

3/21/2006 minutes

Minutes of a Regular Town Board Meeting held by the Town Board of the Town of Riverhead at the Riley Avenue School, Calverton, New York on Tuesday, March 21, 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
Mary Hartell, Esq.,	Town Attorney

Supervisor Cardinale called the meeting to order.

(The Pledge of Allegiance was recited led by Kristen from the Girl Scouts)

Supervisor Cardinale: "Thank you. I was thinking about that on the way over, that this is the first time we've been to Calverton. It's reflective of the increasing influence of the Calverton Hamlet to the Town of Riverhead. So we're glad to be here. I'm glad to be here and not have to debate anybody frankly. Because the only time I'm generally here is either I'm debating candidates or debating the community of Calverton in a civic meeting.

Okay, we have, Barbara, can we have the approval of the minutes of the Town Board meeting of March 7th is the first item. Can somebody offer them and somebody second them, please."

Councilman Densieski: "So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. May we have a vote on the minutes of the March 7th meeting?"

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

Supervisor Cardinale: "Okay. Can you give us the Reports, please, Barbara?"

REPORTS:

Receiver of Taxes
Total collections to
date:
\$54,842,270.34

Sewer District
Discharge monitoring
report
for February, 2006

Open Bid Reports
Bid - Damage Restoration
of
Town facilities - opened March
17, 2006 - two bids were
received

Carter Melence Inc. - total of
all three buildings was
\$931,000.00
Techclean Industries - total
of all three buildings was
\$31,054.00

Barbara Grattan: "That concludes Reports."

Supervisor Cardinale: "Thank you. If anyone needs evidence of the value of the bidding process, there it is. We had bids for the same work that ranged from \$931,000 to \$31,000. I don't know what went on there but that's very interesting."

Barbara Grattan: "Big difference."

Supervisor Cardinale: "Applications, please."

APPLICATIONS:

Site plan
To amend Freshpond Market
north side Middle Country
Road

Revised conceptual site plan
for Calverton Manor

Special Events
East End Art & Humanities
Council - street painting
festival - May 28 & 29, 12:00
noon to 5:00 p.m.

Timothy Hill Children's Ranch
Country western festival
Sept. 9th, 9 am to 9 pm

Petition
Peter Danowski - Cedar
Cove
Subdivision - West Lane,
Aquebogue, construction of
lateral water mains

Barbara Grattan: "That concludes Applications."

Supervisor Cardinale: "Thank you. Correspondence."

CORRESPONDENCE:

Esseks, Hefter & Angel,
LLP opposition to the
revitaliza-
tion on 108 and 110 East Main
Street

Martin Sendlewski
regarding Apollo Phase I
plan

Sal Mastropolo:
Regarding Pike Realty
purchase
of parking district property
for the advertised price of
\$12,500.00

Barbara Grattan: "That concludes Correspondence."

Supervisor Cardinale: "Thank you. We have three public hearings this evening. Before I call the first to order, I want to make sure there's no announcements or other notes from any of the Council members. Okay, in that- yes."

Councilman Bartunek: "I just have one announcement. Approximately a month from today on April 22, Earth Day, the anti-litter committee is going to sponsor another town-wide litter clean up. We are going to have designated locations where litter is a very big problem. If anybody would like to become involved in that, they can contact me at my office in town hall, extension 224. Thank you, Phil."

Supervisor Cardinale: "What day was that, George?"

3/21/2006 minutes

Councilman Bartunek: "April 22nd."

Supervisor Cardinale: "April 22nd."

Councilman Bartunek: "We'll be meeting at the Elks Lodge."

Supervisor Cardinale: "At what time?"

Councilman Bartunek: "9:00 in the morning."

Supervisor Cardinale: "And we have plenty of vacancies for the anti-litter committee."

Councilman Bartunek: "A lot of opportunities."

Supervisor Cardinale: "Okay. Okay, the first— here's the good news. The first hearing, the lateral sewer main at Best Western Hotel complex, we had it already. We're actually voting on it today. So that was an error and we don't have to have it because we've done it.

The next one we do have to hear tonight. It's scheduled for 7:10; it being 7:29, I'm going to open the hearing."

Public Hearing opened: 7:29 p.m.

Supervisor Cardinale: "It is concerning the town's sitting as the parking district declaration of certain premises as not required for the purposes of the Riverhead Public Parking Improvement District No. 1 and authorizing the sale and transfer thereof to the Community Development Agency and Urban Renewal Agency of the State of New York.

This is about 3800 square feet of property behind that which was purchased by the— Bob Castaldi and Castel Restoration or whatever the designated corporation was and they're asking for 3800 square feet more directly behind the parcel which is the Suffolk Theater.

Is there any public comment in regard to the proposal that we declare this— not required for the purposes of parking district and sell it to the CDA or convey it to the CDA so it can be conveyed as I just stated? Yes, sir. Please come up."

Don Sacunda: "Good evening. I'm Don Sacunda (phonetic). I'm the attorney for Apollo. I'm a partner of (inaudible).

We are— as you are probably aware, we (inaudible) effort with the town of Riverhead at this point to develop a downtown business district. The town and Apollo are attempting (inaudible) project to jump start the larger vision of revitalizing the entire town.

3/21/2006 minutes

But first we're going to be focusing on changing the face of East Main Street and opening up the cherished but underutilized Peconic River waterfront with open space, parkland and some development.

Now a project of this magnitude and with such potential positive impact upon the town as well as its residents and business community is not to be approached haphazardly. I'm sure that most people here tonight have witness the excitement that the plan has generated since Apollo was chosen as the town's partner, particularly in the media and from your conversations with your family, your neighbors, and local business people.

Part of the excitement is generated from the fact that this is a project with many components designed to affect dramatic changes but in an orderly fashion and not simply attacking restoration of a single building or a single business. While that, too, is positive and is welcome, it lacks the impact that the master development plan has on our community.

Each of the components complements the others and relies upon the others to work properly, much like a well oiled engine.

The Suffolk Theater is a valuable asset to Riverhead. However, the land which Mr. Castaldi seeks to acquire is needed under the master plan for construction of a municipal parking facility which will connect to the multiplex theater and food market.

Although it's a relatively small piece of land, to be optimally efficient, parking is built in rectangles. This parcel therefore even though it's a smaller parcel, it really removes a much larger piece of the parking deck on all parking levels because it (inaudible) the natural flow of the rectangle.

It is going to be located where everyone agrees parking should be. It's not going to be on the waterfront, it's not going to be directly on Main Street, yet it will be centrally located.

Two lanes and two rows of parking per floor will be lost and entrances and exits to the parking structure will have to be relocated. We would need to build a higher, larger parking deck to get the same number of spaces we would have gotten from the plan structure if the land is left intact.

Without that parcel, the parking doesn't work. That means the multiplex and food center, both of which require nearby parking, and the proposed traffic pattern to access the parking does not work. That means the parking and access rights of way will have to be located elsewhere to adequately service the multiplex and food center building and the rest of the Main Street businesses. And, so on and so on like so many rows of dominoes has a multiple effect.

3/21/2006 minutes

Again, if all components don't work together, there's a danger that the project will be different in scope from what the town and Apollo have envisioned and might not be as successful as we all anticipate it to be.

I'm not sure that what Mr. Castaldi really wants is what he needs for the Suffolk Theater to be restored to its original condition. What I understand he intends to do from the plans is not a restoration but really an expansion. His plans call for enlarging the building in height and bulk and adding new uses. He's going to have offices on the second floor and 12 apartments on the third and fourth floors which he's going to construct.

Rather than restoring the theater to what it was as was the publicly stated goal, the plans also show a dinner theater rather than a movie theater which originally inhabited the space. That's not restoration to me.

A dinner theater needs a kitchen. I know he needs more space. But it also needs the parking which sale of this land to the theater would destroy it. We're not looking to disrupt or destroy any other business but neither do we wish consequences which make realization of the larger revitalization plan economically or architecturally impossible.

Thank you."

Supervisor Cardinale: "Thank you. I want to keep this hearing open for 10 days at least after the verbal testimony this evening, and Mr. Sacunda, I'd like to see— and I think the board would, too, some drawings if you have them of how this 4,000 square foot dramatically impacts the parking deck. Because I think it's easier for all of us to see it than hear it. Okay? So if you could get us that in the next week.

Any other comment in regard to this proposed declaration of certain premises is not required for the purposes of the Riverhead Public Parking District? Yes, Sal."

Sal Mastropolo: "Sal Mastropolo, Calverton. I have two issues with this. One is your declaration is not required. I've sat in many a town board meeting and heard Tim Yousik complain that there's not enough parking in Riverhead. I don't understand how you can you can declare it as not required.

The second issue is if it cost us \$15,000 for a parking space, how do we sell 3600 square feet for \$12,500? That's not reasonable. You're supplementing private industry with tax funds. Thank you."

3/21/2006 minutes

Supervisor Cardinale: "I received your correspondence in that regard. You made some interesting points. Thank you."

Any other public comment in regard to the proposal to convey to the CDA and then to reconvey to the Castaldi Organization for \$12,500? Yes."

Liz Strebel: "Liz Strebel. I have been on the parking district committee for probably about five years now and when we put up the idea of having dumpster enclosures to have dumpsters look better in our parking lots which I can see now is going to change the whole face of everything, we were informed that each parking space was worth about \$10,000 and 19 spaces at \$10,000 comes to \$190,000."

I don't see how you can give away all this land for \$12,500."

Supervisor Cardinale: "Thank you. Okay. Any other comments in regard to (inaudible) to the parking district price or any aspect? Yes, sir."

Vince Candoli: "Hi. Vince Candoli (phonetic). I'm on the Board of Directors for the Suffolk Theater. Just a response. The property in the back, (inaudible)."

Supervisor Cardinale: "You got the— you need the mike if you can get it."

Vince Candoli: "Is not for private use. The extension we are talking about is for handicap access— create a buffer so when people get out of their cars and they're coming towards the Suffolk Theater in the alleyway, there's an area for protection."

The whole extension in the back is to service the theater, service the theater only. The whole first floor is for the extension of the stage and all the support facilities that go along with that."

Supervisor Cardinale: "Thank you very much. Okay. Yes, a comment, Mr. Castaldi."

Bob Castaldi: "Bot Castaldi, Suffolk Theater. (Inaudible) But to square off the theater or to square off the parking lot or have it rectangle, you'd have to get rid part of the church that's next door to us because that extends further out than this 15 or 12 foot piece of plan that we're looking for. And it's to create a buffer zone between the parking lot and the back of the theater."

And I find that hard to believe that that strip of land regardless of what everybody thinks the value of the property is, that it's going to undo the whole revitalization of Riverhead. Because that 12 foot piece of land is not going to have a parking garage and

3/21/2006 minutes

if there's no parking garage, there's no multiplex and so on and so on. So that's all I've got to say."

Supervisor Cardinale: "Thank you. Okay. Yeah, one further comment, go right ahead."

Don Sacunda: "I'd just like to respond to a couple of the things that were stated."

As far as handicapped access is concerned, the theater is built at grade so the entrance to the theater is easy. There's no ramp necessary.

Number two, we are going to be talking with the church. The properties that were mentioned in the back of the church are used for ancillary uses such as storage and we anticipate being able to make some sort of a transaction that's satisfactory to the church."

Supervisor Cardinale: "Thank you. Okay. If there any other comment? I would like to see Mr. Sacunde- is that- did I pronounce it correct? How do you pronounce your last name? Mr. Sacunda. You are going to get us further visual indication of how this messes up the parking deck as planned and, Bob, we have your plans, do we not? So we can take a look at them and I'd like to leave this open for 10 days for submission of anything that the applicant and the opponent would like to submit and anybody else would like to submit in this regard."

