

Minutes of a Town of Riverhead Town Board meeting held by the town board of the Town of Riverhead at Town Hall, Howell Avenue, Riverhead, New York on Wednesday, November 3, 2010 at 2:00 p.m.

PRESENT:

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| Sean Walter, | Supervisor |
| John Dunleavy, | Councilman |
| James Wooten, | Councilman |
| George Gabrielsen, | Councilman |
| Jodi Giglio, | Councilwoman |

ALSO PRESENT:

| | |
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| Diane M. Wilhelm, | Town Clerk |
| Dawn Thomas, | Town Attorney |

(The invocation was led by Mother Mary - Grace Episcopal Church.)

Mother Mary: "Lord, you call us to be a community joined together for the common good. Bless the dedication of these people gathered here in that goal.

Strengthen them for the decisions they must make and keep them in peace with those decisions. All this we ask in your name. Amen."

Supervisor Walter: "Thank you very much. That's Mother Mary from Riverhead Grace Episcopal Church.

We're going to take a- got a couple of things going on today but first Morty Weber (phonetic) wants to present us with a check from Riverhead Resorts and to our attorney. If the board would go down."

Morty Weber: "Mr. Supervisor, Members of the Board, we present to you our check for the extension on behalf of Riverhead Resorts (inaudible)."

Supervisor Walter: "Are we allowed to have this, Frank, because this is made out to (inaudible)."

Frank Isler: (Inaudible)

Supervisor Walter: "Morty, (inaudible)."

(Inaudible comment)

Supervisor Walter: "All right."

Councilwoman Giglio: "Frank, are you leaving because I had a question for you.

I just wanted to know if- \$3.8 million dollars, is that what the check is for? And it's made payable to you? Are there any strings attached to that \$3.8 million? Then why is it not made payable to the town of Riverhead?"

Frank Isler: (Inaudible)

Councilwoman Giglio: "So there are strings attached?"

Councilman Gabrielsen: "Well, I think the question is our resolution in the packet changes the due amount- \$6 million is owed today, not \$3.9- when we pass that resolution, \$3.9, if we pass it is due. So you came with a check that's short of the 6 million and is it a bank check, which was also promised us. Not you, they came, right, I'm sorry, Frank."

Frank Isler: "I'm holding in escrow a check that's for \$3.8- \$3,875,000 (inaudible). My charge as the escrow agent is to release it to the town upon the town board's adopting a resolution (inaudible). In any event, if the board rejects that resolution, my charge as an escrow agent is to refund the money to Resorts. If you adopt the resolution the process will continue and the money will be available to the town."

Councilman Gabrielsen: "So my question, again, is that a bank check?"

Frank Isler: "It is not a bank-- "

Councilman Gabrielsen: "It is not a bank check. Actually

today 6,000,000 is due, not (inaudible) until we adopt a resolution if and when we do."

Frank Isler: "Actually under our current contract there was an extension (inaudible)."

Councilman Gabrielsen: "Right. Which would bring it up to six."

Frank Isler: (Inaudible)

Councilwoman Giglio: "Okay. But that also- that resolution that we saw says that we were reducing the price to \$108 million and then the check would be released. So if you- "

Frank Isler: (Inaudible)

Supervisor Walter: "This is a town board meeting, not private advice from an attorney. We- this is stuff that needs to be discussed probably in executive session- work session."

Councilwoman Giglio: "This is a joke. That check is no good unless we agree to lower the price."

Supervisor Walter: "The- thank you, Frank, I appreciate your coming. All right."

Councilman Gabrielsen: "The resolution is not coming up today."

Supervisor Walter: "The resolution is not coming up until the check clears so what's the difference if it's a bank check or a regular check."

Councilman Gabrielsen: "Well (inaudible). I was told that they would come with 3.9 bank and when we made the agreement three weeks ago, nowhere at the time that you agreed with me was the contract going to be changed. It's being changed. They got an extension to January, 2012, that's part of that 3.9 million check."

Supervisor Walter: "There's no resolution in front of us, George. Nothing is happening until that (inaudible) clears and Mr. Weber said that if you would like, they would try to wire the money into Frank's account either- today is Wednesday- either Thursday or

Friday so the money, instead of waiting for the check to clear- "

Councilman Gabrielsen: "Well, if it clears or not clears, there's other contract changes, extension to 2012."

Councilwoman Giglio: "It's a carrot. It's a carrot in front of our nose."

Councilman Gabrielsen: "It's the same agreement we had three weeks ago. You told me we wouldn't change the contract- you- and it seems- "

Councilman Dunleavy: "George, can I ask you a question? Where else would you get 10 million dollars for this property that is ours to keep if this doesn't go through? You have 10 million dollars- "

Councilman Gabrielsen: "What's in the past is in the past. Moving forward, it doesn't matter what's in the past. Moving forward- if the contract ceases- "

Councilman Dunleavy: "If you were on the radio and said that you had people that were waiting- "

Councilman Gabrielsen: "We have a defense contract (inaudible). Okay."

Supervisor Walter: "Okay, let's- we can discuss this at work session. We're not discussing it here. What we are going to do now is- this is a work session, this is something that you discuss with attorneys. This is not something that we're discussing at the board meeting."

Councilman Gabrielsen: "Okay. I agree with you, Sean, and the resolution isn't coming up today, you told me that. With all the fanfare and the pictures and everything, you had your minute, now I'll have mine."

Supervisor Walter: "And you had yours. Are we good? Are we done? Okay, good. We've all had our minute. Now, let's move on- "

Councilwoman Giglio: "Actually the balance due right now if we accept that check is \$2,012,500 because the contract extension payments were not 2.9; they were 1.937,500 which brings the total to

5.8 million."

Supervisor Walter: "Okay, good. Thank you for that update."

Councilwoman Giglio: "So you still owe us two million."

Supervisor Walter: "Can we- "

Councilman Dunleavy: "Can I approve the minutes?"

Supervisor Walter: "Yes. Can you offer- somebody- "

Councilman Dunleavy: "Of the Oct. 19th meeting."

Supervisor Walter: "Can I get a second on it?"

Councilman Dunleavy: "So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The minutes are approved."

Supervisor Walter: "Okay. Riverhead Key Club presents Going Green Lesson. Do we have- oh, okay. Well, we have honoring Danielle Doll, Employee of the Quarter. Why don't we bring the labor relations committee- "

(Inaudible comment)

Supervisor Walter: "-- okay, so moving right along. You're right, Jodi, certificates of appreciation for participants in the Riverhead energy awareness day."

Councilwoman Giglio: "Okay. So on October 2nd of this year, Riverhead held its first annual Riverhead Energy Awareness Day. We got several participants from the community, business owners to come downtown with their energy efficient appliances and energy efficient lights and flooring and we have a few of those people that were able to make it to the meeting today.

So the town board would like to hand out these certificates in

appreciation and we hope you come back next year. So.

Okay, hi, how are you? Good to see you again. Thanks.

Okay, so is anyone here from Riverhead Ford? You are, okay, wonderful. I would like to present this certificate to you on behalf of the entire town board and thank you for your participation.

And (inaudible), so thank you very much. And we have Apple Honda. PC Richard & Son. Thank you very much. LIPA, Long Island Power Authority. Thank you so much. Go Solar. Thank you. Schwing Electrical, I don't see anybody from there.

Home Depot. No. We'll get those to them.

Riverhead Toyota. You'll take Riverhead- ? All right. Riverhead Building Supply perimeters. E2 System (phonetic). I don't see Jamie here. Heritage Wide Plank Flooring, there you go. Thank you. And one more, Revco Electrical Supply and she said she wasn't able to make it either, but we thank everybody for participating and we look forward to a better year next year. Thank you very much. Thank you."

Supervisor Walter: "I've got to come back up and get this. We have- the next- we're honoring three recent town of Riverhead employees. We've got Muriel Froehlich, Sharon Klos and Glenn Magee.

Muriel, it is with great pleasure, actually great sadness that we see you leave and we thank you for everything that you've done for the town. And we wish you much success in your retirement and we have a small token of the town board's appreciation, the town seal, and Tara has one in her office and we actually can get you one, we didn't have to steal hers. That's for you. Thank you for your service.

And, Sharon-- can you get Sharon's seal off the table, too? We have to hand it to her. We thank you. I know we're not carrying the microphone but we thank you for your service to the town of Riverhead. You get a plastic bag, too. Keep it on the shelf somewhere. All right. We appreciate your service.

Oh, wait, stay down there. We have one more thing. Jonathan Shindle (phonetic) from Stop and Shop. George are you coming up for

this?"

Supervisor Walter: "Jim, you're up. George, what time is the Key Club coming? Jonathan, can you give us a few minutes because we're going to have the Key Club come up at the same time? Do you have a few minutes? Okay. We'll do it that way. Thanks, George.

Okay, so we're going to wait for the Key Club to come up. Diane, I'm sorry. Could you give me my agenda? George, when they come in, could you just alert me?

Diane, if we could go to reports?"

REPORTS:

| | |
|-------------------|---|
| Police Department | amended monthly report for July 2010 monthly report for Sept. 2010 |
| Sewer District | discharge monitoring report for September, 2010 |

APPLICATIONS:

| | |
|----------------|---|
| Special event | Peconic Bay Medical Center - January 22, 2011 - 4 th annual polar bear plunge |
| Fire Districts | Jamesport Fire District annual election of the Jamesport Fire District will take place on Dec. 14, 2010 Manorville Fire District submitted their 2011 adopted budget on Oct. 29, 2010 |

CORRESPONDENCE:

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|----------------------|--|
| Peter Danowski, Esq. | Letter dated Nov. 1, 2010 re- questing site plan approval of special permit application of Quest, LLC |
|----------------------|--|

Stacie Rodriguez letter submitted Oct. 29, 2010
regarding special permit
application of Michael
Stapleton Assoc.

Glen Gilmore letter submitted Oct. 21, 2010
regarding special permit
application of Michael
Stapleton Assoc.

Phil Barbato letter submitted Oct. 20, 2010
regarding special permit
application of Michael
Stapleton Assoc.

Barbara Warner letter dated Oct. 29, 2010 ex-
pressing disappointment at the
possible lay off of recreation
department employee Danielle
Doll

Arleen Bobal letter submitted Oct. 25, 2010
expressing disappointment at
the possible layoff of
recreation department employee
Danielle Doll

Judith Ecker letter dated Oct. 18, 2010
expressing praise for the work
of recreation department
employee Danielle Doll

James McErlean letter submitted Oct. 22, 2010
noticing the town of Riverhead
of a filing of claim

Diane Wilhelm: "And that's it."

Supervisor Walter: "All right, thank you, Diane. We have a couple of public hearings. I guess we can get started. It's a vehicle & traffic one so usually they go fairly quickly."

Public hearing opened: 2:10 p.m.

Supervisor Walter: "Okay, 2:10 having arrived, we have the consideration of a proposed local law to amend Chapter 101 entitled Vehicles & Traffic Sec. 101-4 One-Way Streets of the Riverhead town code (Cedar Street, Riverhead).

We are going to make- taking Cedar Street in Riverhead, it was listed as a one-way street, and we're getting rid of that as a one-way street. Correct, John?"

Councilman Dunleavy: "What's that?"

Supervisor Walter: "Cedar Street."

Councilman Dunleavy: "Yeah, Riverhead. That's the one by the parking lot between Railroad Avenue and Court Street. It used to be a one-way street and now we have a parking lot there and it's a two-way street. So what we're doing is amending the code to make it what the street is."

Supervisor Walter: "Okay. Does anybody wish to be heard on this application- public hearing rather. There being nobody, we will keep this open for nine days for written comment until November 12th at 4:30 p.m. in the town clerk's office."

Public hearing closed: 2:22 p.m.
Left open for written comment for 10
days to November 12, 2010 at 4:30 p.m.

Public hearing opened: 2:22 p.m.

Supervisor Walter: "The next public hearing is scheduled to take place at 2:15; 2:15 having arrived and left, this is a consideration of a proposed local law to amend Chapter 101 entitled Vehicles & Traffic, Section 101-7 Turns of the Riverhead town code, Northville Turnpike, northbound at Roanoke Avenue.

Does anybody wish to be heard on this public hearing?"

