I'll take that now. If there is no comment, we'll get through the resolutions and then we'll take general comment about anything within our purview.

Yes, Angela."

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Angela DeVito: "Angela DeVito, South Jamesport. I'd like to comment on Resolution 335 which is the policy for decorum for Riverhead town board meetings."

Supervisor Cardinale: "Yes."

Angela DeVito: "First, I'd like to say that I do believe that there is a certain measure of decorum that must be exhibited by all individuals attending public meetings, public hearings held by the town.

And given that, I also would like to comment on that. I believe that any rules for decorum should also not just apply to the public but should also apply to board members as well as any other officials who appear and speak at public meetings on behalf of the town.

But more importantly it's my understanding that the town supervisor is the presiding officer for the town board and as such presiding officer, it is that individual's right to set the rules on how meetings will be conducted, time periods, and such.

And while I believe it's important to seek advice from town council individuals with regard to any sort of rules that need to be set, I still believe that it is 100% within the right of the town presiding officer to set those rules and, therefore, would hope that this policy is not adopted this evening."

Supervisor Cardinale: "Thank you. Any other comment? Yes, Hal."

Hal Lindstrom: "I would also like to comment on 335. I'm glad that part of that was changed but I would like to comment on basic rights.

This is one of our basic rights which this country was founded on, freedom of speech. The resolution 290 introduced at the last meeting by Mr. Densieski would take the right away from us. This is unconstitutional. We should have the right to comment on elected official- on an elected official's behavior if we feel it is inappropriate. Elected officials are not private citizens and should be held to a higher standard.

That's all I have to say."

Supervisor Cardinale: "Thank you. I want to say something myself because we are going to be considering this tonight.

We spent a good- some of you may not be aware including Angela and Hal who I have considerable respect for them and their service in the civics- in the community. We spent a lot of time at the work session on the language and I'd be very interested to hear because I

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think this will pass tonight, frankly, and I indicated I thought we would like to pass this unanimously if we're going to pass it because I want this board to be of one mind in this and many other things.

You're right perhaps about the presiding officer thing, I never even checked, but as it stands, the language as it stands, which we worked on and deleted and did a lot of work in the work session, I don't— regardless of my prerogatives, I don't find offensive. I would run the meetings this way anyway.

We have tried to carefully edit it and I want to try and get a unanimous board but if you have any— you look at that carefully, both of you and anyone else, if there are some things that do still offend, I would like to know about it. Because we tried to delete as a board all those things that would be questionable.

I could tell you exactly what we did do, what we did. For example, in 7, we were joking at the work session that you know it's kind of an American custom if not right to kind of really get upset and angry at your— and call names to your public citizens. We don't want to interfere with that, so we used the word slanderous, you know. If you say I talk too much and I don't make any sense, that's your right, that's not slanderous. That may be accurate.

But we tried to make the language unobjectionable. So if there is objectionable language within the document as it stands, all of us want to know about it because we will change it."

Hal Lindstrom: "I feel that the public should have a right to comment on any matter that relates to town government."

Supervisor Cardinale: "So do I."

Hal Lindstrom: "Including officials. In fact, you know, with all the scandals today, the public has a right to be skeptical of elected officials. Examples, the Jack Aberoff (phonetic) case in Congress. The governor of Connecticut resigning because of corruption. Elected officials in Brookhaven indicted. The Supervisor of Islip, Peter McGowan, just resigned because of corruption.

It is our right to stop ethics violations. We have a responsibility to ensure that unscrupulous individuals do not undermine our town government. Thank you."

Councilman Dunleavy: "Hal, I just want to say we're not saying you can't comment about public officials. Just like it says here, not to make slanderous comments about public officials, residents or others. But you can say anything you want about a public official except that we just don't want anybody to slander anybody in the audience here or anybody else. That's all."

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Hal Lindstrom: "Right. I mean I wouldn't accuse somebody of something that was not proven. Okay. You know, I may state facts that were publicly known or publicly written about."

Supervisor Cardinale: "Which wouldn't be slanderous."

Hal Linstrom: "It's not slanderous."

Councilman Dunleavy: "That's not slanderous. No."

Hal Lindstrom: "I'm not using foul language. I'm just stating facts."

Supervisor Cardinale: "That would continue to be permissible under these rules. I want to make sure everybody understands what these rules are about."

Number one, establish the schedule of public participation. We've already done that. We intend to keep doing that. Simply that I'll take comment now on the resolutions, comment generally later, that's the time.

Establish five minute time allocation to each speaker except for those speakers making a public hearing statement. In public hearings, there's no time limit. In general comment after the resolutions, there would be a five minute time limit. However, practically speaking, my board is simply telling me sometime I'm a little bit too tolerant, try looking at your watch.

Three - require the persons desiring to speak at a public meeting or hearings sign in. Now we did this earlier and we will do it again and we'll take those first. But I assure you that I will also ask the public that didn't put in a signed statement, you know, desire to speak, anyone now that hasn't put in one that wants to speak, you can speak.

Comments by speakers must be addressed to the town board. That everybody knows. You can't start playing to the audience and rousing them up.

Five - discussion between speakers and attendees of the hearing should be prohibited. Speaker may disagree with a subject or prior speakers and comments directed to- a speaker may disagree with or support a prior speaker in his own comments but not from the audience. We already do that.

Comments must relate to the purpose of the hearing or legitimate town business at a board meeting. That we try to do- we have to do

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anyway. People do still come up and give me their recipes and I'll still take them if they're good.