I'd like, Barbara, there's a letter that Sal had sent me. I'll give it to you, you can place it in the record in regard to the issue of price. And he commented today on the same issue.

Anything- if there's no further comment, I'll declare the verbal portion of the testimony closed, keep it open for submission of written materials for 10 days which would be a week from Friday, close of business which is, let's see- the 31st. Okay."

Public Hearing closed - let open
for written comments for 10 days

Supervisor Cardinale: "Okay, the next hearing and the last, mercifully, is the consideration of a local law to amend Chapter 108 Supplementary Use Regulation."

Barbara Grattan: "Excuse me. There was one for 7:10 for the sewer district which was advertised in the paper but has been withdrawn."

3/21/2006 minutes

Supervisor Cardinale: "Okay. There was one at 7:10, sewer district related, which has been withdrawn. Now you have the— what was the original posted time for the one we just did?"

Barbara Grattan: "Opening time was 7:10. I mean opening was 7:30. Is that what you asked me?"

Supervisor Cardinale: "Yeah. But I wanted to know what it was posted for. Because you have— "

Barbara Grattan: "7:10."

Supervisor Cardinale: "So you had two posted for 7:10?"

Barbara Grattan: "There was two posted— "

Supervisor Cardinale: "Okay. And one of them was not— "

Barbara Grattan: "One was withdrawn."

Supervisor Cardinale: "Okay. The lateral sewer main I'm looking at now was actually posted for 7:05. That is not— that's correct. But there's another one, is that correct?"

Barbara Grattan: "This one was for the increase and improvements to the Riverhead Sewer District replacing the existing belt filter press."

Supervisor Cardinale: "Right. That was scheduled for 7:10. That isn't going to happen because there was an error in the publication. We have to republish."

Barbara Grattan: "Exactly."

Supervisor Cardinale: "This one on the declaration of certain premises was scheduled for what time— was that a 7:15 hearing?"

Barbara Grattan: "7:15."

Supervisor Cardinale: "Okay. So it was actually scheduled for 7:15. Folks, we're in great shape because we didn't even start until 7:30 thanks to Cablevision who didn't get here until 7:20. Okay. So the next and last is the one that was scheduled— what was the posted time for the consideration of a local law?"

Barbara Grattan: "7:15."

Public Hearing opened: 7:43 p.m.

Supervisor Cardinale: "Okay. So it's scheduled actually for 7:15. It's 7:47— no 7:43. Could you tell us, Mary— who is the town

3/21/2006 minutes

attorney Mary Hartill sitting in for Dawn Thomas. Could you tell us what this hearing is about?"

Mary Hartill: "This public hearing is being held to consider a proposed local law to amend Chapter 108 of the town code, supplementary use regulations.

The proposed local law would allow replacement or reconstruction of a pre-existing non-conforming structure in kind. Specifically the town code as it's presently written does not permit the replacement of a non-conforming structure unless it was destroyed by fire or other acts.

The proposed amendment would allow an owner to replace a dilapidated structure by reconstructing it in the same location and making it the same size as before without it having been destroyed accidentally.

The replaced structure would be subject to the mandates of New York State building code as well."

Supervisor Cardinale: "Okay. Anybody wish to comment on the change to the supplemental regulation to the zoning code? If there-- it is now opened, it is 7:43 as I said. If there is comment, I will take it. If there is not, I will leave this open for written comment again for 10 days to March 31st. Okay. So no one having comment this evening, I will close the verbal portion of the testimony, leave open the opportunity to place written testimony in to March 31st.

We have tonight-- and I'll declare the hearing closed at 7:45."

Public Hearing closed 7:45 p.m.
left open for written comment to
March 31, 2006

Supervisor Cardinale: "We have tonight I think it's 64 resolutions, although not a very-- and I should point out before you comment on any of those resolutions that Resolutions 263 having to do with-- and 278, those two will not-- will be tabled because the board needs further information before it can proceed.

The other thing we're going to do tonight is we're going to take up tabled Resolutions 195 regarding the deputy highway superintendent's contract which was tabled last meeting and we're going to take up 223 which involves the town's participation in the seeking of a grant to study a transportation network for the east end.

3/21/2006 minutes

And, Barbara, we're also going to withdraw two resolutions, one of which is #205 and the other which is- I see it here- "

Councilwoman Blass: "206."

Supervisor Cardinale: "205 and 206."

Barbara Grattan: "405."

Supervisor Cardinale: "No, 205."

Councilwoman Blass: "No. 205 and 206."

Supervisor Cardinale: "We're not at 400 yet, Barbara."

Barbara Grattan: "Oh, okay, that's the back."

Supervisor Cardinale: "The back ones, 205 and 206 which we're passing variations of this evening among the ones you'll be commenting on. So with that if there's any comment on any of the resolutions other than the ones we're tabling, 263 and 278, please do so."

We'll take comment on the resolutions, then we'll consider the resolutions and then we'll open the meeting up for general comment.

Sal."

Sal Mastropolo: "236."

Supervisor Cardinale: "Okay, 236."

Sal Mastropolo: "You may want to add in a new paragraph to other resolutions to facilitate proper functioning. Employee shall submit written notice to supervisor of his intent to return to work at least 30 days prior to expiration of leave. You don't have that in this resolution."

Supervisor Cardinale: "Yes. We usually put that in. Is it 30 days, Jack? Okay. Could you repeat that? You know these resolutions better than I do. What do we usually put in?"

Councilwoman Blass: "It's the same- "

Supervisor Cardinale: "Oh, it's the same as the next one. We have it in 237. We don't have it in 236. Could you add that, Barbara, please. Okay. Go ahead, Sal."

Sal Mastropolo: "239. I just have a question. Is she network certified, Lori Pipczynski?"

3/21/2006 minutes

Supervisor Cardinale: "I- well, Jack is here. You may know, Jack. I don't know what network certified means personally. What does that mean?"

Sal Mastropolo: "In the main frame world, okay, you actually go to school and you become network certified. It's almost like a degree in network. Okay, design and implementation and managing it. It's a very complex technical job. So I'm just asking the question, is she network certified?"

Supervisor Cardinale: "Yes, she is network certified according to Jack our personnel officer. She's been doing this for how long? Okay. Thank you."

Sal Mastropolo: "241."

Supervisor Cardinale: "Yes."

Sal Mastropolo: "First question is who and for how long is he going to the academy. It doesn't say- it says commencing April 2nd but it doesn't say how long he's going to be gone."

Supervisor Cardinale: "Chief Hagermiller is here and I think he told us this at the work session and I forgot. How long is the- I don't think- it's one of your lieutenants, right? And it's an 11 week program. It's 11 weeks starting in April and it's one of your lieutenants. You're not telling because you don't want his house robbed."

Sal Mastropolo: "Let me ask a question. Eleven weeks, okay, not to exceed \$1,500 upon submission of proper receipts."

Supervisor Cardinale: "Sounds good to me."

Sal Mastropolo: "That's a bargain."

Supervisor Cardinale: "What? They pay for it. So we've got to pay for transportation. So it should be less than \$1500. Do we have to pay him while he's down there? But he's not on the street. That's our big loss. He is not out there doing good for the people but he's learning to do better for the people. Okay."

Sal Mastropolo: "253. In the notice of public hearing, you misspelled the name, Joseph Alberta. It's either an "o" or an "a" at the end. The first page it's got an "a"."

Supervisor Cardinale: "Okay."

Sal Mastropolo: "The second question is, is that wetlands over there? It's Cross River Drive. That's the road that's 104/105."

3/21/2006 minutes

Councilwoman Blass: "105, there's no wetlands (inaudible)."

Sal Mastropolo: "Okay, thank you. 258"

Supervisor Cardinale: "Okay."

Sal Mastropolo: "Splish Splash water park."

Supervisor Cardinale: "Yes."

Sal Mastropolo: "Is that water extension to service a new ride or bathrooms?"

Supervisor Cardinale: "Bathrooms."

Sal Mastropolo: "Okay. Will we be able to modify the key money if the usage is greater than what's projected?"

Supervisor Cardinale: "Is there key money?"

Sal Mastropolo: "There's key money."

Councilman Densieski: "Usage is paid by the gallon."

Sal Mastropolo: "Yeah. But the key money is determined up front, okay. What happens if you- if they estimate that the gallons- they estimate 11 dwelling units may pay \$27,500. What happens- "

Councilman Densieski: "Key money is not determined by gallonage."

Sal Mastropolo: "Huh?"

Councilman Densieski: "Key money is not determined by gallonage. It's a one time set fee."

Sal Mastropolo: "Right. Determined by 11 dwelling units. In this case they consider it to be like 11 dwelling units. Well, what happens if they're using three times the amount of water (inaudible)."

Supervisor Cardinale: "Yeah. Gary, the question is as usual from Sal a pretty good one. He's saying that we're charging 27,5 in key money here because we say it is the equivalent, this bathroom, I guess it's going to get a lot of action, 11 dwelling units. How do they come to that conclusion, if you know."

Gary Pendzick: "Gary Pendzick, Riverhead Water. Dwelling units are based on a single family or single residence."

3/21/2006 minutes

Supervisor Cardinale: "Right, okay."

Gary Pendzick: "Based on national averages drawn from engineering on how much water they use on a daily and yearly basis. Based on that, that's how we come up with a sum of money as a per unit usage or sum to support such a household."

Supervisor Cardinale: "Yeah. But he's asking is, you charge him on the basis that this was the equivalent of 11 dwelling units and if you had charged him on the basis of 15, we would have gotten more money. His question is how did you— how if you know— if you know how we establish the 11."

Sal Mastropolo: (Inaudible)

Supervisor Cardinale: "No. It's like in your dwelling, if you use it more than you told us, you still only have to pay once."

Gary Pendzick: "It's a one time (inaudible)."

Sal Mastropolo: "But because this is commercial, maybe we should negotiate or revisit the key money after a certain period of time based on the usage since it's not simply a dwelling."

Supervisor Cardinale: "I'm still stuck and, Gary, apparently you don't know, the engineering firm that does this. But I don't understand how they picked 11. Was that number just picked out of nowhere? If that's the case, how about 22?"

Gary Pendzick: "What they do is they compare the average annual usage per person per household which is usually 150 to 200 gallons per person up to three and a half people per household. All right. Which I think it equates to "x" amount 500 or more gallons per day. Then you multiply that by 365 days a year and that will be a unit's worth of usage."

Councilman Dunleavy: "How do they get those figures? Is it (inaudible)."

Gary Pendzick: "They will go to water parks and they will figure out how many gallons they'll use."

Councilwoman Blass: "That's why we pay them those big bucks."

Councilman Dunleavy: "How does this relate to 11 dwellings? How do you get to that number?"

Gary Pendzick: "They'll take what they think is— they'll take what they calculate to be the overall usage and they'll divide it by the residential usage and that's where they come up with the 11— "

3/21/2006 minutes

Councilman Dunleavy: "How do they get the overall usage? How do they get that overall usage?"

Councilman Bartunek: "How many flushes?"

Councilman Dunleavy: "No, no. Do they take a survey of other amusement parks with water rides?"

Gary Pendzick: "There are national averages."

Councilman Dunleavy: "Do they go there--"

Supervisor Cardinale: "Think of this as a life's work. Going from one water park to another determining how many flushes."

Gary Pendzick: "From an engineering point of view, it's basically number crunching."

Councilman Densieski: "Gary, is the water district going to be whole? Will it be made whole? Does this cover the expenses?"

Gary Pendzick: "What we expect- that's what we base the numbers on."