Councilman Dunleavy: "And this public hearing is at the intersection of Northville and Roanoke Avenue so when the fire department puts those red lights on and they're leaving the firehouse, they were afraid that somebody was going to come up to

that traffic light and make a right turn because you are permitted to do it at a traffic light.

So we're going to put no right hand turns when that red light is there for safety of the firemen coming out of the firehouse and anybody on any of those trucks."

Supervisor Walter: "Okay. Does anybody else wish to be heard? All right, there being nobody, we will leave this-- close the public comment portion and leave it open for written comment until November 2nd-- Friday, November 2nd at 4:30 in the Riverhead town clerk's office. November 12th, I'm sorry, Nov. 12th."

Public hearing closed: 2:23 p.m.
Left open for written comment for 10
days to November 12, 2010 at 4:30 p.m.

Public hearing opened: 2:25 p.m.

Supervisor Walter: "2:25 almost having arrived, we will consider-- I'll talk slowly, the consideration of a proposed local law to amend chapter 101 entitled Vehicles & Traffic Section 101-5 speed limits of the Riverhead town code, River Road, Calverton.

And this is a reduction of the speed limit on River Road in its entirety between its easterly intersection with Edwards Avenue, continuing in a westerly direction to its terminus with Swan Pond Road and continuing in a southwesterly direction to its terminus at Wading River/Manorville Road.

And so 2:25 pretty much having arrived, does anybody pretty much wish to be heard on this public hearing?"

Councilman Dunleavy: "I'll just explain this. The department of transportation, New York State, seeing we have our rail spur crossing River Road, requested that we reduce the speed limit on River Road to 30 miles an hour and that's why we're doing it. It's to let the spur go across River Road at the intersection of River and-- "

Supervisor Walter: "It runs from Edwards Avenue-- "

Councilman Dunleavy: "-- Connecticut Avenue- River and Connecticut Avenue is where the spur goes across River Road."

Supervisor Walter: "Does anybody wish to be heard on this one?"

Councilman Gabrielsen: "Well, this is also in conjunction with the crossing gates being put there. I think the approach, the site distance wasn't quite like 500 feet that they were looking for when they came out and did an analysis on it. So a combination of the 35 and the crossing gates would solve it."

Councilman Dunleavy: "Thirty."

Councilman Gabrielsen: "Thirty."

Supervisor Walter: "Okay. So this is another exciting- step up former Councilman George Bartunek."

George Bartunek: "Yeah, George Bartunek, Calverton. The only question that I have, John, is does- how far down Grumman Blvd. does that extend? Is it 30 miles an hour all- "

Councilman Dunleavy: "Thirty miles an hour will extend just to the intersection of Grumman and River Road. It's going to follow River Road down."

Supervisor Walter: "Westerly to a terminus with Swan Pond Road and continuing in a southwesterly direction- "

Councilman Dunleavy: "It's only River Road, not Grumman Blvd."

George Bartunek: "Okay."

Councilman Gabrielsen: "I think the big concern was coming from the east, off Edwards coming- that's the spot where you have that little blind spot."

George Bartunek: "I understand the logic. It would seem to me to make more sense that if you just had a couple hundred feet before that railroad crossing. I mean, if you want to make the whole thing, it's a winding road. River Road is a winding road, granted. Grumman Blvd. is pretty much a straight away. I don't see

any sense in making that a 30 mile an hour road.

If you could make just a small segment of River Road just before you approach the railroad crossing, that would seem to make more sense than anything.

I'm not on the traffic committee any more."

Supervisor Walter: "We could put you on it."

George Bartunek: "Yeah, thanks a lot."

Supervisor Walter: "Oh, you don't want a- no pay- low pay- I mean a no paying job?"

Okay, does anybody else wish to be heard? If nobody else wishes to be heard we will close the public comment portion and leave it open for written comment until November 12th at 4:30 p.m. in the town clerk's office."

Public hearing closed: 2:26 p.m.
Left open for written comment for 10
days to November 12, 2010 at 4:30 p.m.

Supervisor Walter: "The next public hearing is for the budget. Before we go into the budget, we're going to wait- we think those students will be here at 2:30.

Does anybody have any committee reports they'd like to discuss?"

(Inaudible comment)

Supervisor Walter: "All right. Let's do the proclamation and maybe they'll come up. We could- you know what? We could take- okay, you know what? We'll go to public comment for Sandra Mott. That will take a minute."

Sandra Mott: "I promise this will only take two to three minutes.

First of all, I want to say thank you all for- "

Councilman Dunleavy: "Could you lower the microphone?"

Supervisor Walter: "Lower the microphone."

Sandra Mott: "I really have to grow."

Supervisor Walter: "Public comment. We're taking public comment on- from Sandra Mott."

Sandra Mott: "And I want to thank everyone on the board. Basically a letter to the News Review to encompass all- or thanks to all of you for the tree planting ceremony that took place at Calverton National Cemetery in Calverton on October 20th.

My mother, Ann Mott, and I, Sandra Lee Mott, would like to formally thank everyone who helped in the coordination of the tree planting to honor my father, Arnold G. Mott, and all of the veterans at Calverton Cemetery.

Thanks go to Sean Walter, Jodi Giglio, George Gabrielsen, Jim Wooten and John Dunleavy and Jill Lewis who coordinated this project with Mr. Persanto (phonetic), Mr. Conroy, Mr. Williams, Craig, and I'm afraid I cannot remember his last name, and the ladies and gentlemen in the administration offices of Calverton.

New York State Assemblyman Mark Alessi's attendance was greatly appreciated as was the two American Legion gentlemen. Whitman Nurseries donation of the beautiful dogwood tree was a kind gesture to honor all of Calverton, will live on in all of their memories.

Thank you, too, for the New Review's Barbara Ellen Koch's coverage of the ceremony. Thank you all. Take care and we really do appreciate it.

I just have several thank you notes I'd like to distribute."

Supervisor Walter: "Thank you, Sandra. All right. We're going to do our final proclamation and can we invite the Key Club in, George. And we're going to do both."

(Inaudible comment)

Supervisor Walter: "It's better this way. We're going to actually get the microphone for you."

Councilman Wooten: "We've got the assistant manager of Stop and Shop in Riverhead. Later on today, we're going to be passing a resolution which is going to declare November 14th as Riverhead Recycle Day.

You are going to see these posters which were made up by the Anti Litter Committee posted throughout all the stores in Riverhead. And what's important, and I'm going to let George talk a little bit.

We have an Anti Litter Committee and three of the members are here with us today and they do an outstanding job throughout the day- throughout the year and part of their job is not just coordinating town-wide clean ups but they also do education. They try to do- put it out there so people remember to recycle every day.

And some stats, you'll find out that the plastic bags that you get at the grocery stores, it says that citizens throw away some 100 billion plastic bags after they use them to transport groceries, prescription drugs, whatever you might go shopping at. And about two percent of these bags are recycled. The rest wind up in landfills where they can remain for centuries.

And it equates to about nearly 12 million barrels of oil.

So Stop and Shop, we're honoring them today because they actually promote the use of these bags, the canvas bags, and they actually give an incentive to people who come in with these bags and not use the plastic bags.

So let me get that proclamation for you. And this is a proclamation that the town board is giving to, well, Jonathan on behalf of the town for Stop and Shop for their work in trying to rid the use of plastic bags and to encourage the use of canvas bags.

Jonathan, I'm not going to read the proclamation to you but it's our thanks. And, George, you'd like to say a few words. He's the president of the Anti-Litter."

George Bartunek: "This may be in the proclamation. If I could take a look at that, Jonathan, I think there were some things that I gave to Jill Lewis to include in this. But I'm not going to read this whole thing.

But succinctly what Stop and Shop is able to do, if I'm not mistaken the manager told me that last year or during the one year period, Stop and Shop sold 2,000 reusable bags and by doing that, I think that they saved using something like almost 10,000 plastic bags.

It's just incredible. I went around to some of the other stores and I asked them how many plastic bags that they give out during a week or a one month period and one of the stores, I'm not going to mention the name, well, he says we use up a pallet a month or something like that. And it's just incredible the number of plastic bags.

I mean we're talking about hundreds of thousands of plastic bags that are just dispersed in our town, that are given out in our town, and if people were just able to consider using these reusable bags that Jonathan has brought in, it would really cut down, not only on the expense of the stores using the reusable bags, it would save the litter committee from going around in May when we have the litter clean up and chasing these things down Main Street or 58.

So it would help. I know that at one time I was giving a presentation to the town board at a work session about this and Councilman Dunleavy said, yeah, but what happens with me is sometimes I get half way to the door and I forget the reusable bags. He did say that he does have the reusable bags but they forget to get them and it happens with me. It happens to the best of us. Okay.

But I'll tell you something. Turning around and going back and getting the reusable bags is good exercise. All right. So thank you very much for the recognition."

Jonathan: "And we also encourage people that we take anybody's reusable bags. It's not just ours. Okay. So if you come for the five cents reduction for every bag you use, we take anybody's."

George Bartunek: "Well, that should be mentioned. It's five cents reduction for every bag that they bring in, they take it off of your groceries. Which is an incentive."

Jonathan: "It doesn't have to be a Stop and Shop bag, it can be any bag you have. (Inaudible)."

George Bartunek: "Thank you very much, Jonathan, and thank the town board for recognizing the efforts of Stop and Shop and Riverhead Recycle Day."

(Inaudible comments)

Councilman Wooten: "Do you want to introduce the Key Club?"

George Bartunek: "The next part of this little song and dance routine here— Sean you don't know, in my heart every time I turn on Channel 22, how much— it just— my heart, it just sinks."

The Key Club is another important element of what the Riverhead Anti Litter Advisory Committee is trying to promote.

The Key Club about a year ago I guess was looking for some environmental cause to promote and I went to the advisor for the Key Club which is Louise Wilkinson and suggested that maybe the Key Club could organize a presentation to some of the school classes regarding the importance of recycling.

And they took a hold of it and they've done an excellent job last year and they're going to carry on the work that they started last year on this year.

So with that little introduction, Louise, why don't you come up here and introduce the students that are going to be giving the presentation, please."

Louise Wilkinson: "Thank you, George. Actually the kids are prepared to do this themselves and I only have to introduce our president, Miss Kim Moreno."

Kim Moreno: "Good afternoon, I'm Kim Moreno. I'm president of the Key Club and Miss Wilkinson said. We're here to tell you guys about the Going Green lessons we teach at the local elementary schools, Phillips, Roanoke, Riley and Aquebogue.

And before I start with my presentation, our treasurer, Melissa Kujawski, is going to talk to you a little bit about our club."

Melissa Kujawski: "Thank you. So as the Key Club we are the oldest community service club at the high school. Key Club is a branch of Kiwanis International. Kiwanis International is the organization where we get all of our I guess we branched down from

it and in the club we work together to raise money for many organizations such as Doctors without Borders and the St. Jude's Hospital.

In addition, we also promote community activities and try and get involved in doing our own thing.

This year Kiwanis has set up a project that we can do to promote education and by teaching the Going Green lessons at the elementary schools we are supporting that education and promoting environmental awareness.

So, thank you."

Kim Moreno: "Right now, you guys are going to receive one green and one red piece of paper. The green is for true and the red is for false and we're going to do a trivial game.

What's going to happen is I'm going to have our supervisor pick a number from this presentation here and there's going to be a question about going green and we're going to ask you raise up either your true card or your false card to see what your answer is and we'll tell you if you're right. Yes, and there's no cheating.

So, Mr. Walter, would you like to choose a number?"

Supervisor Walter: "Ten because that's the only one I can see from here."

Kim Moreno: "Ten."

Supervisor Walter: "I knew there was a reason I got my glasses out of the car. Wait, if I get to actually see it, no, I'll go with ten."

Kim Moreno: "Number 10. Is it true or false? Plastic bags take 10 to 20 years to decompose."

Supervisor Walter: "Actually I'm going to say false. I change my mind."

Kim Moreno: "Actually plastic bags do take 10 to 20 years to decompose."

Councilman Wooten: "I thought it was longer. I thought (inaudible)."

Kim Moreno: "We're going to have our councilman choose the next number."

Councilman Wooten: "Number one."

Kim Moreno: "Number one."

Councilwoman Giglio: "Who's keeping score?"

Kim Moreno: "True or false. It takes 50 to 100 years for brown bags to decompose. You are all correct. It is false."