Speakers should present their remarks in a courteous manner and may not make slanderous comments. We want to let you say, you're a fool. That's not slanderous, that's your opinion and that's legitimate. But we don't want— we understand that— if you can find a better word than slanderous, I'm all ears.

We cut 8 - placards, banners, or other signs are not permitted but we discussed and we said you want flyers, have flyers. I'm a little worried about people hitting themselves in the head with the placards or hitting people in the eye.

A person who disregards the directory of the supervisor in enforcing, disturbs the peace or makes slanderous remarks or conducts themselves boisterously and inappropriately should be barred from further comment and forfeit the balance of his time. What that conduct constitutes is actually what is recited in 10. Which is the violation under the law of disorderly conduct.

What the board is telling me there is before you start telling the police to take the man away for disorderly conduct, simply say you're being disorderly, please sit down, stop commenting. I don't think that's ever happened, except to Zabby, and she deserved it. No.

So that's the intent. That's honestly the intent. So if there's any language changes, let me know."

Hal Lindstrom: "Thank you."

Supervisor Cardinale: "Thank you very much, Hal. Okay, Kasperovich was escorted but never charged. Yes, sir."

Nick DiPierro: "Nick DiPierro again. I didn't read this resolution but to me I would think that as a supervisor if someone who attends board meetings week after week after week and that I don't know of any one individual here who does this, but if anyone does week after week pick on any one individual member of the board, individually, that one person, I'm saying if someone here who may not be present now for the sake of not having the time to come here tonight, but who usually attends every board meeting and at every board meeting he would attack the same individual, that would be up to the supervisor to pick up on that and call that person to order and that would be like a personal attack and I think that should be prohibited."

Supervisor Cardinale: "Thank you. Okay. Yes, Angela."

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Angela DeVito: "Angela DeVito. You asked for what is offensive language- "

Supervisor Cardinale: "Yes, please."

Angela De Vito: "-- and I'm not necessarily convinced that I find offensive language here but I do have some questions.

Supervisor Cardinale: "Sure."

Angela DeVito: "In the first Whereas, where the town board has the responsibility to ensure that everyone has the right to participate in public meetings- in public hearings and public meetings, I don't see the following statement as really following out of that, and therefore can reasonably limit the content, length and general nature of public comments.

That has the potential in the future, if we were to and I hope you're here forever Phil--"

Supervisor Cardinale: "Thank you."

Angela DeVito: "-- have a supervisor who wanted to contain or limit discussion, to be able to use this resolution, and that worries me.

The second thing under the various rules and regulations. When you talk about a schedule for public participation, you are only talking about public participation as we now have it, the end of the meeting but no limitation on time."

Supervisor Cardinale: "That's true."

Angela DeVito: "So if we have a hundred speakers, it's five minutes each, we have 500 minutes of public participation. That also has a potential in the future of being misconstrued as to say we will have a 30 minute public participation period afterwards.

The five minute time allocation for each speaker. Is that a cumulative five minutes or five minutes every time we get up to speak?"

Supervisor Cardinale: "The five minute limitation in the general comment period would- "

Angela DeVito: "It's just a time allocation for each speaker regardless of when."

Supervisor Cardinale: "That's a good question. I never considered it to tell you the truth."

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Councilman Dunleavy: "I think that if you speak for five minutes and then sit down, give someone else a chance to speak, later on you can come up and speak again."

Angela DeVito: "It doesn't say that, John. It's not clear. It needs to be clarified."

Councilman Dunleavy: "And the first one establish a schedule when public- that's just a schedule, that's no time limits. That's a schedule during the meeting like at the end of the meeting. That's no time limit."

Angela DeVito: "A schedule can also have a start and end date to it. Any schedules that I have seen do have that. So it can- potentially there is in the future for abuse of this to really further limit public participation in town meetings in that way."

My other question is how are we defining legitimate town business? What is legitimate town business?"

Supervisor Cardinale: "Where is that language?"

Angela DeVito: "That is in number 6 of the purpose of the hearing or legitimate town business. I'm not quite sure how we define that. That is a bit troublesome to me."

And again I will reiterate, the other troublesome part to me is that this policy is one that is just being proposed on the residents of the town of Riverhead and it is not something that applies equally on both sides of the board and it should be. Any policy dealing with decorum should also apply to public officials and it needs to be included there, I think. Thank you."

Supervisor Cardinale: "Thank you. Okay, yes, please further comment."

Sid Bail: "Thank you. Sid Bail, Wading River Civic Association. I think the intent of this is very, very good. Like the basic rules are basically what they're using in Brookhaven right now with the new supervisor, Brian Foley. Everything must go to the chair and etc. and the problem is the consistency. Maybe it's the point that Angela is making, you know. Sometimes even the supervisor who I think is trying to do the right thing will respond to someone who asks a question and then you get into this song and dance. Is that out of my five minutes? We'll give you another minute or so and it's- I don't know, how are you going to keep the time on this?"

I know, Ed, you had your light a few years ago. Are you planning to do something like that, use a mechanical kind of device?"

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Councilman Densieski: "Mr. Supervisor."

Supervisor Cardinale: "Yes."

Councilman Densieski: "Maybe we could keep it kind of informal and you, as the chairman, could, you know, kind of see how it goes."

Supervisor Cardinale: "I think that's what's intended. My definition of success is when people simply come up and say what they have to say so pertinent that who cares if it's six minutes or five minutes and I think it's only in the judgment of a normal person, this person is ranting, then you'd say, hey, that's five minutes, Zabby."

Sid Bail: "Right."

Supervisor Cardinale: "Sometimes it was 10. But I think practically speaking this is all going to be done anyway. But as subtlety as possible. I get your point, that, you know, what are we going to have, an hourglass?"