(Some inaudible discussion among the Board members)

Supervisor Cardinale: "Maybe (inaudible) knows. So that's why my focus has been on how we calculated it, not getting it back. But I think- "

Councilwoman Blass: "But there are real time numbers for the existing facility. I mean I'm sure they know exactly what is utilized now."

Supervisor Cardinale: "Well, the significance is- "

Sal Mastropolo: "That's why I asked the question originally. Is it for a new ride or is it for bathrooms? I'm trying to understand how they estimated 11 dwellings to come up with the number. Since it is a commercial establishment, I'm just wondering is there a way to revisit it if the estimates are way off."

Supervisor Cardinale: "There's no way to revisit it but we've got to get it right this time. I'm going to let them pass it but if it turns- I want to know how they calculated it and if they calculated it short so I'm entitled to more, I'll cancel my vote and we'll do it again for 16 next week."

Sal Mastropolo: "260."

Supervisor Cardinale: "Yes."

Sal Mastropolo: "The third page, I don't understand the second paragraph down, "B", in determining the number of lots, the planning board may exclude the existing overall parcel if said parcel existed in single and separate ownership prior to the adoption of the subdivision regulation. That shouldn't be in there."

Councilwoman Blass: "I circled that paragraph as well as the next one that mimics it for site plan procedures because I don't understand it either. I was hoping the town attorney would be able to explain that."

Sal Mastropolo: "It's in there in three places on each of the sections."

Supervisor Cardinale: "Barbara, Dawn- Mary, you did not draft that, right?"

Mary Hartill: "No."

Supervisor Cardinale: "Dawn did. Before we publish, we should verify that that is a typographical error."

Councilwoman Blass: "There's also another problem with that. There is another error in it as well."

Supervisor Cardinale: "We're going to proceed to a public hearing but we'll verify before publication whether that should be included."

Sal Mastropolo: "Okay. And on the next page, I think you should add the word residential to site plan since that was the name- you used it on the cover page- recreation fees for major subdivisions, minor subdivisions and residential site plan."

Supervisor Cardinale: "Okay. We'll make that correction. Thank you."

Sal Mastropolo: "262. You never said how many bids were received and it is plural so I assume that it's more than one. Generally you'll say how many bids are received."

Supervisor Cardinale: "How many bids for janitorial supplies did we get? Does anyone know?"

Councilwoman Blass: "Barbara Grattan should know."

Barbara Grattan: "I have no idea. I can't remember."

3/21/2006 minutes

Supervisor Cardinale: "You stumped her. Okay. We got several bids and we chose the lowest, Barbara, that much you remember."

Barbara Grattan: "I don't remember. I don't think I was there. I think I was in Florida when they opened this."

Supervisor Cardinale: "Okay. So your question is how many bids, right?"

Sal Mastropolo: "Right."

Supervisor Cardinale: "I will have to tell you that- "

Barbara Grattan: "Check with me tomorrow. I'll tell you how many there are."

Supervisor Cardinale: "Who would know?"

Barbara Grattan: "I'll know."

Supervisor Cardinale: "Okay. Barbara will find out. You call me tomorrow, I'll think you're really intense and I'll give you the answer."

Sal Mastropolo: "263."

Councilwoman Blass: "We're tabling that."

Sal Mastropolo: "Good. There was no dollar figures in there at all."

Supervisor Cardinale: "Yeah. That's going to be tabled."

Sal Mastropolo: "265. The third page. They're charging us a dollar and a quarter per mile? The IRS only allows 48 and a half cents."

Supervisor Cardinale: "265, third page, right?"

Sal Mastropolo: "Mileage. Normal business hours, mileage after hours and weekends. The very next one after it only charges us seventy-five cents per mile. It just seems high."

Supervisor Cardinale: "Sure does. What is this? Let me look. Extends the bid contract for annual diesel generator. Gary Pendzick, aren't you glad you came tonight? Could you show him that page? What is that supposed to mean that the item number three a dollar and a quarter for mileage? Actually- "

3/21/2006 minutes

(Some inaudible discussion)

Supervisor Cardinale: "What difference does it make? He can still drive it. Oh, for driving- "

Gary Pendzick: (Inaudible)

Councilman Dunleavy: "And, Gary, the normal business hour mileage is the same as after hours and weekends. That doesn't seem right."

Gary Pendzick: (Inaudible)

Councilman Bartunek: "Does it have something to do with the truck they'd be driving, Gary? The kind of vehicle they drive."

Gary Pendzick: (Inaudible)

Supervisor Cardinale: "Yeah. I'm uncomfortable with this extension without further- it is adopted in June of '04. I don't understand it myself and I suppose I should so why don't we table this. Because it doesn't make any sense to me. First of all the next one has seventy five cents a mile. This one has a dollar and a quarter. Neither of them make any sense because what it is- thirty eight or forty eight cents?"

(Inaudible)

Supervisor Cardinale: "You've got to watch everything, even they try to beat you up on mileage for God's sake. How chintzy. Go ahead."

Sal Mastropolo: "268, correct the date. It's March, not April."

Supervisor Cardinale: "268?"

Sal Mastropolo: "Yeah. The date in the upper left hand corner."

Supervisor Cardinale: "Okay. Yeah, April 21st should be March 21st. We fixed it. Next one. Maybe you should come in like before the meeting, sit down in my office and go over these."

Sal Mastropolo: "I do that, you'll pay for my time. This is free."

Supervisor Cardinale: "Go ahead."

Sal Mastropolo: "270."

3/21/2006 minutes

Supervisor Cardinale: "Yeah. 270, yes."

Sal Mastropolo: "Is it by design that the bids go back to Riley Avenue or is that a mistake? Says will be received by the town- on the second page it says will be received by the town clerk at Riley Avenue School. Is that by design, Barbara, or--"

Barbara Grattan: "I don't think I'm coming here to open up this bid."

Sal Mastropolo: "I didn't think so."

Supervisor Cardinale: "All right. That has to be amended. That's on March 21st- 270, the second page, the bids should go to town hall obviously not to this particular location. Moving right along."

Sal Mastropolo: "Are you going to withdraw- are you going to table 278, right?"

Supervisor Cardinale: "Yes."

Sal Mastropolo: "There was no date on the top of it. 280."

Supervisor Cardinale: "Yes."

Sal Mastropolo: "I notice you're addressing the Wading River ramp."

Supervisor Cardinale: "Yes."

Sal Mastropolo: "But it begs the question what's being done with the poor design of the parking lot and with the flooding at high tide?"

Councilman Bartunek: "I asked that, Sal, and I think the consensus was that it should be a separate issue. This is a change of work that's already been done and that should be a new contract."

Sal Mastropolo: "284."

Supervisor Cardinale: "Yes."

Sal Mastropolo: "There's a page here that doesn't make any sense. I don't know if it's out of place or it was inserted by mistake. Maybe it belongs there. But the town of Riverhead- it's an application for electrical inspections, the fourth- fifth page in."

Supervisor Cardinale: "I have to find it."

3/21/2006 minutes

Sal Mastropolo: "It's a sign permit for Timothy Hill Children's."

Supervisor Cardinale: "Yes. Oh, there it is."

Sal Mastropolo: "Does that belong there?"

Supervisor Cardinale: "The second page?"

Sal Mastropolo: "No, the fifth page."

Councilman Dunleavy: "No. That has to be a mistake because one is oil heat. So it has to be in there by mistake."

Supervisor Cardinale: "Yeah, no it's incorrectly included in this package. So it has to do with an application of a different applicant. So we've got to take it out."

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

Supervisor Cardinale: "Thank you very much. Okay. There you go. Is there any further comment in regard to the resolutions we're about to consider? Yes, please come up."

Sid Bail: "Sid Bail, Wading River Civic Association. Resolution 280. The \$5,000 for- is that for- is that for past dredging or ones to be done?"

Councilman Bartunek: "We're talking about- "

Sid Bail: "It speaks to two expenditures."

Supervisor Cardinale: "This is for a- you want to know if it's a past dredging or dredging that is now to be done. I believe- do you know? I believe it is- I asked that question at work session. Kenny is not here, the town- does anybody out there know? But I believe this if for new dredging. Because I asked what are you going to do for \$5,000- "

Sid Bail: "Right, yeah."

Supervisor Cardinale: "-- and they said they're not- Dave, do you know? I believe it is for new dredging and my recollection when I asked the question at the work session is it was not- there is a major dredging that you're aware of."

Sid Bail: "Yes."

Supervisor Cardinale: "We--I- it is not that. It's in closer to where the boats come in. The major dredging, a letter went out

3/21/2006 minutes

today from Kenny to the Army Corps asking that we be permitted to do it--to do the dredging through April 1st which they allowed us in '04. So that dredging is up to their response.

But this dredging is for a smaller area, closer to the boats. That's what they tell me."

Sid Bail: "Thank you very much."

Supervisor Cardinale: "Yes."

Councilman Dunleavy: "Mr. Supervisor."

Supervisor Cardinale: "Yes."

Councilman Dunleavy: "Can I say something? Sal, I think they're going to be an electric sign on one of the (inaudible) property and I think-- he showed us the sign and I think he's going to put one up so they need the electrical permit to hook up for electricity. Probably a lighted sign."

Supervisor Cardinale: "Okay. Okay. Is there any further comments-- "

Councilman Dunleavy: "That's what it appears."

Supervisor Cardinale: "-- on the resolutions. We have Connie and then Hal."

Connie Farr: "I had a comment on #290. I think we should cancel it or (inaudible) for a public hearing. Resolution 290, I think should either be canceled or should be tabled for a public hearing because I think this takes our rights away to freedom of speech, number one, and number two, since you are one that's supporting an open government where we're allowed to talk and make our comments, I think this is directly, you know opposite of what you want to have done and achieve.

Supervisor Cardinale: "It's all Ed's resolution, not mine."

Connie Farr: "I know."

Supervisor Cardinale: "But in fairness to Ed and to the board, it's-- we asked the town attorney to look at it and she cut out certain things, for example, five minute comment period was not appropriate for hearings but for general comment it might be.

I even asked her just before I left the office this evening whether (inaudible), banners or other signs should not be permitted in meeting rooms. Was that proper? Because if you allow people to speak, how come you can't have a (inaudible)? And she said in order

3/21/2006 minutes

that- that that was a permissible- permissible. Now is there anything else other than eight? Is there anything else (inaudible)?"

Connie Farr: "Did you read it? Like, you know, after it's been altered or edited, how it sounds?"

Supervisor Cardinale: "You mean this?"

Connie Farr: "Yes."

Supervisor Cardinale: "Well, I was asking- the only thing I saw on the revised version that you're looking at now that could be offensive was eight. Which said that no (inaudible), banners or other signs should be permitted in meeting rooms nor should the distribution of flyers be permitted. And I asked whether that- to my town attorney, might be a violation of first amendment- free speech rights, and she said no because when we are in a close space if people start (inaudible) and the banners you might get people's eyes poked out.

Now, I'd be very happy to cross that out, but is there anything else?"

Connie Farr: "Well, did it still say about being arrested by the police and escorted out?"

Supervisor Cardinale: "No. No. That was- that's out. I'll tell you what it does say."

Connie Farr: "That's taken out."

Supervisor Cardinale: "Said time frame of public participation- where it that?"

Councilman Densieski: "The last page."

Councilwoman Blass: "Police or peace officer remove the individual from the meeting room."

Supervisor Cardinale: "Where is that?"

Councilwoman Blass: "Number 10."

Connie Farr: "And it says if we want to say anything that's not good about you, you can also be escorted out."

Councilman Densieski: "No. That's not what it says. This is taken almost verbatim from Towns and Topics. They advise the town board, they give us information, and it's taken just about verbatim."

Connie Farr: "Well, fine, that's their town. This is our town."