To inform you all, before we do these trivial questions in the classrooms, we do have paper bags and plastic bottles and stuff to show the students and we have them line up with the time that they think is correct. And then we do the trivial game to see how much they've learned and at the end of the presentation they do receive prizes.

I apologize, we do not have prizes for you guys today."

Supervisor Walter: "Having you here is prize enough for us."

Kim Moreno: "Thank you. I guess we can— Councilman Gabrielsen can pick the next number."

Councilman Gabrielsen: "Okay. How about number 1?"

Kim Moreno: "Number 1. We did number 1."

Councilman Gabrielsen: "Number 2."

Kim Moreno: "Is it true or false? Plastic bags are biodegradable? False?"

Councilman Wooten: "Well, if you say it takes 10 or 20 years— it's got to be true."

Kim Moreno: "Yes. Our councilman are correct. It is true. Councilwoman, would you like to pick our next number?"

Councilwoman Giglio: "Yes. Lucky number 13."

Kim Moreno: "True or false. Hanging your clothes outside instead of using the dryer will save energy. You guys all do your own laundry, right? You should know this. And you are all correct. It is true.

And our last number will be chosen by our last councilman."

Councilman Dunleavy: "Seven."

Kim Moreno: "True or false. Walking instead of driving is one way to go green. How many of your drove here today?"

Councilman Dunleavy: "We all did."

Kim Moreno: "Taking a walk is always nice. But you are all correct, it is true."

Supervisor Walter: "A long walk from Wading River."

Councilman Wooten: "I live about an eighth of a mile away."

Supervisor Walter: "You should walk."

Councilman Wooten: "Sometimes I do."

Kim Moreno: "That is— this is just a piece of what we do, the trivial game. There are 16 questions. We are only there for normally 45 minutes and we do try and squeeze in as much as possible. Sometimes they get through all the questions and sometimes they don't.

Normally our fourth graders do mostly get them correct, sometimes they're a little off, too, just like you guys were.

So that's it. Thank you guys for letting us come here and show you our presentation."

Councilwoman Giglio: "Thank you very much. Keep up the good work."

Kim Moreno: "Thank you."

Supervisor Walter: "Thank you. Key Club, we appreciate it."

Put that back on the podium, the other direction. There you go. All right, thank you very much. That was pretty neat.

Well, now off to the next item on the agenda is our final public hearing scheduled for 2:30."

Public hearing opened: 2:44 p.m.

Supervisor Walter: "Two-thirty having come and gone, this is a public hearing to hear all interested persons to consider the adoption of the 2011 annual budget for the town of Riverhead. Open that public hearing. Would anybody like to be heard on that subject? Hey, Matt."

Matt Hattorff: "Good afternoon. Your--"

Diane Wilhelm: "Would you state your name for the record?"

Matt Hattorff: "Matt Hattorff. Your proposed budget has a reduction in services of approximately 9% of the work-- they said it's on."

Supervisor Walter: "It's on. They're not very loud but the camera picks it up."

Matt Hattorff: "Well, it doesn't surprise me. Approximately 9% of the services. Now, do you think reducing the work force by 9% is not going to have an affect on services to the public? I'd like to know how making these reductions is going to affect services to the public."

Supervisor Walter: "You want us to answer? There's-- are you including the part timers as well as the full timers?"

Matt Hattorff: "It's approximately 9%, counting the part timers as just that, part timers."

Supervisor Walter: "Part timers. Matt, I hate to say this, everyone has to-- everyone in government, everyone in business, is being asked to do more with less and it's an unfortunate statement to make but in order for us to get through this next couple of years, the budget with the revenues of the town being what they are, we are going to be asking the work force to do a little bit more and I understand your concern."

We appreciate- the board appreciates your concern but we're not- this is not unique to the town of Riverhead. It's not unique to other governments such as Brookhaven, East Hampton. It's just a fact of the economic circumstances."

Matt Hattorff: "And the rest of the board feels that way?"

Councilwoman Giglio: "The board is going with the budget, line by line, trying to figure out where we can come back and trying to figure out what we need."

Councilman Wooten: "Yeah. I- normally I assume that people at a public hearing, I mean, yes, reducing the work force, will it affect public service should be (inaudible)."

Matt Hattorff: "That's what I- and I'm asking you. Do you believe that that's going to happen?"

Councilman Wooten: "Do I- I believe that there are certain services that we can't afford to cut back on and we are going through the budget as a board trying to find ways that we can do to protect public safety and public services because taxpayers do -- really deserve that for their tax money."

Where- if we can find enough where we can agree as a board to save some and we'll try to work out something, we will. That's the way I feel."

Councilman Dunleavy: "Matt, I just think that we're picking on the wrong jobs to eliminate. I can see eliminating general service jobs but I can't see eliminate specific jobs, one, that bring income into this town and there's jobs that we get millions of dollars of grants and we're reducing one office who has two employees to one employee to keep track of these grants that we get."

I don't think that's right. Specific J&B jobs (phonetic), I don't think that that's right because when you send someone to family court or probation that paperwork has to be done precisely the way probation and family court want that paperwork done. Putting a part time person there periodically, they will not be able to learn how that paperwork is done."

The recreation department. We've asked the recreation department to see if he can make a reduction some place else for his

employee who's very good. I want to follow up and make sure that if he does make those cuts, that that job is preserved because our recreation program deals with our seniors and our children are very important to this town.

And I don't want to see somebody— so I can see a reduction in the general work force but when you hit specific jobs that bring money into this town like the fire marshal, he brings money into this town. I can't see reducing those jobs."

Matt Hattorff: "The reason— "

Councilman Gabrielsen: "I would like to comment that right now we're still in the budget process. We may or may not be able to minimize the impact on the workers. I agree with Sean, it's not unique to Riverhead. People in New York, in America are hurting and you have to make cuts at some point where we have to quote save the republic.

But like I say, we're still working on the budget. Nothing's been finalized so I think most of the board members are, you know, still open. We're looking, nobody wants to fire anybody but we're looking."

Councilman Wooten: "That's what this public hearing is all about. But you should advise us."

Matt Hattorff: "Page 243 of the tentative budget. It has a transfer in funds from the highway department to the general fund of approximately, I think it's \$600 and I don't have my glasses, maybe \$738,000. What's that for?"

Councilman Wooten: "Is that something that came in— I have no idea. Is Rothaar here?"

Supervisor Walter: "Matt, just state the question again. We'll have the budget director give you the answer."

Matt Hattorff: "Page 243."

Councilwoman Giglio: "Bill, you want to come here and— "

Supervisor Walter: "Hold on a second, Jodi. Let's get your list of question and then we'll have— "

Matt Hattorff: "Jan has my list of questions. This was just one I- "

Supervisor Walter: "Rather than have a back and forth, back and forth, why don't you give us the questions and we can have the budget director step up."

Matt Hattorff: "I'll have- "

Supervisor Walter: "And see if we can address them if we can. So 243, state the question again, was a budget transfer, page- "

Matt Hattorff: "A budget transfer of approximately \$730,000."

Councilman Wooten: "From highway to general fund?"

Matt Hattorff: "Highway to general fund."

Supervisor Walter: "Okay. What else do you have? Well, it's just one question that I have that I just so happened to be looking. It says transfers to general fund, \$738,800."

Supervisor Walter: "Okay. I don't want to have a back and forth, back and forth, so are there any other questions or do you want to finish your comments and we can have, Jennifer you said."

Matt Hattorff: "Jan."

Supervisor Walter: "Step up and ask the questions and then we'll respond to the ones- give you the information for the ones that we can answer and if we can't, we'll get answers for you."

Matt Hattorff: "And I can have those answers within five days?"

Supervisor Walter: "Yeah. I don't see there's a problem with that."

Matt Hattorff: "Well, I think the public would like to know."

Supervisor Walter: "I don't see- let's have- let's get the list of questions so we're not going back and forth, back and forth.

So what else? Is there anything else?"

Matt Hattorff: "No. That's all I have for now."

Supervisor Walter: "Okay, thank you. Jan."

Jan McKenna: "Hi. I'm Jan McKenna. I'm the secretary to the union and we asked out membership if they could go through the budget and see if they had any questions and that we would bring them up to the hearing so that everyone didn't have to come here. So we have a bunch of questions and, hopefully, you can give me some answers.

We'll start with page 5 which is the town supervisor's budget and for personal services, you budgeted \$334,300. If we add up the salaries of Sean, Jill, Tara and Carol, it comes up \$31,000 less than that. So we were just wondering, is that a portion for Dave Cullen?"

Supervisor Walter: "Are you getting all these? Next question."

Jan McKenna: "And the second item is \$16,500 for fringe benefits. We want to know what are these fringe benefits.

Page 1, the town board. You have sick pay buy back non-uniform \$16,600. And we didn't think anyone on the town board is eligible to buy back sick time. So we were wondering what that was."

Supervisor Walter: "Let's get the questions and we'll have the gentleman that knows the budget answer the questions."

Councilwoman Giglio: "We as town board members don't get sick days, so- "

Jan McKenna: "Right. So these are the four of you and the town board coordinator. And she's not here long enough to probably have- "

Supervisor Walter: "Okay. Jill, do you have that question? Okay. What else do you have?"

Jan McKenna: "On the same page, your office supplies and expenses went from \$1900 to \$2500 and I know I've heard you all on the radio saying we're cutting back on paper clips. So I'm wondering why that's increasing.

Page 3, town justice court, there's overtime, non uniform \$20,500 which is the same as last year's budget and we were wondering why that overtime did not decrease when in most every other department it did decrease."

Supervisor Walter: "That one I can answer. I might have to answer that one. That's not going to be a political- I'll answer that when we get to it. Just remind me, Bill. Go ahead."

Jan McKenna: "And on that same page there's sick pay buy back non-uniform, \$29,400. I do know of one employee in that department that is buying back sick time and then I was told that the remainder of that portion is for the annuities for the two judges. And we were just questioning what- why does it not say annuities. Why would it be in sick pay buy back."

Supervisor Walter: "Okay."

Jan McKenna: "Page seven, the finance department. We were wondering why there was overtime of \$20,000 when their staffing has increased by hiring Scott. There is sick pay buy back of \$10,700- "

Supervisor Walter: "Hold on."

Jan McKenna: "I'm sorry."

Supervisor Walter: "Okay."

Jan McKenna: "There are sick pay buy back for \$10,700. We were wondering is that a buy back or is that also an annuity.

Education expense of \$2,000, we were wondering why so much, 2009 was \$816 was spent and the first six months of this year it was 375. So why budget \$2,000?

And the last item there was \$25,000 budgeted for miscellaneous consultants and we were curious why there was a need for that."

Councilwoman Giglio: "We took that out."

Jan McKenna: "All right."

Councilman Wooten: "I think we cut it down."

Jan McKenna: "Sticking with finance. The budget is for \$620,100. So we added up all of the people in that department and half of Jean Milowski (phonetic), we were told that half of her salary comes out of there and then we went to personnel and we saw Meg Ferris' salary and that had half of Jean Milowski.

But if you go to page 389, you have the entire budget for Jean Milowski, so it seems like \$70,000 is budgeted twice and that could save two of our people.

Page 9, auditor, budgeted \$162,600 for an auditor."

Supervisor Walter: "Hold on one second. Bill, are you up to speed because you are going to be the point man on just about everything here."

Councilwoman Giglio: "You can give us a copy of all those questions, right?"

Jan McKenna: "Absolutely. Auditor, in 2009 we spent- "

Supervisor Walter: "What page are we on?"

Jan McKenna: "I'm sorry, page 9. In 2009 we spent \$30,000; for the first six months of this year, we spent \$40,000 yet we're budgeting \$162,600. It seems to be like four times the amount.

Page 12, purchasing. The personal services is- there's only one person in purchasing and their salary is \$77,600 and it's increased by 4798 and there is cleaning, clothing allowance of \$800 which each union member only gets 400 so it seems like two people.

So that seems to be overstated by one but when someone brought this to my attention, I looked at the municipal garage where I am, and we were short by just about the same amount of money and I thought, Bill, that 20% of my salary went to purchasing but it would seem like 10%. Right? I thought it was supposed to be 20% so that just doesn't add up right.

Page 10, tax collection. Sick pay buy back \$4200, is that actual sick pay buy back or is that an annuity?

The seasonal clerks went from \$13,000 to \$6,000 and we were wondering why these seasonal clerks were being cut on this line and

increased on the town attorney line, page 17.