Sid Bail: "Another practice, you know, it's interesting. I attended a hearing in Brookhaven about a month ago, a little less, a very controversial hearing, it was about the (inaudible) energy plant and a very large crowd and almost evenly divided on a particular issue and some people came very, very early to make sure that their cards were in there. And I know a couple of individuals who were-- the meetings in Brookhaven start at 5:30, were there at 5:00 and they were called at 10:00, you know, their cards were called. So, you know, so I think maybe some care has to be, you know, put in order and, you know, because it's at the discretion obviously of the-- "

Supervisor Cardinale: "Yeah, that would be the point, that the people that took the time to come early and-- "

Sid Bail: "Sure."

Supervisor Cardinale: "-- should be reached early and go home. Frankly, we haven't had the problem. I was on record time until this came up tonight but we've been running two hours generally even with seven hearings."

Sid Bail: "Right."

Supervisor Cardinale: "But you're right. People with-- that come in and fill out a card should be heard first. I guess we could number the cards. Yeah, we could number the cards."

Sid Bail: "I think that would be the fairest way of doing it. And I think it's worth a try. I think decorum is really important."

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Civility gets lost in a lot of things. I've been as guilty of it as some— under certain circumstances. Thank you."

Supervisor Cardinale: "Yeah. More light and less sound. Okay, yes, come up please. And Odell if you had a comment, please come up."

Vince Tria: "Vince Tria. Doesn't Robert's Rules of Parliamentary Procedure--"

Supervisor Cardinale: "They do if we adopted them and if we understood them and since the answer to both of them is no, they don't in this instance."

Vince Tria: "I thought they were adopted way, way back. They were never adopted?"

Supervisor Cardinale: "They may— if you check back through the— when did we start here— I don't know (inaudible), I'm sure somebody adopted them at some point. But they— on a practical basis, I don't think there's anybody on this board that knows them and, frankly, I have better things to do than memorize them, so we don't use them. But they're probably very good and a lot better than these rules would be. But— "

Vince Tria: "I was just curious."

Supervisor Cardinale: "Yes. I don't think— at least not in the last— unless it was done between '02 and '03 and it hasn't— not since '98 have they been adopted, I can tell you that. Yeah, comments must relate to— okay, any other comment? Yes, Hal."

Hal Lindstrom: "I just wanted to comment on Resolution 322."

Supervisor Cardinale: "Yes, sir."

Hal Lindstrom: "I noticed in there it says purchase of development rights. I don't think they have the right wording there."

Councilman Dunleavy: "That's correct, Hal."

Hal Lindstrom: "Okay, that has to be corrected."

Councilman Dunleavy: "It's supposed to be deleted."

Supervisor Cardinale: "Public notice to consider the purchase of property located— yeah. It's not development rights, it's fee title, yeah. Purchase the parcel located— okay, thank you for that correction. We need you because Sal isn't here tonight— Mastropolo. Okay, we're going to consider these resolutions and then take general comment, so, Barbara, could you call 294."

Resolution #294

Councilman Dunleavy: "2006 highway vehicle project budget adoption and we're moving some \$440,000 from bond proceeds and we're buying four highway trucks. So we're moving them to the truck account. So moved."

Councilman Densieski: "Second the motion."

Supervisor Cardinale: "Moved and seconded. Vote, please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #295

Councilman Densieski: "East Creek bulkheading project budget adoption. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #296

Councilman Bartunek: "Exercises the town's option to receive franchise fees from Cablevision. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy."

Councilman Dunleavy: "I'm going to vote yes and the only reason I'm voting yes on this is because this is going to— we have a lot of renters in Riverhead that don't pay taxes and this will capture those renters for whoever watches cable TV. Anybody that doesn't want to pay this has the option to get satellite TV. So I vote yes."

The Vote (Cont'd.): "Bartunek, yes; Blass, no; Densieski."

Councilman Densieski: "I heard a song the other day. It was written by the Beatles. It was written over 40 years ago. The name of it is the Tax Man. I just want to read you a couple lines out of it."

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Should 5% appear too small? Be thankful I don't take it all. If you drive a car, I'll tax the street. If you try to sit, I'll tax your seat. If you get too cool, I'll tax the heat. If you take a walk, I'll tax your feet. Don't ask me what I want it for if you don't want to pay some more.

I think you get the drift. But we as a governing body must collect taxes for many things like paving roads, police protection, ambulance service, etc., etc. The difference with this tax is it's optional. We don't have to collect it. We can collect this tax simply if we want to.

If we choose to levy this optional tax, the hardest hit people will be the elderly and the poor, the two groups of people who need the tax relief the most. Instead of implementing taxes that we don't have to, we should concentrate on tax stabilization.

So I'm going to vote no."

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

Supervisor Cardinale: "I'm going to vote yes. There has been discussion at the work session and good discussion and open, clear discussion. I'm voting yes because this isn't a tax. This is a franchise fee. What it really is is a user fee and what John said is correct. That right now in order to get— let's say this tax generates \$180,000. In order to get the \$180,000, I have to go out and tax on the tax levy, or Laverne does, the residents of this town only. I can't tax anyone but the residents of this town who own real estate in this town. This will— this \$180,000 is thus being collected in that fashion. Now it allow that this franchise fee can be assessed to any user of the cable service. It broadens the base and, therefore, reduces the tax. And so I believe it's the right thing to do. I'm voting yes and— "

Councilman Densieski: "I thought I was going to get you with my song."

Supervisor Cardinale: "I like the song though. The song is true. The song is true. It's a great song and we've got to be mindful that people can't take much more in the way of tax. Neither can we."