3/21/2006 minutes

Councilman Densieski: "No. It's every town."

Supervisor Cardinale: "All right, well--"

Councilman Dunleavy: "This is only for the decorum in the meeting. You speak for five minutes and then if you want to continue speaking, other people might want to come up, let them talk, and then you come up again and continue. But this is just to move the meeting along and let everybody get their say and not one person up there for a half hour and everybody's waiting for that one person to get finished. So somebody else can come up and speak. And that's the only thing it's doing, is keep the meeting moving, that five minute rule in there."

Connie Farr: "Well, I think there's some other things that are good about it but, you know--"

Supervisor Cardinale: "If you have it in front of you, you want to take a look at it and come back up. If there's anything in particular that offends you, I'm all ears because we can amend it if it does. We did amend it. We sent it back and a couple things were deleted."

Connie Farr: "Okay. Thank you."

Supervisor Cardinale: "Thank you. Hal."

Hal Lindstrom: "Yeah, I'd like to comment on Resolution 290. Can we name this resolution the Lindstrom resolution? I think this probably came up because of the comments I made at one of the public hearings and I feel this infringes on our right of speech."

As long as, you know, I think we have a right to comment on public officials especially if it's public information and I think that this five minutes should be extended to at least 10 minutes. It's too short. Anybody have any comment?"

Supervisor Cardinale: "I understand what you said. I have-- I have other things about it that offend me more than the five minute rule. I'm concerned about 3, 8 and 10 more than I am about the five minutes, frankly. But I understand what you're saying."

Hal Lindstrom: "I think #7, speakers should present their remarks in a courteous manner and may not make personal comments about public officials, town residents or others."

Councilman Densieski: "What's wrong with that?"

Hal Lindstrom: "I think that should be taken out."

Councilman Densieski: "You can't be courteous?"

3/21/2006 minutes

Hal Lindstrom: "Well, I'm saying be courteous, but I mean- I think we should have a right to make a comment about any public official if it's- "

Councilman Densieski: "Why can't you be courteous about it?"

Hal Lindstrom: "-- if you feel that that person is not behaving in a manner that a public official should behave."

Councilman Densieski: "So you think that should be discussed at a town board meeting?"

Hal Lindstrom: "Right. I think that should be taken out."

Supervisor Cardinale: "Thank you. Okay, any further comment on the 64 resolutions we're about to consider? Yes, John."

John Griffin: "Good evening, John Griffin, Baiting Hollow. It seems like 290 seems to be a hot topic tonight. I've got to problems. Number one, Mr. Cardinale, I do have the same problem that you have with #8. I do think that's infringing on some rights. But I also have a concern with #1. If I'm reading this correctly, the town board can say the open comment is from 9:00 to 9:10 and that's it. There's not- I've seen it done at other board meetings where at- when the board says I've had enough, I've had enough."

I don't think there should be a time limit given. I understand the five minute time limit and agree with it but if you've got 55 people standing up here who want to talk to you, I think it's your obligation to listen to them. So I don't think you can put a time limit on that. Thank you."

Councilman Dunleavy: "I agree with you there."

Supervisor Cardinale: "Thank you. Yes, Joan."

Joan Griffin: "Good evening. Joan Griffin, Baiting Hollow. On Resolution 290, I think one thing that might have been missed was how do I say it the right way- to limit- people coming up just one time. It's like my husband just spoke, Hal just spoke, I'm speaking now on a different resolution and just the one time not to let the people come up two, three, four times to speak on the resolutions because somebody said something, it would help move the meeting a little better, I think in my opinion."

And also when we get to the open session and let the public speak just once, you can't come up three, four, five times on different subjects because somebody said something, you want to put your two cents in, too. Thank you very much."

3/21/2006 minutes

Supervisor Cardinale: "Thank you. Any further comment? If not, I'd like to have the board consider these 64 resolutions and we'll have time for general comment from the residents.

Barbara, could you begin the call of the resolutions?"

Resolution #228

Councilwoman Blass: "This is a budget adjustment in connection with the Mountain Brook Homes water extension. 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 #229

Councilman Densieski: "All hazard mitigation planning grant budget adoption. 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 #230

Councilman Dunleavy: "Budget adjustment general fund budget adjustment. 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 #231

Councilwoman Blass: "A question before I make a motion."

Supervisor Cardinale: "Yes."

3/21/2006 minutes

Councilwoman Blass: "Resolved that the town board grants the law firm of Sledjeski & Tierney be paid this hourly rate. There are two that are referenced. Which one are we paying?"

Supervisor Cardinale: "Yeah. Let me take a look at this. I will tell you on (inaudible) matters, I have added- I wanted to know when they got their last raise which was '95. They want to move to the minimum- I think we shouldn't be granting law firms rates. We should be granting individuals. I think that's- Mary Tierney and what's Sledjeski's first name- Tom Sledjeski. That's what I'd like to resolve to do, to pay them the hourly rate."

Councilwoman Blass: "But there's a Whereas that talks about that they were paid- and then there's a Whereas that says that they're establishing a rate of 165 and then there's this rate. Which one are we paying?"

Supervisor Cardinale: "Okay, I understand what you're saying. The 165- 165 hourly and the reason they threw the 150 in was because they've been paid that for the last 10 years. And they figure they can go up to the other minimum. Okay. With that amendment, can we consider this?"

Councilwoman Blass: "I move Resolution 231 which sets an hourly rate for Sledjeski & Tierney P.L.L.C. 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 #232

Councilman Densieski: "Resolution and consent approving the dedication of highways known as Meadow Path, James Way, Baileys Court, Meadow Court, Grassy Knoll, Recharge basin and right of way (Meadowcrest IV at Settlers Landing). So moved."

Councilman Dunleavy: "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 #233

3/21/2006 minutes

Councilman Densieski: "An order establishing a lateral water main for the Riverhead Water District for the Gateway East subdivision on Doctor's Path. So moved."

Councilman Dunleavy: "Seconded."

Supervisor Cardinale: "Moved and seconded. Barbara, I think you wanted a discussion on this. I had spoken to Dawn who indicated that Dick Ehlers was going to handle a letter from Zenk and that I asked her did it make sense to hold this up and she indicated she thought it to be unrelated so I put it on, that they'll handle it either by correspondence or (inaudible)."

Councilwoman Blass: "Okay, thank you."

Supervisor Cardinale: "So it's been moved and seconded. May we have a vote?"

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

Resolution #234

Councilman Dunleavy: "Order establishing lateral sewer main Riverhead Sewer District Best Western Lateral. 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 #235

Councilwoman Blass: "Adopts a local law to adopt Chapter 14 entitled Community Preservation to the Riverhead town code. 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 #236

Councilman Densieski: "Approves military leave of absence for a police officer. So moved."

3/21/2006 minutes

Councilman Dunleavy: "Second."

Supervisor Cardinale: "Moved and seconded. You're going to add that language, Barbara, on this one."

Barbara Grattan: "Thirty days, right?"

Supervisor Cardinale: "That's correct."

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

Resolution #237

Councilman Dunleavy: "Approves request for leave of absence. 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 #238

Councilwoman Blass: "This is a promotion for computer network and system technician. 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 #239

Councilman Densieski: "Computer network and system technician administrator promotion. 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 #240

3/21/2006 minutes

Councilman Dunleavy: "Promotion to senior assessment clerk in the Assessor's office. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. Discussion. Did you have-- "

Councilwoman Blass: "I just wasn't sure. Did we finalize this one in work session? Did we talk about this?"

Supervisor Cardinale: "We did not. So if you wish to carry it over for further discussion, that's fine. We had discussed this as you know in the fall at some length but never accomplished it. But, no, we did not discuss it-- "

Councilwoman Blass: "If the board is comfortable with it-- "

Supervisor Cardinale: "Does anyone need further discussion on this?"

(Some inaudible discussion among the board)

Supervisor Cardinale: "Yeah. The number is correct. Yes. Is Jack out there? Okay, then and the personnel officer does recommend it and I believe the committee, Bartunek, recommended it. Okay, so we're going to consider it then. Can we have a vote, please."

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

Resolution #241

Councilwoman Blass: "Authorizes attendance of a police lieutenant to the FBI Academy. 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 #242

Councilman Dunleavy: "Accepts the resignation of a public safety dispatcher and she only worked with us for one month. I'm sorry she's leaving so fast."

3/21/2006 minutes

Supervisor Cardinale: "You even lasted longer than that. Okay. Yeah, that is quick. What did you do to her, Chief, are you here? All right, don't tell us. Okay so we're accepting the resignation I think. Moved and seconded. May we have a vote?"

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

Supervisor Cardinale: "What about if we said no, she can't resign? She'd still resign."

Barbara Grattan: "The resolution is adopted."

Resolution #243

Councilman Densieski: "Approves the amended site plan of Jaral Riverhead Corp., formerly TC 58 Inc. So moved."

Councilwoman Blass: "And seconded with discussion."

Supervisor Cardinale: "Yes. Moved and seconded. Discussion."

Councilwoman Blass: "At the work session I think you may recall that when we were reviewing this, there were two errors on the plan and I know it was presented to us today for signature. I noticed that the site plan still referenced it as a motel so I did not sign it."

Supervisor Cardinale: "Right."

Councilwoman Blass: "For that reason and I don't know if the board went ahead and signed it. But we— a motel is not a permitted use in the town and that's all over the plan that we're approving a motel, so I just wanted to bring that to your attention."

Supervisor Cardinale: "Yeah. I can tell you that I remember you saying that at work session. You're a bad boy, Mr. Jaral, because you didn't give us a new plan. But I changed the plan. I marked it hotel and I want to tell you I was there today for a seminar. It's really a hotel. How is it defined? It's defined as entrance only from the inside, right, a hotel? There's no way you're going to get in that building from the outside."

Councilwoman Blass: "I understand that."

Supervisor Cardinale: "Except through the entrance."

Councilwoman Blass: "That's really not the point."

3/21/2006 minutes

Supervisor Cardinale: "But they should correct it."

Councilwoman Blass: "The point is it says a site plan for a motel--"

Supervisor Cardinale: "It's going to be confusing in the future. Absolutely."

Councilwoman Blass: "It's not a permitted use. I would think you would want to correct it."

Supervisor Cardinale: "I signed it. I amended it to hotel and signed it. Joanne amended everything that said motel to hotel. Do you think you could be a nice guy and get us a few new plans? Because that would be good."

Councilwoman Blass: "That was one of the details that most people don't--"

Supervisor Cardinale: "It's important to be detailed oriented. Okay. So please get us new plans but I did amend the one you gave us. Okay. I'm going to be in his office 9:00 tomorrow. I'll ask him for the plans. Okay. Okay. I guess we can consider it because we all know it's a hotel and we'll make sure the plans reflect that."

The Vote: "Dunleavy."

Councilman Dunleavy: "Yes, with the amendment hotel."

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

Councilman Bartunek: "I'm going to have to abstain. I wasn't at the work session."

The Vote (Cont'd1): "Blass."

Councilwoman Blass: "Yes, as amended."

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

Supervisor Cardinale: "Yes, as amended."

Barbara Grattan: "The resolution is adopted."

Resolution #244

Councilwoman Blass: "This approves the site plan of VerderBer's farm stand and garden center. So moved."

Councilman Densieski: "Second the motion."

3/21/2006 minutes

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

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

Supervisor Cardinale: "Yes. And it was very nice of you to come back for the meeting, George. He was supposed to come back tomorrow from his vacation. He came back for this very meeting. He said it was a really boring vacation. And I believe him."

Councilman Densieski: "Worse than the meeting?"

Supervisor Cardinale: "I can't imagine it could be."