Page 17 also which is town attorney, sick pay buy back \$14,400, is that really sick pay buy back or those also annuities?

And every time I come to that, basically we felt there was like 20 employees that were getting annuities which seems to come to \$100,000 and we just thought that might be some place that could be trimmed."

Councilman Wooten: "I don't believe that they are annuities."

Jan McKenna: "They're not annuities? Okay. All right. And on that same page, 17, the last item is litigation and appraisals and that was increased by \$14,000. We were just wondering why.

Page 13, assessment. We added up all the salaries. When we added all the salaries our information is from the January 1st resolution so you know that. And the salaries budgeted are \$3,060 more than actually needed.

Then there is sick pay- vacation buy back of \$14,700 and we know of only one employee that's buying back sick time from \$1200 so why so much?

Also the board of assessment review went from \$3100 to \$6100. Why a \$3,000 increase?

Page 28, town hall annex west. The lights, heat and water went from \$60,000 last year to \$21,000 so we were just wondering are we not going to get heat or air conditioning in that building."

Supervisor Walter: "Have you asked the town employees something about this building? Sorry. It's my bad attempt at humor. We haven't had good air conditioning here or heat."

Jan McKenna: "Okay. Page 32, town hall south. And I do believe that is where the building department is, when we call town hall south. Yes?"

Supervisor Walter: "Oh, yes. Yes."

Jan McKenna: "Okay. So there's a building rent expense of \$37,400, utilities zero, so we were wondering are utilities included

in the rent and then if you look at page 212, we collect rent from the child care building of \$22,000. So if we own the child care building, and we collect \$22,000 and someone said that that had more square footage than the building department, town hall west-- south, that we're paying 37,000, maybe that could be looked into instead of collecting less rent for space that maybe we can move into and pay less rent."

Councilman Wooten: "(inaudible) the day care center."

Jan McKenna: "The day care center. Page 42, in the police and we just don't know this. It went-- for their cleaning/clothing allowance went from \$88,000 to 108,800 and we just thought that was a large increase and we were wondering why."

Page 43- "

Supervisor Walter: "Hold on a second. Are you getting all this?"

Jan McKenna: "Page 43, this is police. Computers, hardware and soft, \$17,000. We were wondering what they were buying because our information technology department purchases equipment and the municipal garage purchases this equipment for the vehicle. So what are they buying for \$17,000?"

Councilman Wooten: "The municipal garage buys computers for the cars or they just install them?"

Jan McKenna: "We purchase-- we charge it back to them."

Councilman Wooten: "Okay."

Jan McKenna: "But that's out of a different line, not this one."

Page 47, police department, miscellaneous expenses so far this year was \$2,000 and now we're budgeting for \$15,000. So why so high?

Page 48, BINGO, personal services \$3,300 and we have not had an inspector for years. So we thought that could be taken out."

Councilman Wooten: "We had that discussion. By law we have

to have one. We just haven't appointed anybody to that position."

Jan McKenna: "Okay. Page 51, juvenile aid bureau. Personal services is \$161,600 and we know Evelyn Hobson is in that for \$109,725 so who is getting the \$15,875?"

The cleaning/clothing allowance is \$2,000 which would be \$400 a person would be five people, so that- we didn't understand what that 2,000 was unless Evelyn gets 2,000 that we don't know."

Councilman Wooten: (Inaudible)

Jan McKenna: "Page 53, youth court department. Personal services \$2,000. We were wondering who gets paid this because we don't know."

Page 58, building, safety inspection. There's \$5,000 in overtime down from \$40,000 so we were just wondering why that was cut so much when justice court wasn't cut at all. Someone asked this question.

And then sick time buy back was \$4,800. Is this really a buy back or is this an annuity?

Page 59, service- it's building safety inspection. Service bureau expense \$8,400. Why is- what is this and why is it so much higher than the \$2,300 in 2008? Service bureau expense.

Page 60, accessory apartment review board, \$12,000. Everyone thinks we should get rid of that and have the building department handle it."

Supervisor Walter: "That ship has set sail."

Councilman Wooten: "I disagree."

Supervisor Walter: "We had a vote and the board decided not to do away with it."

Councilwoman Giglio: "We did cut it down by 4800. We're bringing it down to three members rather than leaving it up to one person in the building department to determine whose accessory apartments are good and whose aren't."

Councilman Gabrielsen: "That will save us \$4,800 on that line."

Jan McKenna: "Excellent. Page 61, code enforcement. There's three people, Richie Downs, Nicole Buckner and Linda McKay and only one should get a clothing- cleaning/clothing allowance, yet it's budgeted \$1200. It should be \$400.

Page 65, narcotics guidance council. Someone gave this to me and said what is this? I don't know. It's \$4,000."

Councilman Wooten: "What is it?"

Jan McKenna: "It's \$8800, narcotics guidance council, \$8800.

Page 66, highway administration. There's overtime non-uniform of \$8400 so there's two people in that category, they are both clerical people and we felt that was a lot, \$8400 for their overtime.

And there's sick pay buy back of \$15,900. In 2009, nobody took it so we just didn't know what that was."

Councilman Wooten: "What department?"

Jan McKenna: "Highway Department. Page 68, publicity economic development. Oh, that's the show mobile and everyone said I know you're working on that to make the show mobile self sufficient.

Page 75, parks. The first line is skate park attendants. And in 2010 the budget was \$40,000 and in 2011 they ask for \$95,000. We were wondering why did they ask for \$55,000 more and you budgeted 77,600."

Councilman Gabrielsen: "I think that was a mistake on their part because we're going to take \$37,600 out of that line. But you've got to understand this board hasn't gone through all this yet."

Councilman Wooten: "Well a lot of ones you mentioned we have gone through."

Councilwoman Giglio: "And we picked up on a lot of things

that you have."

Jan McKenna: "On that same page, there's \$2,500 for signage and we were wondering why we needed some more signs.

Page 79, beaches. There's \$2,900 for signage and someone said to me, at a beach, why do we need it?

And there's- I'm sorry, no, there's just why more signage at the beach and then there was printing 8550 and someone gave this to me and said, at a beach, what are we printing?"

Councilman Wooten: "Permits."

Supervisor Walter: "Some of these questions you realize we're not going to be able to answer because the department heads may or may not be here. I'll answer them, the board can answer them- "

Councilman Wooten: "The printing is for the beach permits, just to let you know."

Supervisor Walter: "Bill Rothaar can on very specific things but we're not going to- we're not going to get into a debate about this. We'll answer the questions but we're not going to turn it into a debate."

Jan McKenna: "No. We basically just want to bring it to your attention that we're questioning it.

Page 81, marinas and docks. There's \$10,000 budgeted for equipment and so we were wondering what equipment that was.

Page 82, youth programs. There's 28,050 budgeted for little league and we don't have little league. And then there's 11,400 for special events and we were wondering what those special events were."

Councilman Dunleavy: "What do you mean we don't have little league?"

Jan McKenna: "I was told we don't have little league."

Councilman Dunleavy: "We have little league."

Jan McKenna: "We have PAL. We have little league. Okay. I was told- "

Councilman Wooten: "We have a very active little league in this town."

Jan McKenna: "Page 94, planning department. Overtime \$2,000 and we're saying if we're cutting a position from this department, why do we need the overtime. And sick pay buy back is \$10,100 and we were wondering who was getting that because people aren't there long enough, maybe one.

Page 95, planning department consulting expense \$50,000. So if we're laying off an employee why are we going outside for consulting?

Page 97, environmental control, \$5,600 we didn't know who that was, who is that for environmental control?

Page 98, refuse and garbage, \$10,000 overtime. We were wondering, we thought the overtime stopped there. There's \$15,000 for landscaping and we were wondering why we are going to landscape at the yard waste.

And the tipping fees, why are they so much higher than 2009 and the anti-litter advisory committee, \$1,500, we thought that was pro bono so we didn't know what that expense was."

Councilman Wooten: "Well, they work for nothing."

Jan McKenna: "Okay. So it's expenses."

Councilman Wooten: "Right. It's bags, garbage picker uppers."

Jan McKenna: "Page 100, community development, overtime \$11,800. Again, if we're laying someone off from that department, why overtime. Forty eight hundred dollars for sick pay buy back, who is that for, and \$8,000 of expenses, only \$7.00 was used so far this year. We thought that \$8,000 was a lot.

Page 107, it's just called miscellaneous fringe benefits and it's the MTA tax so we were just wondering why it wasn't titled MTA tax instead of miscellaneous fringe benefits.

Page 170, travel soccer program. No money has been spent in the last two years and I was told that we don't have a travel soccer program.

And then page 172 we have a softball program budgeted for \$10,400 and I was told we don't have a softball program. And also then on 176 is the revenue for both of those so it's not a wash but it's more on the expense side and those programs don't exist.

Page 175, football uniform fees. We have not spent money on this in two years so why \$2000 now?"

Councilman Wooten: "It's biannual. We get two seasons out of the uniforms."

Jan McKenna: "Page 178, the teen center contractual expenses. Someone said we thought we were not having a teen center and there was no money spent in 2009 or 2010."

Councilman Wooten: "We looked at that one already."

Jan McKenna: "Page 185, other youth programs. And someone wrote if there's no program why do we need supplies. But, again, this is little league program expenses."

Councilman Wooten: "You're misinformed."

Supervisor Walter: "We have a very active little league."

Councilman Wooten: "Whoever told you (inaudible)."

Councilman Dunleavy: "I don't know who you're talking to about no little league. They don't know what they're talking about."

Jan McKenna: "Page 192, ADA adult recreation program, personnel services, \$2,500. We were wondering what employee this was."

Page 342 is the ambulance, RVAC Incorporated Management (inaudible). I'm not sure what that means, contract. So RVAC the budget increased by \$133,000 so we were wondering why the increase. And then there's rent budgeted for \$50,000 and I was told that we own the building so why do we pay rent, why do we budget for rent?"

Councilman Wooten: "They rent the building from us."

Jan McKenna: "Then that's not an expenditure. That would be revenue."

Councilman Dunleavy: "Out of their revenue it is. They contract with the town so they pay us rent for that building out of their line."

Jan McKenna: "Out of their line. Okay."

Councilman Wooten: "It's a separate (inaudible)."

Jan McKenna: "Page 49 is the bay constable and there's overtime non-uniform of \$1,500 so you have the bay constable salary and then you have pump out boat personnel so why overtime? Wouldn't the pump out personnel just work extra hours if needed? They wouldn't get paid overtime. So we were wondering why budget \$1,500 for that."

Councilman Wooten: "It's \$1,500 budgeted for overtime for non-uniform personnel."

Jan McKenna: "Yes. It's 500 for the bay constable and \$1,500 for the others and we didn't think they should get overtime."

And then on page 349 is marinas and docks, personnel services are \$5,000. We weren't sure who that was.

Almost done. Page 373, scavenger waste, overtime \$17,900. Why didn't their overtime go down?

Page 440, Calverton Park CDA, \$40,000 for landscaping. We were wondering why that was so much. Five thousand dollars for building repair and \$5,000 for consultants. Why so much over at CDA?

I'm done. Thank you."

Supervisor Walter: "Thank you. Does anybody else have questions, specific questions about the budget, before we have Bill come up and answer that? Okay. Bill, let's do the best we can and whatever we can't answer, Jan, we'd like— can we make a copy of that for the board as well? All right. Let's— whatever you can't answer we will get back—"

Bill Rothaar: "She went through a lot of different questions. I thought she had them on two or three different pages."

Diane Wilhelm: "Bill, could you just state your name for the record?"

Bill Rothaar: "Bill Rothaar. She went through a bunch of pages. I thought she had them on a couple so I'll try and just answer them in an overview and then I can get her the details she wants after this."

But a lot of the questions that she asked had to do with overtime and I'm sorry, sick time buy back, and the management and elected officials deferred compensation package. They're both put in one line, so I can break that out, we never got a chance to break it out. They're both put in one line so we're not continually adding lines to the budget, we're trying to segregate every line possible.

We can do that. I can give— the board has already been through this in the budget meetings. I can give them a list of which one is buy backs that the union employees have put in per their contract by September 1st so they can get paid back next year and which of that money is the deferred comp package."

Councilwoman Giglio: "This is the information that I asked for that you already gave us, right?"