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

Resolution #297

Councilman Densieski: "Authorizes the Supervisor to execute a stipulation of settlement in connection with the matters entitled

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Foster A. Romano and Joanne M. Romano versus the Planning Board, Index No. 04-14427 and Foster A. Romano and Joanne M. Romano versus the Town of Riverhead, et al, Index No. 04-21946. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek."

Councilman Bartunek: "Barbara, I was going to ask some questions about this. I'm going to have to abstain on this. I don't know enough about it."

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

Supervisor Cardinale: "Yeah. I asked some questions, George, I had the same issues. I'm going to vote yes. I understand what it's about."

Barbara Grattan: "The resolution is adopted."

Resolution #298

Councilman Dunleavy: "Authorize the law firm of Smith, Finkelstein, Lundberg, Isler and Yakaboski LLP to act as special counsel to the Town of Riverhead Planning Board So moved."

Councilman Densieski: "Second the motion."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #299

Councilman Densieski: "Authorizes legal action against the owners, tenants, occupants and mortgagee of the property located at 46 Segal Avenue, Riverhead, New York. So moved."

Councilman Bartunek: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #300

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Councilman Dunleavy: "Reinstates the excavation permit of TRW Realty LLC pursuant to Chapter 62 of the town code of the town of Riverhead. So moved."

Councilman Densieski: "Second the motion."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #301

Councilman Blass: "Authorizes the retention of Twomey, Latham, Shea, Kelley, Dubin, Reale and Quartararo LLP as special counsel to the town board in connection with the downtown redevelopment project. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski."

Councilman Densieski: "This resolution in my opinion is putting the cart before the horse. We're picking an attorney to represent us in negotiations and it's not clear, at least to me, what the negotiations are for. What are the metes and bounds? How much town property will be lost and at what cost? What does the entire board want. What does the community want?"

The residents of Riverhead and the town board for that matter, are so desperate that something positive happen downtown that it appears to me that we'll accept anything such as a 90,000 square foot building as close as 60 feet from the river.

I can tell you one thing for sure. I am not going to hire a law firm to negotiate any deal that has a 90,000 square foot building 60 feet from the river. More of a conceptual agreement should be made first. The Apollo Group should be confined to the existing footprint or close to it on the south side of Main Street and maintain open space and green space on the river.

Main Street redevelopment should start on Main Street. Community activities, pedestrian tourist activities should be the focus on the river front.

Today I saw another conceptual plan for the north side of Main Street. It preserves Lombardi Park, preserves the church property and

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concentrate the deck parking behind the Woolworth store. That is certainly more in line with the vision I have for downtown.

Now let's do the right thing on the south side of Main Street.

Also, we have to ensure that the Suffolk Theater group isn't hampered in any way by potential deals. We must help the Suffolk Theater come to fruition. There's no doubt in my mind that they are the right people for downtown. They have already made a capital investment and they will open the Suffolk Theater.

So what was the process in picking a law firm to represent the town? There was none. Several firms simply replied to stories in the news. No RFP, no ad to anybody interested, just responses from the news stories. It sounds kind of haphazard to me.

With that said, I think we should wait until we're ready, conceptual agreement in hand before hiring lawyers. The last time we spent thousands of dollars on lawyers before we had a conceptual agreement in hand and that was a disaster, a disaster known as the Wilpon deal.

I have no doubt that this firm is extremely qualified but I don't think we need them yet, so I'll vote no."

The Vote (Con't.d): "Cardinale."

Supervisor Cardinale: "I think Ed's mixing up issues here. We've been meeting for three weeks, four weeks now, and incidentally the plan that you like on the north side was a result of those meetings. But one thing that was also a result of those meetings is that the majority of this board understands that there will be no deal without a south side development. It may be the best looking building or the worst looking building but we're going to make it the best looking but there needs to be a building and Ed's peeling off on that which means that this board importantly is down to four.

As regards to the search for an attorney, an attorney was contemplated from-- we have an inside negotiator, Chris Kent, my deputy has been doing a great job, I believe. We needed an outside attorney. I note that within this that the suggestion of one of the other board members who are still involved, no legal work shall commence unless and until a majority of the town board shall determine it necessary to engage counsel on the project. We'll continue to negotiate the outlines and parameters of this project and we'll only use lawyers at this stage if there is a question of law that needs to be researched and only after three members of the board will agree. So certainly there will be no waste of money.

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There was a search, a pretty extensive one. We looked at least a dozen firms. And this is a specialty practice. We came home to a local firm. Steve Latham of Twomey, Latham and Shea will ultimately represent us. He also represents the town of Glen Cove in their \$250 million dollar waterfront revitalization and he does enormous number-- he does great numbers of work in the real estate area. He also is a well known environmental attorney.

So I think we're making a great move. I'm going to vote yes here and--"

Councilman Densieski: "Phil-- "

Supervisor Cardinale: "Yes."

Councilman Densieski: "I'm sorry to interrupt you."

Supervisor Cardinale: "Go ahead."

Councilman Densieski: "You haven't lost me. I'm going to be part of the solution, I want to work with Apollo, I'm not ready to hire an attorney yet and that's what this resolution says."

Supervisor Cardinale: "I appreciate that."

Councilman Densieski: "I am going to be part of the process. I don't agree with everything but-- "

Supervisor Cardinale: "Thank you."

Councilman Densieski: "-- that doesn't mean that I don't want to work with them."