Councilman Bartunek: "At this point, I don't know what to say."

Supervisor Cardinale: "Well, I'm touched."

Barbara Grattan: "You might want to say so he's not put on any of the resolutions either because he was on vacation."

Supervisor Cardinale: "That's right. We thought he wasn't going to be here."

Resolution #245

Councilman Dunleavy: "Approves site plan of Peconic Plaza LLC. 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 #246

Councilman Densieski: "Approves the site plan of Subway at Wading River. So moved."

Councilwoman Blass: "And seconded."

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

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

Supervisor Cardinale: "For so many years we had no Subways and now we have two."

3/21/2006 minutes

Councilwoman Blass: "Three."

Councilman Dunleavy: "Three we have."

Supervisor Cardinale: "Where's the other one?"

Councilman Dunleavy: "On Main Street."

Supervisor Cardinale: "There's one, there's two. Where's the third?"

Councilwoman Blass: "Next to the gym- "

Supervisor Cardinale: "Next to the gym, I would never see it. No wonder I didn't know it was there. Okay. That explains it."

Barbara Grattan: "Did you vote yes?"

Supervisor Cardinale: "Yes, I voted yes. The more the merrier."

Barbara Grattan: "Resolution is adopted."

Resolution #247

Councilwoman Blass: "Approves the site plan of 37 East Main Street. 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 #248

Councilman Dunleavy: "Accepts 5% bond on Jaral East End Hotel Corp. 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 #249

3/21/2006 minutes

Councilman Densieski: "Accepts cash security of Little Bay Shopping Center Inc. Belinda Bender. 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 #250

Councilwoman Blass: "Authorizes the release of a letter of credit for Jaral Riverhead Corp. TC 58. 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 #251

Councilman Dunleavy: "Authorizes the release of security for Sound Housing LLC Building #7. 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 #252

Councilman Densieski: "Authorizes the release of a security bond for Philip Marcario for PM Restaurant. So moved."

Councilwoman Blass: "And seconded."

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

Councilman Densieski: "Yeah, there's a typo in security but yes."

Barbara Grattan: "Where is it?"

Councilman Densieski: "Security."

3/21/2006 minutes

Supervisor Cardinale: "Where is this restaurant?"

Councilwoman Blass: "Phil's. Phil's, Wading River."

Supervisor Cardinale: "In Wading River. Oh, there you go."

Barbara Grattan: "Did he vote yes? Did you vote yes? I didn't hear."

Supervisor Cardinale: "No, I didn't vote but yes I vote yes."

Barbara Grattan: "Okay, resolution is adopted."

Resolution #253

Councilwoman Blass: "This ratifies the authorization of 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 purported owner Tri-State horticultural Services, Inc./Joseph Alberta. 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 #254

Councilman Dunleavy: "Ratifies the authorization of the town clerk to publish and post public notice to consider a local law to amend Chapter 108 entitled Zoning of the Riverhead town code (108-42 - Calverton office zoning use district. 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 #255

Councilman Densieski: "Ratifies the authorization of the town clerk to publish and post public notice to consider a local law to amend Chapter 108 entitled Zoning of the Riverhead town code for light industrial zoning use district. So moved."

3/21/2006 minutes

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 #256

Councilwoman Blass: "Ratifies the authorization of the town clerk to publish and post a public notice to consider a local law to amend Chapter 108 entitled Zoning of the Riverhead town code section on definitions. 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 #257

Councilman Dunleavy: "Authorize town clerk to publish and post public notice to consider the purchase of development rights of a parcel located in the town of Riverhead purported owners John P. Kujawski and Raymond Kujawski. 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 #258

Councilman Densieski: "It's an order calling for a public hearing for Extension #84 for the Riverhead Water District for Splish Splash water park. 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 #259

3/21/2006 minutes

Councilwoman Blass: "This resolution sets a public hearing pursuant to Article 12 of the New York State Town Law to declare certain premises not required for the purposes of the Riverhead Water District and authorizing the sale and transfer thereof. 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 #260

Councilman Densieski: "Authorizes the town clerk to post and publish public notice for a public hearing regarding a local law to amend Chapter 108 Zoning of the Riverhead town code Recreation Fees for Major Subdivisions, Minor Subdivisions, and Residential Site Plans. So moved."

Councilwoman Blass: "And seconded."

Supervisor Cardinale: "Moved and seconded. I note that Barbara you were going to make certain that we get the text right and with that, we'll take a vote."

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

Supervisor Cardinale: "Thanks. Yes."

Barbara Grattan: "The resolution is adopted."

Resolution #261

Councilwoman Blass: "Awards bid for flood damage restoration of town facilities. 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 #262

Councilman Dunleavy: "Awards bid for janitorial supplies. So moved."

3/21/2006 minutes

Councilman Densieski: "Second the motion."

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

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

Resolution #263

Councilman Densieski: "Motion to table 263. So moved."

Councilwoman Blass: "And seconded."

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

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

Resolution #264

Councilwoman Blass: "Is this one of those that we were considering tabling or not?"

Supervisor Cardinale: "Yeah, this is a tabled- this was- "

Councilwoman Blass: "No, I don't think this was one of them."

Supervisor Cardinale: "Let me look."

Councilwoman Blass: "264- this doesn't reference- it doesn't reference mileage in this one."

Supervisor Cardinale: "This one- it's the next one."

Councilwoman Blass: "All right. Extends bid contract for well and pump emergency service for the Riverhead Water District. So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Dunleavy, yes; Bartunek."

Councilman Bartunek: "I'm going to abstain from this too, Barbara."

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

3/21/2006 minutes

Resolution #265 and #266

Councilman Dunleavy: "I request that we table this for more discussion. So moved."

Supervisor Cardinale: "We should probably move at the same time table 266, same issue."

Councilman Densieski: "Second the motion."

Supervisor Cardinale: "Moved and seconded to table 265 and 266 to check out this mileage thing. May we have a vote please."

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

Resolution #267

Councilwoman Blass: "Extends the bid contract for corrosive control chemical for the town of Riverhead. 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 #268

Councilman Dunleavy: "Extends bid contract for water meters and accessory equipment for use by the Riverhead Water District. 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 #269

Councilman Densieski: "Authorizes the town clerk to post and publish the attached notice to bidders for the installation for a modular recreation office building. So moved."

Councilwoman Blass: "And seconded."

3/21/2006 minutes

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

The Vote: "Dunleavy, yes; Bartunek."

Councilman Bartunek: "Yes. I'd like to make just a comment on this if I could, Mr. Supervisor. I suggested some time ago that maybe we look into installation of solar collectors."

Supervisor Cardinale: "Yes."

Councilman Densieski: "We did talk about that."

Councilman Bartunek: "We did?"

Councilwoman Blass: "We did. It's included in the bid."

Supervisor Cardinale: "Good."

Councilman Bartunek: "Good. Very good."

Supervisor Cardinale: "We are doing that. A good suggestion."

Councilman Bartunek: "I vote yes, Barbara."

Supervisor Cardinale: "Okay."

Councilman Densieski: "George said yes."

Supervisor Cardinale: "He voted yes."

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

Resolution #270

Councilwoman Blass: "Authorizes the town clerk to publish and post a notice to bidders for dry hydrated lime calcium hydroxide. So moved."

Councilman Dunleavy: "And seconded with the amendment that the address be changed to 200 Howell Avenue, Riverhead, New York, Riverhead town hall. So moved."

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

Resolution #271

3/21/2006 minutes

Councilman Dunleavy: "Authorize the town clerk to advertise for bids transmission improvements Contract W Riverhead Water District. 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 #272

Councilman Densieski: "Authorize the town clerk to advertise for bids on precast concrete drainage rings and associated items. 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 #273

Councilwoman Blass: "Authorizes the town clerk to advertise for bids on traffic line striping. 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 #274

Councilman Dunleavy: "Authorize the town clerk to advertise for bids on traffic signs and related items. 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 #275

3/21/2006 minutes

Councilman Densieski: "Authorizes the town clerk to advertise for bids for traffic paint. 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 #276

Councilwoman Blass: "Authorization to publish advertisement for outboard motor boat engines. So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Dunleavy, yes; Bartunek."

Councilman Bartunek: "Discussion. Did we decide these were going to be four cycle?"

Councilman Dunleavy: "Yes. This- these- this boat is used to push barges around and- "

Councilman Bartunek: "This is not for the bay constable?"

Councilman Dunleavy: "It's for the bay constable. He uses- he pushed the barges around there and navigation equipment that's up there. And if there's an emergency, this boat will be taken over to the Sound and it needs two engines on the sound."

Councilman Bartunek: "Four cycle?"

Councilwoman Blass: "He's asking about the cycle. You weren't there for the conversation about the one or the two engines. I think that's what you're- "

Supervisor Cardinale: "Jack, are we looking at four cycle on the bid on the two outboards?"

Councilwoman Blass: "Yes."

Supervisor Cardinale: "They're four cycle. Okay."

Councilman Bartunek: "Yes, Barbara."

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

3/21/2006 minutes

Resolution #277

Councilman Dunleavy: "Adopts the recommendations of the Riverhead Anti-Bias Task Force. So moved."

Councilman Densieski: "Second the motion."

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

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

Supervisor Cardinale: "Yeah, I wanted to thank George Bartunek and John Dunleavy for working to get this in final form. I'm pleased to be able to cooperate with the Anti-Bias Task Force to pass those recommendations that they asked us to. I vote yes."

Barbara Grattan: "The resolution is adopted."

Resolution #278

Councilwoman Blass: "Motion to table Resolution 278."

Councilman Densieski: "Second the motion."

Supervisor Cardinale: "Moved and second to table. Vote please."

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

Resolution #279

Councilman Densieski: "Authorize Munters Corporation to perform emergency work to remediate and or restore permanent record files at Town Hall, 200 Howell Avenue and the Building Department 201 Howell Avenue due to flooding. 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 #280

3/21/2006 minutes

Councilwoman Blass: "Authorizes the town Supervisor to execute change orders No. 3 and 4 for Wading River boat ramp facility at Creek Road. 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 #281

Councilman Dunleavy: "Authorization to discard fixed assets. 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 #282

Councilman Densieski: "Authorizes the supervisor to execute an agreement with County of Suffolk Youth Bureau. So moved."

Councilwoman Blass: "And seconded."

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

The Vote: "Dunleavy, yes; Bartunek."

Councilman Bartunek: "Phil, with- I wasn't at the work session to review this. With all these pages, it's got to be something good for the town. So I vote yes."

Supervisor Cardinale: "This pays part of the salary I think of Donna. Yeah. The counselor in the youth."

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

Resolution #283

Councilwoman Blass: "This adopts the 2006 town of Riverhead Clean Energy Action Plan. So moved."

Councilman Dunleavy: "And seconded."

3/21/2006 minutes

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

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

Supervisor Cardinale: "Yes. And thank you for putting it together, Barbara."

Councilwoman Blass: "You're welcome."

Resolution #284

Councilman Dunleavy: "Approves temporary sign permit of Timothy Hill Children's Ranch. 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 #285

Councilman Densieski: "Authorizes the selling of the annual beach permits by Warren's Tackle Center, Fisherman's Deli, Xtreme Bait & Tackle, and Wading River Tackle Center. 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 #286

Councilwoman Blass: "Sets registration fees for the Riverhead Recreation 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 #287

3/21/2006 minutes

Councilman Dunleavy: "Ratifies the submission of a grant application to the New York State Division of Criminal Justice Services. So moved."

Councilman Densieski: "Second the motion."

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

The Vote: "Dunleavy, yes; Bartunek."

Councilman Bartunek: "Just a comment here, Barbara. The second line of the first Whereas, shouldn't that be legislative aide- it's a type error. Okay. Yes."