Bill Rothaar: "Yes. The board already has it. And that's the second thing I was going to mention is a lot of these questions, they're good questions, they were brought up at the budget meetings. We are just about done. Tomorrow we'll probably finish up the general fund. We'll have the three major funds done and a lot of these questions were asked then. A lot of the questions that you guys have pointed out. So we can answer them."

Some of them have been changed. We won't know what they are until we finish the general fund but there's proposals to make some of these changes that some of the town council had mentioned up there when you were asking your questions.

So I'll try and go page by page for all the other questions that you have. Be patient with me."

Supervisor Walter: "Now this makes good TV."

Councilman Wooten: "Yeah, let me know when this is on in case I have a hard time sleeping. They're good questions. We already asked them but you- it's good to ask."

Bill Rothaar: "Jan, do you want (inaudible)."

Supervisor Walter: "Yeah, if you want to read them to him and he can flip the (inaudible)."

Councilman Wooten: "I'm just curious about the first one she said about the 730 from the highway to the general fund on page 243."

Bill Rothaar: "Seven thirty eight, that's the administrative charge back, we discussed this a couple of years ago where we charge it back based on a percentage. The administrative costs of the town general fund including this board, the town attorney, anyone who- any department that does work for the entire town gets charged to the town general fund.

There's a separate sub-set of taxpayers in water, sewer, highway happens to be the same sub-set but it's a different taxing authority, that get the benefit of those services. So those are charged back. It's on a percentage basis. What the percentage of administrative charge back is and what the expenditures in those funds are.

So you'll see that in every fund. You look in the highway fund, you'll see it in water and everywhere else where a certain percentage of that is brought in.

If you look at the revenues in the town general fund, there's about \$2.2 million dollars of revenues from these other funds that use the services that are administrative charge backs. Okay? And I can give you-

Councilman Dunleavy: "Does that average out to about 12%?"

Bill Rothaar: "Yes, that's correct."

Supervisor Walter: "We thank the highway department for that."

Bill Rothaar: "But that's every department, that's every, right, because sewer district that doesn't encompass every taxpayer in the town of Riverhead is benefitting from the services of the town board, the town attorney and so forth so that's how we charge it back."

Councilwoman Giglio: "So it's a standard that we just charge 12% across the board to all the departments. There's no breakdown as to how many services they're actually using?"

Bill Rothaar: "There's a formula that's done and we take the salaries from those administrative departments and we divide it by the total salaries to get a percentage. John's percentage of 12% is right there. It changes from year to year, it could be 12.1; 11.8; 12.4 depending on each given year. You're looking at the previous year and it's based on the expenditures in the fund that's paying us back for our services, paying the general fund back for their services."

So, yes, it's 12%. It's not specific jobs. We don't keep a time sheet of how much time the town attorney worked on the water district or town clerk worked on the water district. So we do it based on percentages."

Councilwoman Giglio: "But they have their own attorney that they pay out of those funds."

Bill Rothaar: "That's for separate projects. They still- all board resolutions go by- go through the town. Everything else goes through the town attorney. There are some specifics that they do just like planning may have a specific consultant or attorney, whatever it may be, but general services like the town board, the town clerk, the attorney, accounting, we pay everybody's bill and everybody's salary so those are all allocated and charged off to different tax bases. Okay?"

Well, that's it- if it's 514400, it is the account number. Sometimes the name is different but the account number and it's been changed now on most of these, but the account number 514400 is a combination of the sick time buy back of the union and the deferred comp (inaudible)."

Supervisor Walter: "Let me ask you a question, Bill. Is- I don't want to make extra work for you because between the budget and

getting that audit done, that has to come first.

Is it easier for you to just respond to these questions now or to do it in a brief written format? It may be easier to go through now than to have this as a homework assignment."

Bill Rothaar: "Well, I'm going to try to answer most of them. What I'd like you to do, Jan, any that I did answer put in writing and then I'll respond to that because I think I can knock most of these off knowing that, you know, you guys have addressed most of these in the budget meetings we've had, and then whichever ones we haven't give me a list."

Supervisor Walter: "All right, let's go as quickly as we can through them."

Bill Rothaar: "(inaudible). It's less because people have taken cuts in 2011. Anyone with 514400 or (inaudible) is either a combination of the sick time buy back and the (inaudible)."

Jan McKenna: "So that's just extra that they get in their contract over and above their salary?"

Bill Rothaar: "It's part of their contract, yes. Just like the civil service contract has clothing allowance or whatever else it is."

Jan McKenna: "Why is the overtime not being cut here?"

Bill Rothaar: "In Justice Court? Well, you can see what they're spending so I guess, and again, I think— I don't know if there's any changes being proposed in this one, but it would be unrealistic to cut that when that's what we're spending. (Inaudible)."

Jan McKenna: (Inaudible)

Bill Rothaar: "That was Justice Court."

Councilwoman Giglio: "Right. And they have Sarah (inaudible) part time which was supposed to mitigate some of that overtime."

Jan McKenna: (Inaudible)

Supervisor Walter: "So what's your question on that one?"

Jan McKenna: (Inaudible)

Bill Rothaar: "Why? What does hiring Scott have to do with the overtime that we're spending?"

Supervisor Walter: "This is- go ahead."

Bill Rothaar: "We had a deputy at one point and that was taken away. That's one of the reasons why, you know, the audit (inaudible)."

Supervisor Walter: "Jan, that's a policy decision of the town board. The audits have to get done. There is no ifs, ands or buts, we have to, have to, have to. So throwing money at that- "

Councilman Gabrielsen: "I would like to say tentatively, you know, she's got a point and the board did look at that. It was suggested cutting that back \$10,000 off that, we recognize that."

(Some inaudible comments)

Bill Rothaar: "Scott's also a CPA so they're allocating a thousand dollars per. This year I just have enough to (inaudible)."

Jan McKenna: (Inaudible)

Bill Rothaar: "Yeah, as we did with the capital projects we had to go back 10 years and go back and reconcile and close all of them out to (inaudible). We have to just stay with grants now."

Councilman Gabrielsen: "I'd also like to suggest that the town board suggested cutting that back, too."

Bill Rothaar: "Those both have been addressed in- "

Councilman Gabrielsen: "Right. So (inaudible) budget that we would be looking at."

Jan McKenna: "What about (inaudible)?"

Bill Rothaar: "It's half and half. It's half- "

Jan McKenna: "Right, and then what is- "

Bill Rothaar: "Yeah. This is actually the reserve fund, okay, so these numbers- we haven't updated these numbers yet. We know we're going to spend more. We (inaudible) allocate this. We have, between the flood and the fire, our insurance is going up and that's what this is, our (inaudible) insurance fund.

And we've also had a couple (inaudible) that have not been addressed. There's an outside counsel that has not addressed their reserves properly so our reserves on our insurance are a lot higher than we had anticipated a year ago.

So we may not have enough money in this fund to begin with (inaudible)."

(Inaudible comments)

Bill Rothaar: "Well, we won't know until December 1st what the insurance bill is going to be. So instead of changing this by an arbitrary number, that's (inaudible).

These are three audits now, okay. This is the town general audit, (inaudible) audit which are really combined as one. It's the justice court audit and the CPF audit which have all been mandated.

In the past, and I'll just explain the expenditures. Because we haven't finished the audit, they haven't billed for it yet. So the 2008 audit should be done shortly within the next month; 2009 should be done the beginning of next year (inaudible). Actually some of it has been spent already (inaudible)."

Jan McKenna: "Okay, purchasing versus municipal garage."

Bill Rothaar: "That's 10%. That's the allocation that we went with last year. If that's got to change, it's just moving it from one pocket to the other, we can do that. If you want to tell me that you're doing 20% of your time in purchasing, again, put that in the list and we'll change it, just moving it from one to division to the other."

Jan McKenna: (Inaudible)

Bill Rothaar: "We actually changed that. I think we saw we

had 800 in one (inaudible). No, we didn't, I'm sorry. In your case we kept it all out of municipal garage because we wanted (inaudible)."

Jan McKenna: "Seasonal workers."

Bill Rothaar: "That actually was taken out also or proposed to be taken out. That's all been addressed. Whether it comes out or not depends on (inaudible)."

Jan McKenna: (Inaudible)

Bill Rothaar: "It actually wasn't. It was up at 425, okay, so there isn't an increase. This budget is if you remember when the supervisor asked for everybody to give back 5% of their budget, the town attorney went from 425,000 down to 250. This also includes purchase orders or whatever it may be. So this 250 is actually less than what she had. If you look at what she spent last year (inaudible)."

Jan McKenna: "I added up the salaries for the assessment and it seemed to be \$3,000 high."

Bill Rothaar: "Okay. We've got a board clerk, part time board clerk for \$3,000. Okay."

Jan McKenna: "Three thousand dollar increase for board of assessment review."

Bill Rothaar: "That's the same- actually I think that's the secretary for that board. And it was vacant last year so that's why it wasn't in that. It was vacant when we did the budget for 2010."

Jan McKenna: (Inaudible)

Bill Rothaar: "Yeah, actually if you look, last year- this is contractual, (inaudible). Whether this is enough to cover last year, I'm not really sure. But this is this year. They have to look at last year. That 108 is this year."

Jan McKenna: "Seventeen thousand dollars for computers."

Bill Rothaar: "I will check with the chief. I'm pretty sure that those are the laptops. (Inaudible)."

Supervisor Walter: "I think those are also covered by grants. If they're the ones in the car, we received grant money for them but we have to spend it and then we get reimbursed."

Bill Rothaar: "Correct. They had discussed that. I'm not sure what's in there but there are (inaudible)."

Jan McKenna: "BINGO (inaudible)."

Bill Rothaar: "Yes."

Jan McKenna: (Inaudible)

Bill Rothaar: "I think that's \$2100 for police."

Jan McKenna: (Inaudible)

(Some inaudible comments)

Bill Rothaar: (Inaudible) "We also discussed that in the budget meetings."

Jan McKenna: (Inaudible)

Bill Rothaar: "No, that should be three. (Inaudible)."

Jan McKenna: (Inaudible)

Bill Rothaar: "I'll look in the contract. Okay? So leave that as a question for me."

Jan McKenna: "Do you know what the narcotics council is?"

Councilman Wooten: "It's got to be drug court. I can't think of what else it could be. I would think, right, no?"

Bill Rothaar: (Inaudible). "It's a lot lower than we have. It's going to be spent."

(Some inaudible comments)

Bill Rothaar: "Well, printing is for the permits. So you can take printing off (inaudible)."

Jan McKenna: (Inaudible)

Bill Rothaar: "I don't know if he had the list for that but he has equipment that's being replaced.

These programs, oh, this is '01 so this is different than '06."

Jan McKenna: (Inaudible)

(Inaudible discussion)

Bill Rothaar: "You can see that was cut (inaudible)."

(Inaudible discussion)

Bill Rothaar: "Okay. Landscaping at the dump. I don't even know if \$15,000 is enough. It's an estimate now until we finally get the DEC permit. We've gotten verbal estimates of \$20,000 a year for 30 years for the post closure cost for that landfill. That includes cutting, maintaining the landfill and taking leaching samples and things of that nature.

So since it hasn't, we put 15 in there. We may not spend a whole 20,000 next year but when once it's closed we'll know the number and the following year it will be 20,000 a year for 30 years. That's what's being estimated to us by the engineer. Okay?"

Jan McKenna: "And the tipping fees are a lot higher (inaudible)."

Bill Rothaar: "Yeah, (inaudible)."

Jan McKenna: (Inaudible)

Bill Rothaar: "Again, we've given all non-union or I should say non CSEA have given back 3.8%. So if there's a reduction you're going based on 2010; 2011 is less, similar to what happened in the supervisor's office."

Jan McKenna: "And contractual expenses?"

Bill Rothaar: "We'll have to- I'll get you an answer (inaudible). This is as of June (inaudible). MTA tax (inaudible)."

Jan McKenna: "Now, there's no travel soccer program. Take that out?"

Bill Rothaar: "This is 004 and the PAL so I don't know if you want to have Ray answer the questions to all of these. He's got revenues for these programs (inaudible)."

Supervisor Walter: "It's been addressed Jan."

Bill Rothaar: "006 is right. This is all the same."

Jan McKenna: "I have to ask the chief?"

Bill Rothaar: "Well, that's all been addressed. They've addressed it."