Supervisor Cardinale: "I appreciate that and I think that has-- I mean I'm not telling any tales out of school that the most troublesome aspect of this is that this board does not want to be remembered as the guys that wrecked forever the riverfront. But we also are mindful that nobody wants it, we'd rather have green all the way down the river and no parking back there but reality is realty. This is a beautiful piece of property and if we're going to make this thing happen, we're going to have to better develop the riverfront."

Barbara has had some very good suggestions with the architects about how you can make a building of the size that they're talking about, it's a 30,000 square foot footprint see through to the river if you do it right and that's what we're also going to try to do.

We're going to also, of course, work with Bob Castaldi and Apollo. The plan that is being proposed is an attempt to do that on

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the north side. So I'm going to vote yes and I'm glad to hear that you're still hanging in there."

Barbara Grattan: "The resolution is adopted."

Resolution #302

Councilwoman Blass: "This is a promotion to maintenance mechanic I in the engineering department. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #303

Councilman Bartunek: "Promotion to maintenance mechanic II in the engineering department. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #304

Councilwoman Blass: "Promotion to maintenance mechanic IV in the water department. So moved."

Councilman Bartunek: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #305

Councilwoman Blass: "Appoints a deputy town engineer in the engineering department. That would be Christine Fetten. So moved."

Councilman Bartunek: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

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

Supervisor Cardinale: "Yeah. I'm pleased to have Christine come aboard. And I also wanted to comment, the promotions that we just gave are very well earned and I congratulate these guys that received them. I vote yes."

Barbara Grattan: "The Resolution is adopted."

Resolution #306

Councilman Bartunek: "Appoints a temporary secretary to the Board of Assessment Review. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #307

Councilwoman Blass: "Accepts the resignation of Fred Liggon who is a water treatment plant operator trainee. So moved."

Councilman Bartunek: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass."

Councilwoman Blass: "Yes, and thanks, Freddie."

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

Resolution #308

Councilman Densieski: "Appoints Riverhead Anti-Bias Task Force members. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. May we have a vote please."

The Vote: "Dunleavy, yes; Bartunek."

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Councilman Bartunek: "Barbara, I'd like to make a small amendment here. For Cynthia Richardson, she e-mailed me that she's a member of the Suffolk County Inter-Faith Anti-Bias Task Force. I'd just like to make a notation of that as to her being a community member and I vote yes."

Barbara Grattan: "Okay, say that again. Suffolk County-- "

Councilman Bartunek: "Suffolk County- if you look down at the bottom for George Woodson-- appointment of George Woodson, he's also a member of the Task Force appointed by Phil."

Barbara Grattan: "Okay."

Councilman Bartunek: "And she's also a member of that."

Barbara Grattan: "Okay."

The Vote (Cont'd.): "Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Supervisor Cardinale: "I also want to- Dr. (Inaudible) Baxter and Anna Rodriguez are new members."

Councilman Bartunek: "Yes, that's correct."

Supervisor Cardinale: "So welcome to that and they've been a great help in this last incident. Yes."

Barbara Grattan: "Okay, resolution is adopted."

Resolution #309

Councilman Dunleavy: "Reappoints members to the town - to the Board of Ethics. And that's going to be Donna Bernard and Irene Pendzick. So moved."

Councilman Densieski: "Second the motion."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Blass, yes; Bartunek, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #310

Councilman Densieski: "Authorizes the fire marshal to attend another training conference. So moved."

Councilwoman Blass: "And seconded."

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Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #311

Councilman Bartunek: "Authorize attendance to parents of Meghan's Law Apple of My Eye seminar. And the- I had a conversation with Jim (inaudible) about this today and I think there should be some amendments to this a little bit, to clarify some of it, Barbara."

In the second Whereas, and I think it should be Whereas attendance of this conference is necessary and appropriate. I think that would make that sound a little better.

In the first Whereas, I think you want to cross out where it says will be to conducting- you want to cross out the to- I think Jim was under a little stress when he wrote this.

And then in the next to the last paragraph, Be it Further Resolved that cross out the, that all related expenses will be \$5.00 per person not to exceed 80 people with a maximum fee of \$400.00. I could actually go over this with you tomorrow and then add with a charge of \$175 plus \$5.00 per person for additional training if needed."

Supervisor Cardinale: "You can just give her that. It's all written out- otherwise you'll violate the five minute rule and it does apply to us, too. No more than five minutes. That may affect me and Eddie with the speeches. I must have done one or two more than five."

Councilman Bartunek: "Okay, anyway, I- as amended."

Councilman Dunleavy: "I second it with amendments."

Barbara Grattan: "Okay."

Supervisor Cardinale: "Moved and seconded as amended. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #312

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Councilwoman Blass: "Authorizes the town clerk to publish and post a help wanted advertisement for a part time kennel attendant. So moved."

Councilman Densieski: "Second the motion."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #313

Councilman Bartunek: "Approves the plan of Edward Harbes III agricultural worker housing permit. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #314

Councilman Densieski: "Accepts irrevocable letter of credit of Portview Homes Inc. in connection with the subdivision entitled Country Trails at Baiting Hollow. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #315

Councilman Densieski: "Approves the Chapter 90 application of Wading River Civic Association for Duck Pond Day. So moved."

Councilman Bartunek: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #316

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Councilman Dunleavy: "Approves Chapter 90 application of Our Redeemer Lutheran Church of Aquebogue for a carnival and plant sale. So moved."

Councilman Bartunek: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #317

Councilman Densieski: "Approves the Chapter 90 application of East End Arts & Humanities Council, Inc. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #318

Councilman Densieski: "Approves Chapter 90 application of East End Olds Club for a car show and swap meet. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek."

Councilman Bartunek: "Yes, sounds like fun."