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

Resolution #288

Councilman Densieski: "Ratifies the submission of a grant application to the Suffolk County Youth Bureau. 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 #289

Councilman Densieski: "Request of financial assistance from New York State Senator Kenneth P. LaValle for a downtown Riverhead ice rink project. 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 #290

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

3/21/2006 minutes

Councilman Dunleavy: "I'd like to table this until we have more discussion on it and bring it up at another meeting if possible. I move to table this."

Supervisor Cardinale: "Is there a second?"

Councilwoman Blass: "I'll second to table."

Supervisor Cardinale: "Moved and seconded to consider a table. Vote please."

Barbara Grattan: "Barbara, did you second that?"

Councilwoman Blass: "Yes, I did."

Barbara Grattan: "Okay."

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

Supervisor Cardinale: "Yes. Discuss it on Thursday."

Barbara Grattan: "The resolution is tabled."

Resolution #291

Barbara Grattan: "Now we've got Resolution 291 to pay bills."

Councilman Densieski: "So moved."

Councilman Bartunek: "I'll second that, Barbara."

Supervisor Cardinale: "Moved and seconded to pay the bills, 291."

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

Barbara Grattan: "The bills are paid."

Supervisor Cardinale: "Okay. Barbara, we have two tabled resolutions, 195 and 223 that we should consider. I guess the 195 authorizes the 2006 contract for deputy highway superintendent, Ron Caffrey. We had some discussion about whether the terms are correctly stated. They were and would somebody move that, somebody second. I think it's Ed moving and Barbara to second."

Resolution #195

Councilman Densieski: "Sure. Authorizes the 2006 contract for Deputy Highway Superintendent. So moved."

3/21/2006 minutes

Councilwoman Blass: "And seconded."

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

(At this time the CD ended)

Supervisor Cardinale: "I forgot what I was going to say. Hope springs eternal."

Rex Farr: "Yeah, I just have a couple questions. Number one, the Greater Calverton Civic Association had sent two letters to the town board regarding, one, the F-1 project, and number two, the filling station on Edwards and 25 and I know they're not listed in the correspondence. I couldn't get a hold of Gene Greeves who is our secretary. So I want to make sure that (inaudible)."

Councilman Dunleavy: "Yeah. I received one of them."

Supervisor Cardinale: "Yeah."

Rex Farr: "You did receive one. On the F-1?"

Councilman Dunleavy: "The F-1. I think it was the F-1."

Councilwoman Blass: "I received one on the gas station."

Rex Farr: "The F-1 is the (inaudible)."

Supervisor Cardinale: "Yeah."

Rex Farr: "Can you give us an update on (inaudible)?"

Supervisor Cardinale: "Yeah. Sure. I received both of them. You will receive responses if you haven't-- where's Peggy? It's all Peggy's fault if you haven't yet because I'm sure they're on her desk."

F-1, we are-- I read with great interest the reports at your meeting of the sound testing they were doing-- from the newspaper. Didn't they come and tell you about the F-1 and how little they sound? Well, because I haven't seen the draft environmental impact statement which we're awaiting which was supposed to include that information. So they were giving you, because of your status, a preview.

We didn't see it. We haven't seen the sound information in which they allege that they have less sound in their go carts than Mr. Shulman has in his golf carts. But as soon as-- we're expecting the draft. There will be another hearing. Once we determine the draft answers the questions asked in the scoping, there will be another

3/21/2006 minutes

hearing to let the public discuss whether— what the draft needs to add in order to become final. And then the final will be submitted, which they have to do all this. Then there are— then there have to be findings of fact, is that correct? And only then can we consider the site plan.

I might also point out that Rick, did they make their application to the ZBA yet, that we discussed with Mr. Kozakiewicz and the applicant? I told— from the outset, as Rick knows, I have expressed concern as to whether the proposed uses were consistent with zoning and the interpretive body for that, particularly the accessory uses and whether they were accessory or principal. The interpretive body is the ZBA. They indicated to us several months ago they were going to go. Have they gone?"

Rick Hanley: (Inaudible)

Supervisor Cardinale: "Yeah, okay. So that's the status. They may have to go— they have to finish the draft, get it to the final, get the findings of fact, get the opinion from the ZBA, and then we can act."

Rex Farr: "So have you asked for an environmental impact statement?"

Supervisor Cardinale: "Absolutely. That's what we're talking about, draft environmental— "

Councilman Dunleavy: "We're waiting for the draft."

Rex Farr: "The numbers that the F-1 people sent you, we're rather skeptical of. Obviously they paid for the findings, the numbers are going to be in their favor and we're concerned that they might not be accurate on the F-1.

Now what about on the filling station?"

Supervisor Cardinale: "The filling station, we had the special permit hearing and that was two weeks ago."

Councilman Dunleavy: "Two weeks ago."

Supervisor Cardinale: "We've got a lot of correspondence in opposition. There's some serious issues on traffic obviously. Where's the SEQRA on that, Barbara?"

Councilwoman Blass: "We have to do our own. There was representation from counsel, I think, at the evening— the meeting at your Civic Association, SEQRA had been concluded at the zoning board

3/21/2006 minutes

level. They said it had been given a neg dec. The town board does its own SEQRA on their action- "

Supervisor Cardinale: "On the special permits."

Councilwoman Blass: "-- on special permits, but we have not declared- I think it's an unlisted action, is it, Rick. An unlisted action? But we haven't declared- right, significance, yes, but we haven't declared- we haven't taken that action."

Supervisor Cardinale: "Don't- Rick, don't we generally have a-- finish the SEQRA before we do the special permit hearing?"

Councilwoman Blass: "We have to."

Supervisor Cardinale: "Then how come we had a special permit hearing? Don't we generally finish the SEQRA before we do the special permit hearing?"

Rick Hanley: "Typically what you do is refer the special permit to the planning board, you ask them their opinion with respect to--"

Supervisor Cardinale: "We did that. And they told us it's a bad idea."

Rick Hanley: "They said it was unsuitably near a school."

Supervisor Cardinale: "Right."

Rick Hanley: "So you have your discretion with respect to whether you want an impact statement or you want an expanded EIF- "

Supervisor Cardinale: "But- you didn't answer my question. Don't we- now we got their recommendation, that makes sense. But don't we generally do the- make that SEQRA determination of typing the action and determining-- scoping and determining what document will be necessary before we have the special permit hearing?"

Rick Hanley: "You use the public hearing as a public forum, to hear from the public with respect to adverse impacts. If you hear that from them, you use that in your decision on the significance (inaudible)."

Supervisor Cardinale: "So we actually do the special permit hearing before we do the SEQRA. That's what we do. We did the special permit hearing two weeks ago- "

Rex Farr: "You left that open for 10 days. We got the letter in prior to those 10 days. So is there going to be another public hearing on that project?"

3/21/2006 minutes

Supervisor Cardinale: "We have to do the entire SEQRA. If we determine it to be a Type I- "

Councilwoman Blass: "It's an unlisted- "

Supervisor Cardinale: "If we determine that we need a draft environmental impact statement, we'd have to scope."

Councilwoman Blass: "And there would be a hearing on that."

Supervisor Cardinale: "Otherwise there would not. That's correct?"

Councilwoman Blass: "I don't believe there would be."

Supervisor Cardinale: "Okay. If we determine that it needed a draft environmental impact statement like the F-1 did, then we would have to have a scoping hearing, a draft hearing and a final hearing and the findings of fact. If not, we could proceed to the special permit determination."

Councilwoman Blass: "Right."

Rex Farr: "Do you have any time frame to make this determination."

Supervisor Cardinale: "Well, you know, it's interesting. I heard what you heard at the hearing. There's obviously some problems, traffic-wise, location-wise. So I guess the board will- I have it on the agenda as a matter of fact for discussion of the special permit application for Thursday. So stayed tuned, two days from now at the work session we'll be discussing."

I think the real key is is it going to go directly to the special permit consideration and accept the EAF, accepts the environmental assessment form that's in there or whether we're going to ask that they do a draft environmental impact statement which would add four months to the process. Okay?"

Rex Farr: "Okay. Finally, on the Crown situation, I know that- what's it- tickets were handed out or whatever. What's the time period for them to abide by these fines that have been levied? I think- didn't a code enforcer go down there- "

Councilwoman Blass: "Yes. Officer White went?"

Rex Farr: "-- checking out to find that they were in non-compliance?"

Councilwoman Blass: "Officer White went and issued tickets."

3/21/2006 minutes

Councilman Dunleavy: "We have to wait for them to go to court to find out what the judge does. They have to go to court. You just can't issue them a summons and fine them, the judge has to hear the case and make a determination of what he's going to do, either guilty or not guilty. So we're waiting for them to go to court."

Rex Farr: "Okay. Terrific. Thank you."

Supervisor Cardinale: "The other thing that Barbara was telling me is because I remembered that. They were out of compliance. I think they had stuff in areas they weren't supposed to have it, trucks and stuff. So I think what happened is we told them to get it out of there. I don't think they move too quick, so they got tickets and then they did get it out of there. So at this moment, they're in compliance but they've got to deal with the tickets which- "

Rex Farr: "And are you sure that they are operating only on the 2.01 acres and not on any more acres? Because it looks to us like that the addition that they were allowed to do, they were allowed to build out 30%, is that correct? On the 2.01 acres, they were allowed to build out to 30%. At the time that they came to us three or four years ago, they had only build out to 21%. Well, it looks to me like they added on a heck of a lot more than 9%. So- "

Supervisor Cardinale: "What is the status of that site plan?"

Councilwoman Blass: "That site plan has been approved. Are you saying that they didn't build what was represented on the site plan?"

Rex Farr: "I'm saying they built more than they should have built in my opinion, but I'm just curious. To me it looks like they're operating on a lot more than two acres."

Councilwoman Blass: "I know that we had the engineer to the planning board go out and take a look."

Supervisor Cardinale: "Rick, just so everybody understands the process. Once the site plan's approved, how is it closed out as completed pursuant to- any site plan."

Rick Hanley: "Upon the approval of the plan, there is a building permit issue obviously- "

Supervisor Cardinale: "Okay."

Rick Hanley: "-- and- "

Supervisor Cardinale: "That's what I was going to ask Leroy. Where are we with the building permit?"

3/21/2006 minutes

Rick Hanley: "And prior to- "

Rex Farr: "And which building plan? Which one? There were three of them. (Inaudible)."

Supervisor Cardinale: "We had lengthy discussions and we got it right. We knew what the site plan was. Now where are we on that site plan?"

Rick Hanley: "The building permit is issued- "

Supervisor Cardinale: "Right."

Rick Hanley: "-- construction occurs."

Supervisor Cardinale: "Right."

Rick Hanley: "-- upon the building permit being issued there is a performance bond posted and typically the applicant is anxious to get their reduced so they call for an inspection."

Supervisor Cardinale: "Right."

Rick Hanley: "We inspect to ensure that it's in conformance with the site plan approval and (inaudible) issues a memorandum and it's- "

Supervisor Cardinale: "So we have- so the building permit has been issued."

Rick Hanley: "Yes."

Supervisor Cardinale: "Pursuant to the approved site plan but the final inspection for site plan compliance and for building permit completion has not been issued. Right?"

Rick Hanley: "I don't believe so."

Supervisor Cardinale: "That would be the CO."

Rick Hanley: "I can check on that for you tomorrow but I don't believe the CO has been issued yet."

Supervisor Cardinale: "It hasn't, has it? Okay. That's where we are. The site plan has been approved. We've got the right one. It took hours of discussion in work session. They got a building permit for the implementation of that site plan but they have not yet completed it so that the site- they closed out the building permit and the site plan with the CO."