Jan McKenna: "And are we having a teen center? (Inaudible for a teen center, contractual."

Bill Rothaar: "I have to look into that."

(Some inaudible comments)

Jan McKenna: (Inaudible)

Bill Rothaar: "This is all the 006. This is where you can talk to Ray where he has his programs set up and they're all self-funding."

Jan McKenna: "And ADA adult recreation program (inaudible)."

Bill Rothaar: "This is all 006. He's got programs (inaudible) so he can show you how he's funding all that."

Jan McKenna: "Can you explain that?"

Bill Rothaar: "John explained that. That's a town owned building, this is a different fund. The revenue goes into the town. This is what the ambulance company is asking for. They've also asked for these expenses. If you look at the total expenses, I think the supervisor had told them to keep the expenses under a certain rate. I think his increase is 1% in the spending when you consider all lines."

Jan McKenna: "Okay. Bay constable, the overtime for non-uniform."

Bill Rothaar: "Yeah. That's all been discussed. I don't know what we've done (inaudible). Yeah, they've addressed it, I'm not sure."

Jan McKenna: "And \$5,000."

Bill Rothaar: "These are (inaudible). Oh, these are actually just part timers. This is up at East Creek. So these are part timers that are used from the rec department over the summer to get (inaudible). Just like any other beach."

Jan McKenna: (Inaudible)

Bill Rothaar: "And we have- the supervisor went through this budget. The town board as a whole has not gone through it so I'm sure we'll address these but you can see what we're spending. It's right in line with (inaudible)."

Jan McKenna: "Landscaping (inaudible)."

Bill Rothaar: "Yeah. This is in line with (inaudible) which is EPCAL. So this has been budgeted. This actually comes out of fund balance. It's only budgeted so when we actually start doing programs up there we have some money in there. (Inaudible). It's not a tax basis. Just for when they finally start, you know, doing stuff. (Inaudible)."

Jan McKenna: "Thank you. And you want a copy of all these?"

Supervisor Walter: "If you can give it to Bill, that would be or to Diane Wilhelm and Diane will give it to Bill. Okay."

Anybody else wish to be heard on the budget? Yes. State your name and hamlet or who you are representing."

Erica Wells: "My name is Erica Wells. I'm here on behalf of Michelle Janowitz, Riverhead. Erica- E-R-I-C-A, Wells, W-E-L-L-S."

I'm here on behalf of Michelle Janowitz, a Riverhead resident and New York State DEC Nuisance Operator and New York State DEC Wildlife Rehabber.

Please do not terminate the ACO position. We've had two full time ACO's since 2002. I submitted a list to show you the dates that the kennel attendant and other ACO have been out. I have it right here."

Supervisor Walter: "Can you just submit it to the town clerk?"

Erica Wells: "Between the two there are a total of approximately 148 days for 2010. There are also many months taken off in 2009. It was four months for an ankle injury, worker's comp injury for Lou. If the ACO is out on his normal days off, what is going to be done for those days? Using police services would be more costly than having the animal control officer handle these calls.

Furthermore all wildlife is the property of New York State which requires a nuisance wildlife operator license. Sean has this license. Wildlife is not to be handled by persons who do not have this license. Sean also has the experience in handling the animals and their at times unpredictable behavior.

The shelter recently had 19 dogs, the highest amount since 2002. In 2010 so far we've had 181 dogs. Sean and Lou have handled approximately 30 cases of wildlife this year including swans and racoons which both require the handler to have the Nuisance Wildlife Operator's license.

With the population higher now than in 2002 and the state of the economy, more animals are being picked up now more than ever before. Terminating the animal control operator position is a very big mistake. I have sent a letter to the board asking that they raise certain fees to pay for this position.

Please reconsider this matter and thank you to Councilman Wooten for his hard work on the animal committee."

Supervisor Walter: "Thank you. Next. Good afternoon, Mr. Walsh."

Bill Walsh: "Good afternoon, Mr. Supervisor, Members of the Town Board, Madam Clerk. My name is Bill Walsh. I'm president of Suffolk Local 852 CSEA. Good afternoon to all.

I have a couple questions and then I would like to talk about the process in which has taken place over the last year or so. I understand that and correct me if I'm wrong, we have currently a person who deals with the empire zone, that is the title I believe is empire zone coordinator. Is that correct?"

Supervisor Walter: "Yes."

Bill Walsh: "Has that funding been lost?"

Supervisor Walter: "Not yet. The program has ended but the various people or businesses are still in the process of being certified. We have an agreement I think that goes through next year. We only underwrite a certain portion of that and the other towns that share the empire zone benefits pay for the rest."

Bill Walsh: "Do you anticipate losing state revenue and if so how is— how are you and the board going to make up that revenue in order to keep this person operational in the town."

Supervisor Walter: "We're going to continue through next year because the program continues through next year and that would be a decision that would be made in 2012 for the 2012 budget. Yes."

Bill Walsh: "So I understand correctly that the— if the state was to pull the revenue, it would not affect— "

Supervisor Walter: "It's not the state. It's different towns, the county and the town of Riverhead and we have a contract into 2011. So the decision would have to be made in 2012."

Bill Walsh: "Okay. So there is going to be no lost revenue for this position, correct?"

Supervisor Walter: "Well, that's what we're anticipating. Yes."

Bill Walsh: "Okay. Then— "

Supervisor Walter: "It's like pulling teeth to get some of the revenue from the towns."

Bill Walsh: "I hear you. I guess my question is if you don't meet your anticipated goal of getting this revenue, is this a

position that the town will possibly lose or is this a position that you and this board are going to continue to fund even if the anticipated revenue does not come to fruition?"

Supervisor Walter: "I don't want to go into personnel matters. We're working on it."

Bill Walsh: "Okay. The other thing I would like to- I don't know if it's been stated but I know there are a lot of questions and I believe someone- I think Matt asked if it would be possible with the amount of questions that were asked is within the next five business days we would be able to receive in writing the answers to the questions. Does that seem like a reasonable- "

Supervisor Walter: "How long does it take to get the transcript usually Diane?"

Diane Wilhelm: (Inaudible)

Supervisor Walter: "A week to get the transcript."

Bill Walsh: "Okay."

Diane Wilhelm: "Contact me and I'll let you know (inaudible)."

Bill Walsh: "Thank you very much. I think I walked in on I don't know if it was a ceremony or selling property or whether there was a conflict in terms of how or who was paying but I think the gist of it was that I believe you are currently in the process of selling some property. Is that correct?"

Supervisor Walter: "Yes."

Bill Walsh: "How the check gets to the town or who was supposed to pay for it or whatever. If that sale of the property was to go through, it's my understanding that revenue would be revenue that- well, let me back up.

Is that revenue that you're anticipating from the sale of that property already defined in your current operating budget for 2011?"

Supervisor Walter: "No."

Bill Walsh: "Okay, so if it was to go through and the proper channels were taken in terms of getting the revenue to all of you, that revenue could be used if you choose to to offset the work force reduction that is currently in the 2011 operating budget. Is that correct?"

Supervisor Walter: "It could be used, yes."

Bill Walsh: "Okay. We will be- "

Councilman Gabrielsen: "Are you talking about the revenue for the deposit or the total sale of the property."

Bill Walsh: "No. I'm talking about the revenue of the sale of the property."

Supervisor Walter: "Oh, that's not going to happen until- go ahead, George. (Inaudible)."

Councilman Gabrielsen: "That contract allows that to buy extensions to January of 2012, January of 2012, so it can be that late until we get that whatever."

Bill Walsh: "So they do have a contract to purchase but the contract gives them to January, 2012 to actually produce the revenue?"

Councilman Gabrielsen: "No. The contract has to be amended. We're looking to get an amendment. We're looking for the 3.9 million. They owe us 6; 3.9 is what they brought in and they want us to amend the contract to give them an extension. So we'll give an extension (inaudible). The contract we have today actually has expired."

Councilman Wooten: "But to answer your question. If we go through a q and e and that money comes out of escrow and comes to the town, it can be used. Yes."

Bill Walsh: "Okay. So if they were- if they moved to get the revenue to the town for the sale of that property, sooner rather than later, then that revenue could be used to offset some of the work force reduction to 2011, even though I understand what you're saying, that they have until January, 2012 under their contract to actually give you the revenue. Is that what I understand it to be?"

Councilman Dunleavy: "Yes. But we can't anticipate and keep 2011 employees anticipating that we will get that revenue. Right now we have no property to sell. It has to be subdivided. That's the process we're in right now, is getting the property subdivided so we can sell them a piece of property."

Supervisor Walter: "And the issue, Mr. Walsh, the biggest issue is the earliest and it's not going to happen that they could even come to a qualified and eligible sponsorship hearing should we have adopted a resolution today, would be November 23rd. We didn't adopt a resolution today because as my learned friend, Councilman Mr. Gabrielsen so aptly suggested, we didn't get a bank check although I don't think it would have mattered from London and we didn't get a wire transfer so I'm not— I and the board are not taking any action on this until the money is actually in the bank. And that could take another two weeks potentially."

Councilwoman Giglio: "We can't use that money. We can't even consider that money revenue unless we agree to their terms. So it's not projected revenue as far as I'm concerned if it equates to lowering the price."

Bill Walsh: "I can understand not looking at revenue that you're looking at but it's not in your bank account yet. I clearly understand that."

What I would ask is that, you know, again, there are contracts and both sides have ways of moving to a resolution of that— closure of that contract. You know, if there's anything that you all can do to make that happen sooner rather than later, I think I'm suggesting that you try to attempt to do that.

Because that might if the revenue was in your bank account before the end of this year, that might help the revenue side problem that you're currently having.

And I understand the subdivisions and all of that. That normally would go through I believe your planning department and/or if there's zoning changes that need to be made. Those are things that I think you would have the ability to at least try to expedite on your part."

Councilwoman Giglio: "It's got to go through the state and the Suffolk County Department of Health Services also."

Bill Walsh: "So you're also dealing with other outside agencies."

Councilwoman Giglio: "Yes."

Bill Walsh: "Okay."

Councilman Gabrielsen: "That would be the hold up. It's not the board here, it's the DEC."

Bill Walsh: "So all of the-- everything that this town has done through its zoning board, planning board, that all has been completed. Now you're just waiting for I guess the state and the county."

Councilman Dunleavy: "And the DEC."

Bill Walsh: "The DEC."

Supervisor Walter: "Well, we're in the very early stages of what we can do. We've had the public hearing, we have not closed out the public hearing, it's remained open because everything stopped when they didn't come forth with the money. So we still have things we have to do in house."

Bill Walsh: "Okay. Well, as long as you can-- as long as you are making every attempt to do it as quickly as possible on your side, I think that makes sense for all the taxpayers in this town and I'm sure you would agree with that."

I would like to bring you back to a point in time approximately a year ago. As you all know, we here in the town of Riverhead, we fought real hard and long to stop what the past supervisor was attempting to do to the extent and I personally want to thank Councilman Wooten and Councilman Dunleavy only because they were here and they helped us get a referendum on the ballot last year which was to save the 911 operators from at that point, Supervisor Cardinale from being let go.

So I just want to say thank you to both of you. I also want to thank all five of you because during the process you all pledged to support that referendum and we were very successful I believe by overwhelming numbers to fight back the position of then Supervisor Cardinale.

We're also after looking at and having the budget analyzed, this year's budget, meaning it was Supervisor Cardinale's budget from 2009, it's our understanding and correct me if I'm wrong, that the referendum that was approved, he did not follow. He chose rather to tie all of your hands by taking the money that would have been generated in this year and taking out of surplus or whatever you refer to it as, and thereby really putting the hinderance on all of you moving into your first budget that you're preparing for 2011.

And what we ask is that you know moving forward, you know, I think you should take a look again if you haven't already to look at that referendum, look at what the people said they wanted, and put that money back into the budget because you know there's a lot of times many of you have to make tough decisions. But when the will of the people are being ignored, you know, I can understand why he did it. He was-- he lost the election, you know, he didn't have to have his budget approved until after the election day.

So and during that budget process, he figured you know what, I'm not coming back again, so I'm going to take money from a place where the residents didn't tell me to take it from and I'll tie the hands of the person I lost to, luck you."

Supervisor Walter: "That's the first thing you and I agreed with, well, I shouldn't say the first thing-- you're accurate."