The Vote (Cont'd.): "Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #319

Councilman Bartunek: "Approves a Chapter 90 application of Timothy Hill Children's Ranch. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #320

Barbara Grattan: "Resolution 320, Councilwoman Blass."

Councilman Densieski: "Discussion."

Supervisor Cardinale: "Yes."

Councilman Densieski: "Phil, is this time sensitive. I was just wondering if there would be time to put this through the Small Business Advisory committee if there's no objection. If it's not time sensitive."

Supervisor Cardinale: "320 he's looking at."

Councilman Densieski: "320, the nonconforming buildings."

Councilwoman Blass: "The nonconforming buildings and uses. And the relevance of the Small Business Advisory Council?"

Councilman Densieski: "Well, this may be considered anti-business."

Supervisor Cardinale: "Well, actually it's going to be the reverse, Ed."

Councilman Densieski: "Reverse?"

Supervisor Cardinale: "And the reason- "

Councilwoman Blass: "It's clarifying what is- "

Councilman Densieski: "Let's see what it says here."

Supervisor Cardinale: "Well, I think it would be- the reason I say it would be reverse is because what it's doing is diminishing the number of appearances before the Zoning Board of Appeals for business developers of property. Yeah, it's more liberal than what we had."

Councilman Densieski: "It is. Okay. Because, let's see- "

Councilwoman Blass: "And was suggested by special counsel as well."

Councilman Densieski: "Okay, well, I'm just, the way I read this is shall include any increasing amount of non-conforming buildings or structures (inaudible). So does that mean that a pre-existing, non-conforming business can't expand?"

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Supervisor Cardinale: "What it would mean is- let me see, it's 320, right? If you look at the language in the notice of adoption, okay, what- if you have a- first of all it applies to buildings only. Okay? So if you have a building on a lot that's small, okay, (inaudible) situation, and you want to simply redo the building or for that matter redo 51% of the building- "

Councilwoman Blass: "Or your house."

Supervisor Cardinale: "Or your house, you've got to go to the ZBA to put the same building up. This would say no. If you're not worsening the degree of non-conformity, you don't have to go."

Councilman Densieski: "Okay. All right. Thank you for the clarification. So there still is the ability to go to the zoning board- "

Supervisor Cardinale: "Yes. If you want to go bigger."

Councilman Densieski: "Very good. That's my question."

Supervisor Cardinale: "It's liberalizing, not- "

Councilman Densieski: "Okay."

Councilwoman Blass: "It's clarifying."

Supervisor Cardinale: "Yeah. I talked to her at some length about it."

Dawn Thomas: "It's one of those things where- "

Councilman Densieski: "I understand."

Dawn Thomas: "-- that we tried to get in one paragraph."

Councilman Densieski: "Okay, that's fine."

Councilman Bartunek: "And where are we with this?"

Resolution #320

Councilwoman Blass: "Adopts a local law amending Chapter 108 entitled Zoning of the Riverhead Town Code Section 108-51 Non-Conforming Buildings and Uses. So moved."

Councilman Bartunek: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy."

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Councilman Dunleavy: "I vote yes because this will make these small buildings-- if somebody wants to fix the building up and doesn't have enough parking or something, it's non-conforming and they can fix it up and use it. I vote yes."

The Vote (Cont'd.): "Bartunek, yes; Blass, yes; Densieski, yes; Cardinale."

Supervisor Cardinale: "I'm abstaining because I have something that's affected by this."

Barbara Grattan: "The resolution is adopted."

Resolution #321

Councilman Densieski: "Ratifies Resolution #253 adopted on March 21, 2006, which authorizes the town clerk to publish and post public notice to consider the purchase of development rights of a parcel located in the town of Riverhead for the owners Tri-State Horticultural Services Inc. and Joseph Alberta. So moved."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #322

Councilwoman Blass: "We're going to amend the title to cross out the words development rights of and amend the Whereas-- the first Whereas clause striking the words of development rights. So the resolution will read ratifies Resolution #202 adopted on March 7, 2006 which authorizes the town clerk to publish and post public notice to consider the purchase of a parcel located in the town of Riverhead purported owner to be Dr. Maurice Goldman. So moved."

Councilman Bartunek: "And seconded."

(Some inaudible discussion among the Board members)

Supervisor Cardinale: "Okay. This is to adjust for the posting on the property. Correct? That's why-- we just heard it but we're going to read in the minutes from tonight into the next hearing date. And we've already advertised this so it's already on for the 18th. So I vote yes if that's what I'm supposed-- we're up to."

Barbara Grattan: "No, we haven't voted at all."

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Supervisor Cardinale: "Oh, okay. But I'm going to vote yes though."

Barbara Grattan: "Okay. Councilman Bartunek did you second it?"

Councilman Bartunek: "Yes."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #323

Councilman Bartunek: "Authorizes the town clerk to publish and post public notice to consider the purchase of a parcel located in the town of Riverhead purported owner Benjamin McBurnie. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Verifying whether this is- is this open space or development rights?"

Councilwoman Blass: "This came out of the open space- and I think it was the development rights so we need to amend the title."

Supervisor Cardinale: "It's open space but development rights."

Councilwoman Blass: "It's purchase of development rights of a parcel in- yes."

Councilman Bartunek: "Oh, this one is just the opposite- yes, this is purchase of development rights. It should be added, Barbara."

Supervisor Cardinale: "Okay. This should read publish and post to consider the purchase of development rights on a parcel."

Councilwoman Blass: "And also in the Whereas."

Supervisor Cardinale: "And also that change should be made- "

Councilwoman Blass: "Oh, actually it's in there, has desire to sell the development rights."