3/21/2006 minutes

Rex Farr: "And, finally, certainly I think it's a wise move to table the 25 million dollar additional- "

Supervisor Cardinale: "I'd like to table it forever if I could."

Rex Farr: "There certainly is a lot of information that we still need to gather and there may be ways of cutting that cost down. Because it is a good project. I firmly believe (inaudible)-- I firmly believe that the way to go in Riverhead was to mine and not to cap. I know it was expensive but we're certainly curious as to how we ended up with this additional 25 million dollars."

Supervisor Cardinale: "Thank you."

Rex Farr: "Thank you."

Supervisor Cardinale: "Yes, Hal."

Hal Lindstrom: "Hal Lindstrom, Wading River. I did want to comment on the F-1 project. I think there's one thing that you have to consider when you're going to vote on this particular project and that is I know they're having an environmental impact study done. One of the things that's probably not in that report is that the man who is proposing the project said that they were going to bring in their own carts so they did not do a noise study on those particular carts so what they're giving us is not going to be reflecting of what is actually going- what kind of carts are going to be at the place itself. So I just want to bring that up because maybe you can bring that up to them."

Supervisor Cardinale: "Yes."

Hal Lindstrom: "What is the normal noise level of these carts that they're going to be bringing in there."

Supervisor Cardinale: "That's a good point. Rick, you recall that they described at least three kinds of carts. When we get the noise studies, we need to know what cart- where is Mr. (inaudible) when we need him? So we need to test each of those carts."

Rick Hanley: "Adverse impacts of noise obviously- "

Supervisor Cardinale: "Because some of them are professional carts and presumably have large (inaudible)."

Rick Hanley: "We have not received the impact statement yet."

Supervisor Cardinale: "Do you have any idea on when that's going to come in?"

3/21/2006 minutes

Rick Hanley: (Inaudible)

Supervisor Cardinale: "Do you have any idea when they're going to the ZBA?"

Rick Hanley: (Inaudible)

Supervisor Cardinale: "Yes."

Councilwoman Blass: "I think the question is how are we going to address an impact for a cart that we have no- "

Supervisor Cardinale: "Testing."

Councilwoman Blass: "-- in other words they will be allowing individuals to bring their own carts if they're part of the club or racing situation but- and that would be something that we would not- I think it was represented- "

Supervisor Cardinale: "It was."

Councilwoman Blass: "-- that was going to be a scenario."

Rick Hanley: "There's a noise ordinance in the town of Riverhead."

Councilwoman Blass: "Right."

Rick Hanley: "And we identify (inaudible) adverse impacts in the EIS. I expect that most of this draft impact statement will have a (inaudible) with respect- not just the noise ordinance but noise impacts on those neighboring property owners, one being a horse farm, and other being a golf course.

We asked that they give us literature with respect to other places where noise affects animal husbandry, so (inaudible)."

Councilwoman Blass: "The only way to absolutely mitigate that though would be have a condition that, you know, outside carts- as an alternative to- "

Rick Hanley: (Inaudible)

Councilman Dunleavy: "I think they said that they were going to make them put on air mufflers and they weren't going to bring in any outlaw carts."

Supervisor Cardinale: "Yeah, the issue though that we're discussing just so you know when you read the draft environmental

3/21/2006 minutes

impact statement, is there's going to be house carts and they- I presume they use that cart- those carts to do their sound testing. Okay?

There are also going to be individual carts that can be left there at the site for those who are real aficionados of this. We need to have testing of those carts as well and then we need some kind of assurance that what are called outlaw carts are not going to be permitted. Because if you test only the most silent of the carts you're not getting- so would you make sure that that's covered? Thank you."

Rick Hanley: "This is the first I've heard of that."

Supervisor Cardinale: "They're going to be different carts. Yeah. They mentioned that at the initial proposal. You may not have been- "

Councilman Bartunek: "They did say just for the audience and I think, John, you correct me if I'm wrong, is said they had designed their own muffler system."

Councilman Dunleavy: "Yes."

Councilman Bartunek: "Requires the go carts (inaudible) but I don't recall if they stated they were actually going to make sure that the carts that were actually brought in were actually retrofitted at the time of the races. I don't remember if they said that or not."

Councilman Dunleavy: "I think they said when they were here at the Calverton Civic Association when they gave this presentation here at the Calverton Civic Association, that's when I think it was discussed. That's the only time that I heard that they were going to bring carts in and let them race and I'm pretty sure- "

(Inaudible comment)

Councilman Dunleavy: "Yeah. And they were going to make them put their mufflers on them. That's what I think he said."

(Inaudible comment)

Supervisor Cardinale: "Yeah. We tested the noise of the carts that are going to be there- "

Councilman Dunleavy: "Well, they're going to sell carts there, too. So if I'm an outsider and I buy a cart from them, I'm one of those certain individuals that are going to be able to bring my cart that I bought from them in because that will be to their specifications. So they're going to sell carts. They sell all types of carts from little kids all the way up to adult carts. So I think-"

3/21/2006 minutes

(Inaudible comment)

Councilman Dunleavy: "No, that's their carts that they sell. That's their specifications and I think maybe he was talking about if I buy a cart- then because (inaudible) certain individuals, he may then let me bring my cart in there if I buy it- "

(Inaudible comment)

Supervisor Cardinale: "Okay. Okay. Thank you. Just make sure we test the carts that are going to be there. Any, yes, comment, please."

Ann Miloski: "Ann Miloski, Calverton. I wasn't going to speak but now that they brought that (inaudible), in my opinion, that noise study is (inaudible). And the only way you're going to find out is going up there (inaudible), and then put your noise (inaudible)."

Supervisor Cardinale: "Thank you. You mean up in Boston?"

Ann Miloski: (Inaudible)

Supervisor Cardinale: "Okay."

Councilman Dunleavy: "Yeah, no. They invited us up there. Barbara and myself are going up there without them knowing it so we can hear the carts there. This is going to be a completely different track than up there though so I don't know how we can relate that noise to this track because this will be a completely different track."

Supervisor Cardinale: "You and Barbara? That's nice. Okay. Yes."

Sal Mastropolo: "Sal Mastropolo, Calverton. What's the status on the town-wide reassessment? When can we expect the decision as to whether we're going to do it or not?"

Supervisor Cardinale: "We have scheduled, (inaudible) is going to go in this fashion. There's at least three members of the board who are interested in exploring more of the format that we would have to go through to do it."

Scott DiSimone is outside counsel for investment matters. He's going to do a presentation at a work session. Peggy, is it Thursday or the following Thursday? Hopefully this Thursday but no later than the following Thursday.

3/21/2006 minutes

He's going to tell us what companies do this, there's about three of them that assist towns. And then he's going to bring that company in to present what they would be doing, how much it would cost, and then the board is going to consider whether there's the will to do it."

Sal Mastropolo: "We expect a decision in the second quarter of '06?"

Supervisor Cardinale: "Yes. Yes. Yeah, and John asks me every day. I can't get away from this. As I said, he almost lost the '03 election for me and he's doing very well in '06.

Any other comments about general topics within the purview of the board? Yes, sir."

Pat Rooney: "My name is Pat Rooney from Southfield Road. I would like to know what's the status on this group home that's proposed."

Supervisor Cardinale: "The group home on Southfield Road which, of course, is controversial- "

Pat Rooney: "We're all against it."

Supervisor Cardinale: "That's true. It's not controversial, everybody hates it. The unanimity of opinion. Leroy, is there any application before us for a building permit or anything now? Leroy is gone."

Pat Rooney: "I'd just like to say there's a lot of young mothers and children in that neighborhood and they walk around there in summertime and everything and if thing goes in, it's going to be very bad for all those children.

I don't have any children myself. I'm just concerned for the neighborhood."

Supervisor Cardinale: "Right. I understand. I can tell you, I wish I had a building department head. It was nice of him to come, but he left. I had a meeting with the town attorney and with- the town attorney and with representatives of Southfield about a month ago and they were asked a question whether they were going to require- and you got a letter, did you not, Joan? As a result- you have that letter? Rex has the letter.

But we produced the letter which essentially said that they indicated to us that they were not seeking any accommodation, in other words, any apartments, any outside entrances, any increased impervious surface, you know, driveway space, that they intended to comply with all the rules associated with all single family residences in the area

3/21/2006 minutes

and to blend in. Which is quite different from the impression that this group got when they presented their program to you.

So I asked Dawn to put that in a letter form, the result of that interview and get it to the Civic Association. Is Rex still here? Rex- he's with Leroy probably at (inaudible). So in any event, there is a letter that says that they seek no accommodations based upon the fact that this is a group home. That they will comply with all the rules.

The one thing that- so they're supposed to be doing that. I don't know if they have applied for a building permit yet because I don't have my building department- I have not been advised they have. And that's all I know. Does anyone else know any more?

I could find out- if you call me tomorrow, I'll get you more information. I need to talk to the building department to see if they made application and I need Dawn Thomas- you don't know much about it, right, Mary? Dawn Thomas is our resident expert. She's the town attorney. Mary's the deputy.

All right. So, please call me tomorrow. (Inaudible) or Peggy will get you the additional information."

Pat Rooney: "Thank you very much."

Supervisor Cardinale: "Thank you. Yes, John."

John Griffin: "John Griffin, Calverton. By the way, Hal, you still live in Calverton, not Wading River.

Just a couple of little things. On 94 Southfield. Phil, you said you had a meeting a couple of weeks ago with residents of the town and EEDA?"

Supervisor Cardinale: "No. It was with- "

John Griffin: "Okay, because there was nobody from the town- there was nobody from the residence of Calverton at that meeting. Even though we asked. And when we asked, they said you can have a meeting but you can't have these individuals so- the EEDA. Yes. They said we could have a meeting but these individuals who happen to be the people who are vocal against it, they said, no, you can't have them. So that is in my opinion not correct.

If you're going to have a meeting with the residents, you have it with people who want it and people who don't."

Supervisor Cardinale: "You're talking about the- what is the- "

John Griffin: "On the 17th there was a- "

3/21/2006 minutes

Supervisor Cardinale: "What's the name of the group home?"

John Griffin: "EEDA."

Supervisor Cardinale: "Yeah. That's what they said."

John Griffin: "That's what they said."

Supervisor Cardinale: "That is what I understood."

John Griffin: "Right. I had a whole lot of things here but apparently nothing has gone forward with that. As of this afternoon, I am told there is no application made to the town planning board at all as of yet."

Supervisor Cardinale: "The town building department."

John Griffin: "So that's- "

Supervisor Cardinale: "I'm not aware of that. I'm going to verify for that gentleman tomorrow morning when Leroy comes back from Phil's."

John Griffin: "Right. You had said at one of the town board meetings that the- I think it was three, four weeks ago, that the reason why we're leery or concerned about the group homes is that the town doesn't want to wind up on the wrong end of a million dollar lawsuit.

To me, if somebody's coming up to you and saying if we don't- if you don't allow this to happen, some words come to mind like extortion. I've got a real problem when somebody comes up to me and says, listen, we're going to do this and we don't care what you say. And that's not to us, that's to you. And you're the governing body of the town. So I've got a problem with that.

You know my feeling on how the town board has to take action on when they get something done.

One other thing that I--what I was going to talk about, question, was two weeks ago I think it was there was some controversy about volunteers and the dog shelter."

Supervisor Cardinale: "Yes. That's a continuing controversy."

John Griffin: "What's the deal with that?"

Supervisor Cardinale: "There's a meeting tomorrow morning- tomorrow at 1:00. Is Hansen still here? I'm losing them like flies."

3/21/2006 minutes

Councilman Dunleavy: "11:00."