Bill Walsh: "Well, listen, you know-- we're not always on the different page, sometimes it just takes us different routes to get there."

Councilwoman Giglio: "Actually he took it out before he knew that the taxpayers wanted them."

Bill Walsh: "Okay. Like I said. I knew going back in January 1 of '09 we fought long and hard with the help of Councilman Dunleavy and Councilman Wooten and others, we were able to get it put off to June before those people were let go. We were then able to get a referendum on the ballot and what I'm asking is that you take another look at what the people said they wanted and if you did that, you would find out that that revenue source that basically was taken away from all of you and the people. It was taken away from the people.

Let's put it plain and simple. It was taken away from the

people. That that revenue source is something the people said we want. If that revenue was put back into this budget that you're proposing, we may not be at a point where there has to be a need for a work force reduction and the potential of lost services.

And I would ask that you would— and you don't need to give me an answer because you know what, this is something that you all have to contemplate moving forward but I would ask on behalf of, you know, all the town employees and the residents who said this is what we want, I would ask that you take another look at that issue and see if that doesn't bring you to a point where you may find the will to add that to the current revenue stream which you are currently proposing for 2011.

Again, I want to thank you all for your service. I know it's not easy, budget times are tough but the people I represent here in the town, you know, really do care and I know you know they care.

They care enough to take the time and go through the budget line and try to, you know, find if it's a nickel someplace where you know they can save a few dollars.

And I'm asking you to do the same thing with the goodwill that hopefully we can have moving forward collectively. So thank you very much for this opportunity to speak to all of you."

Councilman Dunleavy: "Mr. Walsh, just to answer you. That was never followed. The will of the taxpayers was never followed last year and it's not being followed this year. That money was never put in. It was never thought about being put in and we're still three dispatchers short after a year of public safety of the taxpayers of the town of Riverhead saying that they wanted them.

I'm still fighting to get that money put back in so we can have a full dispatcher system. That's almost \$900,000 where that can be used possibly to save these people because right now it's in the police budget. So I hope that this town board will think about putting that money back where the taxpayers want it and save some of these employees and not take it out of other places and we still don't have the dispatchers we're supposed to have."

Bill Walsh: "Well, thank you Councilman Dunleavy. I do appreciate your comments and, again, you know, I would ask, you know, if at all possible if you would reconsider, take another look

at, whatever phrase you want to use, to- and clearly, you know, we too, sometimes we're at odds over issues but we too want to be a partner.

We have been a partner simply in the fact that we carry out the mandates of this town council and the people that it puts in place to run the departments. We're the ones who are out there trying to follow those mandates and provide the services that you all want and the residents deserve.

So we want to continue to be a partner. We look forward to, you know, maybe sitting down with some of you or all of you maybe in the next 10 days or so to see if and when- if where we do have common ground where we might be able to come together but we also need to see that, you know, the will of the people is going to be followed."

Supervisor Walter: "We have an appointment with Stephanie- I want to make sure George knows about that appointment because (inaudible). Yes, okay. From the CSEA, I don't remember her last name."

Bill Walsh: "Thank you very much, Mr. Supervisor. Thank you members of the town board."

Councilman Dunleavy: "Thank you"

Supervisor Walter: "Does anybody else wish to be heard on the budget? Okay, there being- oh."

George Bartunek: "George Bartunek of Calverton again here on behalf of the North Fork Environmental Council of which I'm the vice president for Riverhead.

There were two positions that were being considered previously four or five months ago to be eliminated that would impact the environmental review of different applications that would come before the town and apparently there is one now that is also being considered again. This is the position in the planning department.

The person that we are speaking of, I'm not going to mention the name, I don't have to, was hired by the town fairly recently to clear the backlog of applications that built up in the planning department. That has been accomplished so it seems to me that what

you're doing is you're considering the elimination of a position that makes the planning department run a lot more efficient than it had been in the past with getting applications taken care of.

The person in question has expert experience with handling the processes of SEQRA, the State Environmental Quality Review process, has 10 years of experience and, quite frankly, from a financial point of view, doesn't even ask for benefits from the town. This person (inaudible) on her spouses benefits.

I was also interested- I just also picked up something when you were having a dialogue about, Jan brought this up, that there is a- in the budget a \$2,000 provision for overtime in the planning department. I have no idea what that is going to be required for but if it seems to me that if this person were eliminated from the planning department that there would be maybe an increased need for overtime beyond the \$2,000.

So I want you to really consider this very carefully. This is a person that would be eliminated. Naturally the NFEC is concerned for the critique of environmental concerns in the town and the elimination of this position would negatively impact that.

Thank you very much for your time."

Supervisor Walter: "Thank you, George. Anybody else wish to be heard on the budget? Okay, we'll close the public comment portion and we'll leave it open for written comment until November 12th, Friday, November 12th at 4:30 p.m. in the town clerk's office."

Public hearing closed: 4:05 p.m.
Left open for written comment for
10 days to Friday, November 12, 2010
at 4:30 p.m.

Supervisor Walter: "Now we'll open this up for comments if anybody wants to make a comment on resolutions."

Councilwoman Giglio: "We lost Sal."

Supervisor Walter: "Anybody wish to make a comment on the resolutions? There being nobody, we will start the resolutions."

Diane, could you call the resolutions?"

Resolution #809

Councilman Dunleavy: "Accepts 100% site plan security of Peconic Holdings. So moved."

Councilman Wooten: "Second."

Supervisor Walter: "Moved and seconded. vote please."

The Vote: "Gigio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #810

Councilman Wooten: "Authorizes the supervisor to execute stipulation of settlement in connection with the matter entitled Madonna v. Town of Riverhead, et al, Index No. 02-27722. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #811

Councilman Gabrielsen: "Awards bid construction of plant no. 15 contract C, civil and electrical work Riverhead water district. So moved."

Councilwoman Giglio: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #812

Councilwoman Giglio: "Business Improvement District budget adjustment. So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #813

Councilman Dunleavy: "Byrne Justice Assistance Grant Gang Awareness and Violence Prevention budget adoption. So moved."

Councilman Wooten: "I'll second."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #814

Councilman Wooten: "814 Center Square at Wading River water extension capital project budget adoption. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #815

Councilman Gabrielsen: "Authorizes town supervisor to execute change order No. 2, 3 & 4 for Calverton Enterprise Park rail access rehabilitation contract. So moved."

Councilwoman Giglio: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #816

Councilwoman Giglio: "Awards bid for dowflake extra calcium chloride So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen, no; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #817

Councilman Dunleavy: "Approves Chapter 90 application of East End Rowing Institute Ltd. November 14, 2010. So moved."

Councilman Wooten: "I'll second."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #818

Councilman Wooten: "Declares repair work of well no 5-1 Riverhead water district as emergency and authorizes request for proposal. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #819

Councilman Gabrielsen: "Authorizes town clerk to post and publish the attached notice to bidders for fire and security alarm systems contract. So moved."

Councilwoman Giglio: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #820

Councilwoman Giglio: "Authorizes the town clerk to publish and post public notice to consider the renaming of the southern portion of Horton Avenue, a town of Riverhead road, to Horton Avenue South. So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #821

Councilman Dunleavy: "Authorizes the town clerk to post and publish the attached notice to bidders for the heating, ventilating and air conditioning system service and maintenance contract. So moved."

Councilman Gabrielsen: "Seconded."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #822

Councilman Wooten: "Authorizes the town clerk to publish and post public notice to consider the purchase of parcels located in the town of Riverhead known as the North Fork Preserve. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes;

Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #823

Councilman Gabrielsen: "Authorizes acceptance of Empire State Development Corporation Restore NY grant to support downtown revitalization. So moved."

Councilwoman Giglio: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #824

Councilwoman Giglio: "Ratifies the attendance of one police department employee to the New York State basic crime prevention course. So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Giglio."

Councilwoman Giglio: "This is not costing us anything. It's a donation to send this person to this course and will be very instrumental. So I vote yes."

The Vote (Cont'd.): "Gabrielsen, yes; Wooten, absolutely; Dunleavy, yes; Walter."

Supervisor Walter: "Yes. And we thank Target for a thousand dollar donation."

Diane Wilhelm: "The resolution is adopted."

Resolution #825

Councilman Dunleavy: "Authorizes the supervisor to execute

agreement with the Galamery Company, Inc. for consulting. So moved."

Councilman Wooten: "Second."

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

The Vote: "Giglio, no; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #826

Supervisor Walter: "Do you want to table this one, Jim? Okay."

Councilman Wooten: "Reappoints members to the Riverhead Open Space/Park Preserve Committee. So moved."

Councilman Gabrielsen: "Can I ask for it to be tabled?"

Supervisor Walter: "I asked him if he wanted to, he wants to move it so he moved it. So let's do our vote. Actually, was it seconded? Oh, it wasn't seconded."

Councilman Gabrielsen: "That's what I'm saying. I can ask to table it."

Supervisor Walter: "Oh, yeah. You didn't second it."

Councilman Gabrielsen: "Okay. I'm asking to table Resolution #826."

Supervisor Walter: "Do we have a second on tabling 826?"

Councilwoman Giglio: "I'll second it."

Supervisor Walter: "Moved and seconded as to tabling it."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, no; Dunleavy, no; Walter, yes. The resolution is tabled."

Resolution #827

Councilman Gabrielsen: "Accepts letter of credit for

Summerwind. So moved."

(Some inaudible discussion)

Supervisor Walter: "Let somebody else second this one. John, can you second?"

Councilman Dunleavy: "I seconded."

Supervisor Walter: "All right. We'll let him move it first. George-- move 827."

Councilman Gabrielsen: "Okay, so moved. I accept (inaudible) Summerwind. So moved."

Councilman Dunleavy: "I second it."

Councilman Gabrielsen: "I moved it already."

Supervisor Walter: "Oh, did you? I'm sorry. Moved and seconded. Vote please."

The Vote: "Giglio."

Councilwoman Giglio: "I must recuse myself. I have an interest in the project."

The Vote (Cont'd.): "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #828

Councilwoman Giglio: "Classifies action, declares lead agency and grants special permit of Quest, LLC (Clete Gallaso). So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #829

Councilman Dunleavy: "Accepts the retirement of a senior clerk typist Muriel Froehlich. And I want to wish Muriel all the success. We honored her before the meeting and good luck and she served this town for many, many years. It was a nice party. So moved."

Councilman Wooten: "And I'll second."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #830

Councilman Wooten: "This accepts the retirement of a building permit coordinator, Sharon Klos. And we'd like to thank Sharon Klos for her many years of service to the town, too. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy."

Councilman Dunleavy: "Yes. And she's a very dedicated worker so I'd like to thank her for her years of service. Thank you. I vote yes."

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

Resolution #831

Councilman Gabrielsen: "Accepts retirement of a maintenance mechanic II Glenn Magee. So moved."

Councilwoman Giglio: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy."

Councilman Dunleavy: "Again, this is another long time employee which served the town in numerous systems when he worked for the highway department- sewer department, excuse me."

I vote yes."

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

Resolution #832

Councilwoman Giglio: "Declares November 14th as Riverhead Recycles Day. So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #833

Councilman Dunleavy: "Okay. This is a resolution and consent approving the dedication of a highway known as Karen Court (northerly portion) (Shade Tree Acres - Section 1) in Wading River. So moved."

Councilman Wooten: "Seconded."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, abstain. The resolution is adopted."

Resolution #834

Councilman Wooten: "834 is a resolution and consent approving the dedication of a highway known as Karen Court (southerly portion) (Shade Tree Acres - Section 2). So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, abstain. The resolution is adopted."

Resolution #835

Councilman Gabrielsen: "Stoneleigh Retirement Community - Phase 2 water extension capital project budget adoption. So moved."

Councilwoman Giglio: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #836

Councilwoman Giglio: "Ratifies change of publishing and posting of notice to bidders for electric motor repair/replacement. So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #837

Councilman Dunleavy: "837 appoints board member to the office of industrial development agency. So moved."

Councilman Wooten: "I'll second."

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

The Vote: "Giglio."

Councilwoman Giglio: "Only if John agrees because this is his appointment. John, do you agree?"

Councilman Dunleavy: "This is my appointment. Finally, Finally I appointed somebody that we can agree on."

The Vote (Cont'd.): "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter."