Supervisor Cardinale: "Okay."

Councilwoman Blass: "Okay, so that part is correct."

Barbara Grattan: "So it's just the title."

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Councilwoman Blass: "Just the title."

Supervisor Cardinale: "Okay."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #324

Councilman Densieski: "Authorizes the town clerk to publish and post public notice to consider the purchase of a parcel located in the town of Riverhead for the owner Alison Adams Larsen. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #325

Councilwoman Blass: "Authorizes the town clerk to publish and post a public notice for a public hearing on the special permit application of the Culinary Arts of Riverhead LLC. So moved."

Supervisor Cardinale: "Second please."

Councilman Densieski: "Second the motion."

Councilman Dunleavy: "Oh, second."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #326

Councilman Bartunek: "Authorizes the town clerk to post and publish a notice to bidders for the addition of an item to annual asphalt contract. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

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Resolution #327

Councilman Densieski: "Authorizes the town clerk to publish and post notice to bidders for quick lube maintenance for use by the Riverhead Water District. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #328

Councilman Dunleavy: "Authorization to publish advertisement for disposal of demolition and construction debris. So moved."

Councilman Bartunek: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass; Densieski; yes; Cardinale, yes." The resolution is adopted."

Resolution #329

Councilman Densieski: "Authorization to publish advertisement for 2006-2007 snack vendor services. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #330

Councilwoman Blass: "This is an authorization to publish an advertisement for outboard motor boat engines. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

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The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #331

Councilman Bartunek: "Extends a bid contract for removal of hazardous household products (Hazmat). So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #332

Councilman Dunleavy: "Awards bid for work clothes. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski."

Councilman Densieski: "I have to abstain."

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

Resolution #333

Councilman Bartunek: "Ratifies the submission of a grant application to the New York State Governor's Traffic Safety Committee. So moved."

Councilman Dunleavy: "Seconded."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #334

Councilman Bartunek: "Ratifies the submission of a grant application to the New York State Governor's Traffic Safety Committee. So moved."

Councilman Densieski: "Second the motion."

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Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Resolution #335

Councilman Densieski: "Adopts policy of decorum for the Riverhead town board meetings. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Cardinale: "Can I have discussion on this, please? Since we're going to pass this, I think, and I think our intention is to make the language as good as possible. From what was said, I would suggest the following three changes if everybody agrees."

First off, I must admit, Angela, that I never read the Whereas if I can avoid it because they're not being adopted but I do think that the And Therefore in the first Whereas, we could delete that, I suggest.

On number 1, instead reading as it does, establish a schedule (inaudible) how about establish a portion of the meeting where public comment is invited, which is what we intend to do.

On number 6, instead of comments must relate to the purpose of the hearing or legitimate town business, how about comments should relate to the purpose of the hearing or matters within the authority of the town board. So we can direct people away from the recipe recitation.

So with those changes— if those changes are acceptable to the board would somebody move it with those amendments?"

Councilman Bartunek: "Phil, a little discussion."

Supervisor Cardinale: "Yeah."

Councilman Bartunek: "With number 8, did we decide that we were going to allow or not allow placards, banners and other signs?"

Supervisor Cardinale: "I think— since I didn't hear any comment against that, what we did delete is the flyers. That you can have all the flyers you want because that's written speech. But placards we were concerned that might in jostling room, and this room is pretty full, might injure someone, leave them outside the door."

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Councilman Bartunek: "Okay."

Supervisor Cardinale: "Okay, anything else? If not, if those- I have them here and will interpret for you."

Councilman Densieski: "I'll move it with those amendments."

Councilman Bartunek: "And I second it with the amendments."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is adopted."

Barbara Grattan: "Resolution to pay bills."

Resolution #336

Councilman Densieski: "So moved."

Councilman Bartunek: "And seconded."

Supervisor Cardinale: "Moved and seconded to pay the bills. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The bills are paid."

Supervisor Cardinale: "We have two tabled motions- two tabled resolutions, Barbara, 265 is the one that we tabled to discuss why we were paying a dollar and a quarter on fuel charges. We learned that they aren't really a dollar twenty-five per mile for fuel. They wrap into that charge the nature of the truck, equipment, the drivers that are required in a specialized truck and we've been advised by Gary Pendzick that this is a good extension to do and, therefore, I'd like it reconsidered. So could we have a motion to untable and consider?"

Barbara Grattan: "Sure. Councilman Dunleavy, do you want to untable Resolution #265?"

Councilman Dunleavy: "I untable Resolution #265."

Supervisor Cardinale: "Okay, moved- "

Councilman Densieski: "Second."

Supervisor Cardinale: "Moved and seconded for untabling. We're taking it off the table."

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

Barbara Grattan: "The resolution is off the table."

Supervisor Cardinale: "Would someone move to consider the resolution. Move to consider 265, please."

Councilman Bartunek: "I'll second."

Supervisor Cardinale: "Moved and seconded to consider it."

Barbara Grattan: "Who moved it?"

Councilman Bartunek: "I did."

Barbara Grattan: "Okay Bartunek. And who seconded it?"

Supervisor Cardinale: "He seconded it, Barbara moved it."

Councilwoman Blass: "Okay."

Supervisor Cardinale: "So moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass."

Councilwoman Blass: "Yes. Just a comment though. The future bids are going to read a transportation fee separate from fuel fee. Correct? Okay, thank you."

Supervisor Cardinale: "That would make more sense, yeah."

Councilwoman Blass: "Thank you. Yes."

The Vote (Cont'd.): "Densieski, yes; Cardinale, yes. That resolution now is adopted."