Supervisor Cardinale: "11:00 tomorrow, John is going to be there, George is going to be there. I'm not going to be there, of which I am eternally grateful. But they're going to be there and there's an allegation from the public employee relations board that some— that some of the employees that didn't like the idea of volunteers in the first place, feel that they are— the volunteers are doing a job that is part of their job description. And that is going to be discussed to see if there is any merit to it. The volunteers say there is no merit to that allegation but we have to consider it because we have a complaint. That's the gist."

John Griffin: "Okay. As far as— I mean we're talking about volunteers. We're talking about people who want to walk dogs. People who have— people who are willing to give their time at no expense. It's really a nifty idea."

Councilman Dunleavy: "Well the problem with it, it's (inaudible) and that means that we can discuss it and try to iron it out tomorrow but if not, then we have to go to New York City in front of a judge and then we will hear the case and see if it warrants going further than that because they submitted it to PERB which is the way New York State contracts are solved. So I know it's just volunteers, but once this is instituted, we have to follow through with it and find out how we can repair it and fix it and see what happens."

Supervisor Cardinale: "(inaudible) aspect of this, John, is the ultimate dispute is that they allege that— that they're fighting with the volunteers about the right to clean out the kennels. Now I can't believe that people are actually going to fight each other for the glory of cleaning out kennels. It just doesn't make any sense to me at all."

John Griffin: "Well the long term implications of not allowing volunteers to clean out the kennels, goes a little bit deeper than that though. Mr. Bartunek here is having a clean up Riverhead day. They're all volunteers. Are they going to come out and say you can't do that."

Supervisor Cardinale: "Actually they do."

John Griffin; "Our firefighters are volunteers. Are they going to come out, the union is going to come out and say you can't do that?"

Councilman Dunleavy: "Our highway department doesn't do that. So they're doing something the highway department does not do. And they're not cleaning out cages. All they're doing is walking dogs."

3/21/2006 minutes

John Griffin: "Even if they're cleaning cages, you've got people who are willing to do it for free. You've got people that are on the government payroll that I'm paying their taxes. You're telling me that because I'm paying their taxes they've got a union contract, I can't go and do something that's going to save the— save my taxes?"

Councilman Dunleavy: "It's the same as teachers. Teachers have a contract. As a teacher you could volunteer to take a trip with the youth someplace as a chaperone. The union will not let you do that because it's violating your contract and this is the same thing. It's violating their contracts. So we have to go along— "

John Griffin: "Let me just close it. I'm glad that 230 years ago when the militia was all volunteers that we didn't have to worry about that because we'd still be having the British flag up."

Councilman Bartunek: "John, we're going to get it all ironed out tomorrow and we're all going to get along."

John Griffin: "I hope so."

Supervisor Cardinale: "Hold hands and sing (inaudible). Okay. Is there any other comment? If not, oh, yes there is, yes, sir, please come up."

Lawrence Rehm: "Good evening. Lawrence Michael Rehm, Calverton. I've a few— added to what Rex was saying on Crown Sanitation. I don't know if it was by his own hand or if he had an accident down there but the largest building that he separates his garbage, the rear roof has been opened up. It appears that he has put in more sorting belts. That's what it appears as far as I could see. I don't know if he's allowed to open it up or— "

Supervisor Cardinale: "When you say opened up, exactly what did you observe?"

Lawrence Rehm: "The rear roof is opened even more. It comes to a point."

Supervisor Cardinale: "I see."

Lawrence Rehm: "You know, opened. It appears to be he only had one sorting belt and he seems to have other sorting belts in there now alongside of one another which evidently he must have had to open up the roof in order for the stuff to go onto the belt. He has projections either metal or wood that project up. He needed that extra space from the roof to go onto the belt."

3/21/2006 minutes

Also the strips that he has there, he's replaced them. He's replaced them with even cheaper ones and they're not doing any good. Nothing."

Supervisor Cardinale: "That's like the (inaudible)."

Lawrence Rehm: "Right. The plastics. He had heavier ones when you first made him put them up."

Supervisor Cardinale: "Okay."

Lawrence Rehm: "He even has thinner ones now and they're just doing nothing. They're just hanging there. I mean- "

Supervisor Cardinale: "They're less thick than the originals."

Lawrence Rehm: "Right, right, right. I mean they do absolutely nothing. They shield nothing. They just blow in the wind. I mean it's just totally ridiculous. I mean I'm only saying this from the standpoint that I live in the neighborhood, yes, okay. People say to me, well, you knew he was down there. Yes. When I moved there 20 years ago, he had one little garage with just a couple trucks parked on that property. Since I've lived there, that largest building went up and every addition that he's come before you, he has added to the property."

The reason why he only has one garage was because he gets rid of his garbage every night across the street. He didn't need to board it as he's doing now, that's all he's doing is just boarding it until he gets someone in there to truck it out.

I mean, yes, he has the right to be there, okay. Everyone else has the right to (inaudible). They have a right to be there also. But times change.

The ultimate question I have for this board is, is the zoning going to be changed on the property?"

Supervisor Cardinale: "Yeah, that's the only industrial C we have left. Is that correct?"

Lawrence Rehm: "Outside of the landfill. But I think you are putting it into institutional- "

Supervisor Cardinale: "APZ probably."

Lawrence Rehm: "And the only piece of B property down there zoned."

3/21/2006 minutes

Supervisor Cardinale: "Yeah, I've made— Barbara has made herself clear. And I've made myself clear that I think the zoning is Industrial B in that area is probably appropriate.

We started considering a zone change but we never got to do anything (inaudible). Because we got distracted with some other matters. But we have also listened to the counsel for Crown on two or three occasions and he said some interesting things. But there's no—I found nothing cogent or convincing— to convince me that Industrial B zoning is appropriate in that location."

Lawrence Rehm: "I mean, yes, he's existed down there because the town years ago put him down there."

Supervisor Cardinale: "Right."

Lawrence Rehm: "Because he's on part of the old landfill. Youngs Avenue split the landfill years ago."

Supervisor Cardinale: "Right. I just learned that recently."

Lawrence Rehm: "The part that he's on used to be an ash pit where they burned garbage. So I mean, yes, at that time it was appropriate for him to be down there. Times change though. You know. I mean— "

Supervisor Cardinale: "I would expect the zoning to be considered and we can expect that it probably will be altered. I would caution that he'll have a pre-existing right to remain and as he wishes, if he wishes to enhance his non-conforming use if it is not conforming he can come back to the board just like everyone else and ask. But his acreage maxes him out already."

Lawrence Rehm: (Inaudible)

Supervisor Cardinale: "So you have that protection that he has already done that as you just described, has come back and asked. So the worse case is what you're looking at and I'm going to have somebody go down there and look at whether the original curtain has been altered to the detriment of the— the purpose of the curtain was to keep the dust and the noise in. The purpose of the roof was to do the same. I'm going to have someone look at those two things to see if they've been altered.

Is there anything else that you've noticed that's not consistent with what you understood of the site plan?"

Lawrence Rehm: "There are several things that were supposedly in resolution (inaudible). The berm was supposed to be removed along Youngs Avenue. Now the only reason why I think he's keeping it up is

3/21/2006 minutes

because if he removes it, he'd have to fence in the rest of the property."

Supervisor Cardinale: "So the conditions of Resolution 1340— what year was that passed, do you know that, Barbara?"

Councilwoman Blass: (Inaudible)

Lawrence Rehm: "In December, yeah."

Supervisor Cardinale: "'02 or '03? Okay. We'll find that out. I'm going to ask the code enforcement— Crown always tells me we can go out there any time, he has nothing to hide. So I'm going to ask him about the curtain, the roof and the compliance with Resolution 1340."

Lawrence Rehm: "One other comment and that's on a different subject. Do we have a projection date for the opening of the Suffolk Theater?"

Supervisor Cardinale: "Yeah. That's an interesting point. Castaldi still here, Mr. Castaldi? He didn't go to Phil's. Well, that's a comfort. Mr. Castaldi is still here. Bob, the guy wants to know when he can go see a show at your theater that was supposed to open in April."

Bob Castaldi: (Inaudible)

Supervisor Cardinale: "Yeah. What I— are you still telling us four months late or is it later than four months now?"

Bob Castaldi: (Inaudible)

Supervisor Cardinale: "Okay. But then what I want to know and what he wants to know is since we had hoped that you would be— May we would see some excitement there. How far after that would you expect to be able to do something like, you know, be finished, like open. What's realistic here?"

Bob Castaldi: (Inaudible)

Supervisor Cardinale: "From now? So it's going to be a year late now."

Bob Castaldi: (Inaudible)

Supervisor Cardinale: "Okay. I understand. Yeah, I know the history. But— I understand. So to answer your question. You were hoping to see this May a show there, more like (inaudible)."

Lawrence Rehm: "About a year?"

3/21/2006 minutes

Supervisor Cardinale: "Yeah. But he's in big trouble because hey, you're way behind on your conditions of the contract. You can buy a ticket, you just can't see a show until next year. Yeah, that's right. The documents say that he'll be selling tickets in the spring."

Lawrence Rehm: "I mean outside of the (inaudible) that we're discussing now, okay, I'm generally downtown mostly every day. I either pass the theater in the front or the back. I see no activity. I stopped today to look in the door to see how far we were getting, I didn't even see a mouse stirring."

Supervisor Cardinale: "That's what Vince is always telling me, too."

(Inaudible comment)

Supervisor Cardinale: "Yeah. But were there any workmen there? How about some workmen? You were there, that's great."

Lawrence Rehm: "I was there a little bit earlier around lunchtime. I mean I just hadn't seen anyone doing any type of activity."

(Inaudible comment)

Supervisor Cardinale: "Why not? They all do at EPCAL. I don't think anybody got a building permit out there in the last three years."

Lawrence Rehm: "All right. Thank you very much."

Supervisor Cardinale: "Thank you. Any, yes, Mr. Jaral. You have a lot of resolutions on tonight. Oh, I keep calling you Jaral. You are (inaudible). I should know that. I eat lunch with him every Wednesday at Rotary. Mr. Sal Vadaco (phonetic), excuse me. Jaral is a nice name but it's just not yours. That's his corporate name."

Sal Vadaco: "I'd just like to represent the Riverhead Rotary, not Rotary, Chamber of Commerce. I'm on the board of the Chamber. And I'd just like to know, are we going to paint the building?"

Supervisor Cardinale: "Yes. They have been shamed into it. Despite the fact that you guys pay \$50.00 a month rent, they're going to paint your building anyway."

Sal Vadaco: "Well, it's a town building- "

Supervisor Cardinale: "Yeah, I know."

3/21/2006 minutes

Sal Vadaco: "-- and the Chamber does good things for the town and you don't want that building just to rot away."

Supervisor Cardinale: "True. You know how much that's going to cost to paint that building? I've got a little reclamation bond problem, too."

Sal Vadaco: "Probably about 20 grand."

Supervisor Cardinale: "That's right. Yeah. It's scary. I bought my house for about that in 1978."

Sal Vadaco: "Timothy Hill says they'll do it for free. They have volunteers sort of like the issue with the-- "

Supervisor Cardinale: "Can't let them use it. They'll fall off the scaffolding, they'll sue us for millions."

Councilwoman Blass: "After we brought it up at the work session, I think you were there when I mentioned that I had attended the chamber meeting that morning, we were able to speak with Ken Testa, head of Buildings & Grounds, he said it is on his schedule for the spring."

Supervisor Cardinale: "It's on the schedule. We spoke with him at the last work session and as much fun as this is, we have to part. And it's the first meeting we've had on Riley Avenue and it's been a real kick. Thank you."

Meeting adjourned: 9:30 p.m.