Supervisor Walter: "Yes. Mr. Caruso-- I don't think his name is spelled correctly here but-- it's Caruso, but it's not spelled correctly. He is a member of the Long Island Association, he's actually on the board of directors. He has a business down in-- on Maple Street in Riverhead. He does, I guess, private fund management. He was the regional manager for Allstate for a number of years and he comes highly recommended by one of our former county executives."

Councilman Dunleavy: "And he was interviewed by-- "

Councilman Wooten: "I just-- I believe you. I know when we were looking to revamp the IDA everybody sent a resume (inaudible)."

Councilman Dunleavy: "-- and he was interviewed by the IDA and they're happy to have him on the board."

Councilman Wooten: "Welcome aboard, can't wait for him."

Diane Wilhelm: "The resolution is adopted."

Resolution #838

Councilman Wooten: "Pay the bills. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Supervisor Walter: "457 is staying tabled. And discard fixed assets, we're going to untable it."

Can we get a motion-- "

Councilman Dunleavy: "I make a motion we untable Resolution 457-- 694. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded as to untable."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is untabled."

Supervisor Walter: "Can we get a motion to move it?"

Councilwoman Giglio: "Authorization to discard fixed assets. So moved."

Councilman Dunleavy: "And seconded."

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

The Vote: "Giglio."

Councilwoman Giglio: "I just want to say that we are adopting this resolution and we are putting a policy in place to make sure that this is done on a regular basis so that we don't have 14 pages of fixed assets that are getting discarded at once.

So that policy we will be discussing at work session tomorrow, I hope, and we'll get it squared away.

So I vote yes."

The Vote (Cont'd.): "Gabrielsen, yes; Wooten, yes; Dunleavy."

Councilman Dunleavy: "Yeah. I did a little investigation on all this stuff because it's quite a lot of stuff and a lot of this stuff is junk which should have been did away with months ago but they waited until we audited and then they did away with it.

So I vote yes."

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

Supervisor Walter: "Okay. I think we're done with the resolutions. George, are you going to try something?"

Okay, public comment on whatever tickles your fancy. We'd like you to limit it to five minutes or less if you would. Wow, you're like a blast from the past."

Larry Oxman: "How are you? Larry Oxman. I see the audience has thinned out and I wonder if anyone is awake at home in television land."

Supervisor Walter: "You're looking good, Larry. How are you feeling, good?"

Larry Oxman: "As you know I'm a broker, I specialize in land and commercial property. I've sold some of the largest parcels on the east end. I represent an owner of one of the largest parcels or the largest parcel in the Hamptons that's for sale right now.

So I often go through the internet and I look for other listings. A day or so ago, on the internet, I came across (inaudible) your property is being advertised. It's being advertised for \$112,500,000, a 750 acre parcel."

Supervisor Walter: "If you could- Larry, if you could get the town attorney a copy of that, we will send a letter."

Larry Oxman: "I'll give you copies right now."

Councilman Wooten: "Who's advertising it?"

Councilwoman Giglio: "Jack O'Connor. Newmark and Knight."

Supervisor Walter: "Yeah. We have no agreement with any real estate broker and if you come to the town board meeting on the 11th- or the 10th rather, town board work session, we're going to be maybe moving- if the board so chooses in a new direction, we have a couple of really exciting things to discuss. Some we may not be able to discuss on the 10th but other stuff that's coming. So, no, there's no agreement. That is interesting though."

Larry Oxman: "I found it very interesting and- "

Councilwoman Giglio: "I found it interesting that he valued the property at \$112,000,000."

Larry Oxman: "And I guess the question is who does he represent? I mean sometimes- "

Supervisor Walter: "Coordinate with the town attorney. Make sure he gets a letter to pull this advertisement."

Larry Oxman: "Sometimes people represent contract vendees also."

Supervisor Walter: "We'll get to the bottom of it. He's got it at \$150,000 an acre, wow. My kind of money."

Councilwoman Giglio: "That's what he thinks it's worth."

Larry Oxman: "Okay. Very good. Thank you."

Supervisor Walter: "Thank you for drawing that to our attention."

Dominique Mendez: "I'm going to draw something else to your attention. My name is Dominique Mendez, Wading River Riverhead Neighborhood Preservation Coalition."

As you know the planning board is in the process of considering a site plan proposed by Mr. Barra for a 30 store mall at the corner of Sound and Parker at the intersection of Route 25A.

We have been looking into the zoning on this combined parcel and have uncovered what appears to be a mistake with regards to the zoning.

The master plan does not support the zoning of this parcel to business CR. In fact, the master plan as it was adopted supports commercial residential campus or CRC zoning.

Now I'm going to read to you from the description of the policy, 619B, in the master plan.

The existing highway service commercial zoning near the Parker Road Sound Avenue intersection is not needed. Stores are already clustered around the Wading River Manorville intersection and the area's small population would not be able to support additional retail at Parker Avenue. That's what it says right now.

The next line- "

Superrvisor Walter: "That's not the zoning you're reading from, that's the master plan adopted in 2004 by a previous board and that board chose not to follow that part of the master plan as well. I guess you're alluding to."

Dominique Mendez: "No. I'm reading to you- yeah, I'm reading to you- "

Supervisor Walter: "And the board adopted different zoning."

Councilman Wooten: "Parker Road is a country road. (Inaudible)."

Dominique Mendez: "I'm reading to you what it says in that section in the adopted master plan that- in the description under the policy that suggests- it now says business CR zoning for that triangle portion."

Supervisor Walter: "But the town board chose not to follow that and adopted different zoning."

Dominique Mendez: "Can you let me go through? Thank you.

So that's in that rationale in the zoning right now, in the master plan."

Supervisor Walter: "I'm asking- that's what I'm asking you. You're reading- you said it's in the zoning."

Dominique Mendez: "It's in the master plan."

Supervisor Walter: "It's in the master plan. So again the town board adopted a master plan and that's what you read from."

Dominique Mendez: "Yes. And I'd like to finish reading- "

Supervisor Walter: "That doesn't- but you keep calling it the zoning. It's not the zoning. It's the master plan. And what is your point, is that the town board then adopted zoning that is inconsistent with the master plan."

Dominique Mendez: "No, it's more than that."

Supervisor Walter: "Okay."

Dominique Mendez: "So I'm reading from the master plan. So it argues there- you can see argument against retail there. But then it says business CR should be expanded eastward to take in the triangle of land between Parker Road and Sound Avenue where office

development has already occurred.

Now there's a problem there. The first two sentences makes the case that retail should not extend to this triangle yet the next sentence calls for a rezoning to a zone that allows exactly that use it just made such a strong and logical use against.

Now continue reading from the same section. A variety of moderate size offices would be permitted providing space for local lawyers, doctors, dentists and other professionals. Campus style multi-family housing would also be permitted as an alternative to offices. That's in the current master plan.

Again, this clearly supports CRC zoning for this property as evidenced by its mention of campus style residential uses that are permitted in CRC but are not permitted in business CR.

That's reading from the master plan as adopted."

Councilman Wooten: "I read that. But the area you're talking about is more to Sound Avenue. This planned development is south of Sound Avenue."

Dominique Mendez: "No. It's the triangle, they're referring to the triangle all over the place. And you can see it on the map too. It's the same spot."

Councilman Wooten: "Oh, I thought it was the other spot."

Dominique Mendez: "No. I have the zoning maps, it's the same spot. Look even closer at the map in the adopted master plan and you'll notice that the triangle area in question bears a label that reads expand office residential zone. Again, this is clearly referring to the CRC zone and not the business CR zone.

The history is very interesting here. Look at the June, 2003 version of the master plan, five months before the plan was adopted and you will see that CRC campus residential zoning is called for in the summary of policies on page 641 in the statement of policy 619B in description of the policy right below it and on the map itself.

The July, 2000 version also calls for rezoning of this area to CRC, not business CR. So what happened during this familiar period between June 2003 and November. That's the same period of time

during which a similar late stage change was made at the corner of Sound and Park that benefitted one of the same landowners.

We can find nothing in the public record to support the rezoning of this triangle to business CR. Did the plan for Wading River change to much that all of a sudden the town expected additional residences to be built that would support the expansion of additional retail? Or did the Wading River community suddenly voice its desire for retail sprawl? We can find nowhere evidence of either.

Now although I realize this board- this apparent mistake was made not under your watch, the town board is accountable for how the town proceeds from this point forward. I expect that you will want to look into this issue and that if you come to a similar conclusion that a mistake was made and that the master plan does not support the business CR zoning, that you will correct the mistake and rezone this parcel to commercial residential campus or CRC.

I look forward to seeing how the town board along with other town departments addresses the issue going forward including how it handles the site plan that sits before the planning board.

Thank you for your time."

Supervisor Walter: "What was the zoning before the master plan?"

Dominique Mendez: "The zoning before I think was something more commercial and everything in the master plan including the master plan that was adopted- "

Supervisor Walter: "Okay. So it was commercial zoning."

Councilwoman Giglio: "Is that the zoning that East Wind was built under?"

Councilman Wooten: "No. That was- what do they call that?"

Supervisor Walter: "Business CR."

Dominique Mendez: "I have the documentation and you can see the current master plan- "

Councilwoman Giglio: "I can't imagine that triangle that my predecessors would have thought that that was a suitable location for residential homes on that triangle."

Dominique Mendez: "It's for multi-family sort of thing."

Councilman Wooten: "I still have to know exactly what parcel. I thought- "

Dominique Mendez: "It's the triangle and I've got the documentation- it was CRC, CRC, everything is CRC."

Councilman Wooten: "Is it the south side of Sound Avenue?"

Dominique Mendez: "It's between- yes, it's the south side of Sound Avenue."

Councilman Wooten: "I thought that zoning was on the north side near Parker Road. I didn't realize it was talking about the south side."

Dominique Mendez: "That is called Parker, that parcel- "

Councilman Wooten: "Parker Road is North Country Road, used to call it Parker Road before they dead ended it- "

Dominique Mendez: "So at that triangle it's like Parker, 25A- "

Councilman Wooten: "I thought was the (inaudible) Building Supply."

Dominique Mendez: "No, it isn't. You can see it on the map. It's the triangle."

Supervisor Walter: "So it was business CR. It stayed business CR. That's what I think I'm being told, was business CR and it stayed business CR."

Dominique Mendez: "It was business CR. But look at the master plan and the rationale the master plan uses supports CRC. It does not support CR. It looks like a mistake."

Supervisor Walter: "It may be that if it was business CR and

it's continued business CR, we'll look in to see what the master plan says but- "

Dominique Mendez: "Look at the history of it, the 2003 versus you know the June and during that same period whether there was another late stage change- "

Supervisor Walter: "Well, the master plan- the hamlet study done- there's also a hamlet study done for Wading River that might have supported the business CR originally. That's why it remained business CR."

Dominique Mendez: "I don't think so. Everything in the documentation shows even in the master plan that was adopted, it's actually calling for that to be residential and it was- the late change was sloppily done. And you'll see it when you look at the documentation."

Councilman Dunleavy: "You're saying multi family apartments?"

Dominique Mendez: "Or offices."

Councilman Dunleavy: "Not single family homes."

Dominique Mendez: "Right. No. It doesn't say single family homes."

Councilwoman Giglio: "You're saying multi family apartments would be a better suited use?"

Councilman Dunleavy: "Better suited at that triangle?"

Dominique Mendez: "Certainly a retail mall with 30 stores is not suitable and business- and the business CRC- "

Supervisor Walter: "I don't think what you're proposing is suitable either."

Dominique Mendez: "Well the CRC district wouldn't allow retail and the CRC- "

Supervisor Walter: "I wouldn't want to see multi family homes there."

Dominique Mendez: "It would be better- I'm saying that that's an ideal building. Probably going to the offices would be better maybe than that. It's something else that's in that zone, but not a use to create such problems or traffic that expands the retail sprawl. And that's what the master plan itself even as adopted is still calling for it not to do that except for the one line and the change in the map, you can see the contradictions. So I'm asking you to look into it."

Supervisor Walter: "Okay. Anybody else wish to be heard? Okay."

Councilman Dunleavy: "Can I make a motion we close the meeting?"

Supervisor Walter: "Second? All in favor?"

Collective response: "Aye."

Supervisor Walter: "Thank you."

Meeting adjourned: 7:30 p.m.

Aliane M. Wilhel
Town Clerk