Barbara Grattan: "And now we need to withdraw Resolution--"

Supervisor Cardinale: "Yes. 290 is the decorum resolution in its original form. Can we have a motion to withdraw that?"

Councilwoman Blass: "Motion to withdraw Resolution 260- 290. Excuse me."

Councilman Densieski: "Second."

Supervisor Cardinale: "Moved and seconded to withdraw 290. Vote please."

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The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. That resolution is withdrawn."

Barbara Grattan: "Now we've got another withdrawn, #266."

Supervisor Cardinale: "Yes. 266 would somebody move- "

Councilwoman Blass: "Motion to withdraw Resolution 266."

Councilman Dunleavy: "Second."

Supervisor Cardinale: "Moved and seconded. Vote please."

The Vote: "Dunleavy, yes; Bartunek, yes; Blass, yes; Densieski, yes; Cardinale, yes. The resolution is withdrawn."

Supervisor Cardinale: "Okay. That completes the resolutions before us and we'd like to take general comment on any matter within our authority. So anyone who wishes to make some comment, please do so. Nick."

Nick DiPierro: "Nick DiPierro from Wading River. First of all, I'd like to comment Councilman Dunleavy on his position as to what he wants to do for the youth of the town at the armory. It's too bad we can't get a youth activities advisory council in the town of Riverhead. I think I asked for that a couple years ago. We have a senior citizens advisory council. I don't know how well that's doing."

Supervisor Cardinale: "Nick, we- maybe because of your suggestion, there is one and it's pretty actively- oh, I wanted to mention there is a youth advisory committee. There are also about 12 or 14 other advisory committees. They're all on the web site. They should have- Peggy are you here? Are they now on the web site? Okay, they will be by the end of the week on the web site. They'll have the mission statement, the membership, the schedule of meetings and whether- and most of them have vacancies. If anybody is interested, please call us."

Nick DiPierro: "Whether you are a youth or not, you can attend."

Supervisor Cardinale: "Yeah, exactly. We have only one youth on the youth committee."

Nick DiPierro: "Okay. Here's something I received in the mail the other day. It's no attack on any individual or on the board as a whole. I think you guys are doing a good job and you're only a small part of government.

You all remember Noah and his ark, right?"

Supervisor Cardinale: "Sure."

Nick DiPierro: "Okay. Noah sent this to me the other day and Noah is back. He is now living in the United States and in the year of 2006 the Lord came unto Noah and he said once again, the earth has become wicked and overpopulated and I see the end of all flesh before me. So he commanded Noah to build another ark and to save two of every living things along with a few good humans. He gave Noah the blueprints saying you have six months to build the ark before I will start the unending rain for 40 days and 40 nights.

Six months later, the Lord looked down and saw Noah weeping in his yard but no ark. Noah, he wrought, I'm about to start the rain, where is the ark? Forgive me, Lord, begged Noah, but things have changed. I needed a building permit. I've been arguing with the inspector about a sprinkler system. My neighbors complain that I have violated the neighborhood zoning laws by building the ark in my yard and exceeding the height limitations. We had to go to the Board of Appeals for a decision. Then the Department of Transportation demanded a bond be posted for the future costs of moving power lines and over- and other overhead obstructions to clear the passage for the ark's move to the sea. I told him that the sea would be coming to us but they wouldn't hear nothing of it.

Getting the wood was another problem. There's a ban on cutting local trees in order to save the salamanders. I tried to convince the environmentalists that I needed the wood to save the salamanders but no go. When I started gathering the animals, an animal rights group sued me. They insisted that I was confining wild animals against their will. They argued that the accommodations were too restrictive and it was cruel and inhuman to put so many animals in a confined space.

Then the EPA ruled that I couldn't build the ark until they conducted an environmental impact study on the proposed- on your proposed flood, Lord. I'm still trying to resolve a complaint with the human rights commission on how many different groups from the different ethnic groups that I should hire for my crew.

The immigration and naturalization is checking the green card status of most of the people who want to work. The trade unions say I can't use my sons, they insist I have to hire only union workers with ark building experience.

Various civic organizations said that they didn't want the ark built near their yard. To make matters worse, the IRS seized all of my assets claiming I'm trying to leave the country illegally with endangered species.

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So forgive me, Lord, it would take at least 10 years for me to finish this ark. Suddenly the skies cleared. The sun began to shine and a rainbow stretched across the sky. Noah looked up in wonder and asked you mean you're not going to destroy the world? And the Lord said, no, the government beat me to it."

Supervisor Cardinale: "That's very good. And I may- "

Councilman Dunleavy: "Very good."

Supervisor Cardinale: "And Barbara has a comment."

Councilwoman Blass: "The only thing you left out, Mr. DiPierro, is the fact that the- it's our bad environmental habits that are causing the global warming that's causing the flooding which requires Noah to have to build another ark."

Nick DiPierro: "We'll have to speak to the man above or lady above.'

Supervisor Cardinale: "Thank you. Thanks, Nick. Okay, is there any other comment for the public on anything within our purview? Excuse me."

(Inaudible comment from the audience)

Supervisor Cardinale: "Yeah. Well, I know. Within the authority- well, he did, you know, I was thinking about that because I was thinking recipes, jokes, but the interesting thing about that is there was something within our authority with the building department comment. I think it was a- how shall we put it- it was a metaphoric appeal to be more efficient in our building department's operations, and our planning department.

It's a good one to end on. If no one has any further comment, I'm going to go home and have dinner. And I want to thank you all for coming."

Meeting adjourned: 8:40 p.m.