

Minutes of a Town of Riverhead board meeting held by the town board of the Town of Riverhead at Town Hall, Howell Avenue, Riverhead, New York on Tuesday, September 20, 2011 at 7:00 p.m.

PRESENT:

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

ALSO PRESENT:

Diane M. Wilhelm,	Town Clerk
Robert Kozakiewicz,	Town Attorney

Supervisor Walter: "Go ahead, Roman."

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

Supervisor Walter: "And Rev. Fink, you're going to do our invocation. Would you like us to sit, stand?"

Rev. Fink: "You can sit. Let us pray."

We pray tonight to the creator of all things. We call you by different names, we worship you in many different styles and ways but together we thank you for life itself and for the community of Riverhead in which we live.

There are many of your people right here who are hurt, angry, hungry, lonely and unemployed. They don't always ask for help and they don't always show others the distress that they're in.

Help us to recognize those needs. Help us to reach out to those people. Teach us also to remember that like houses of worship, it takes everyone to run a town and, therefore, we ask you to bless this meeting. Bless the leaders, bless the speakers, bless

the listeners and inspire all of us to adopt the motto of making Riverhead a better place for all people.

Amen."

Supervisor Walter: "Thank you, Rev. Fink. Rev. Fink is from the First Congregational Church in Riverhead.

Tara, it is really warm. Could we put that fan on and maybe blow it in this direction on low and see how that works? I'm sorry, folks, but the air conditioning in this building is from 1977 and instead of fixing it for good or re-doing it, all we do is repair it.

All right. I'd like to have everybody's attention because we're going to do a full minute of silence for Odell Evans. Odell Evans was a good neighbor and a good friend to the town of Riverhead. Not many people knew him but he sat in the back corner of every single board meeting, every planning board meeting, every zoning board meeting.

He was a faithful member of the Riverhead ambulance department and was a driver and he died suddenly last Tuesday, I think it was Tuesday and I'm not sure they know what caused him to pass. He was only about 70 years old. And so I'd like to observe a moment of silence- a minute of silence for him.

May Odell Evans' soul be committed to eternal rest with God. Thank you.

All right, John, where are we?"

Councilman Dunleavy: "I want to make a motion that we approve the minutes of the September 7, 2011 and special town board meeting on September 15 minutes."

(From the audience - can't hear you."

Supervisor Walter: "You don't have to yell."

Councilman Dunleavy: "I want to make a motion that we approve the minutes of the town board meeting on September 7, 2011 and the special town board meeting on September 15, 2011. 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. Diane, Applications."

APPLICATIONS:

Special event	Abate of NY Long Island Chapter a motorcycle run for the Veterans appreciation run - Sept. 25
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REPORTS:

Town Clerk	monthly report August, 2011 - \$13,169.22
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CORRESPONDENCE:

5 post cards	requesting adoption of a short term moratorium for the Wading River corridor
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8 letters	in response to the public hear- ing of September 7, 2011 - regarding the proposed legislation requiring public hearings of commercial site plans
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Open Space/Park Preserve Committee	letter in response to the public hearing of August 16, 2011 North Fork Preserve property
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Petition - signed by 5 residents of Kimmel Lane	requesting the town of Riverhead to accept the dedication roadway known as Kimmel Lane, Jamesport
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Diane Wilhelm: "And that's it."

Supervisor Walter: "John, don't move."

Councilman Dunleavy: "I'd like to make a motion at this time that we close the Riverhead town meeting and open the meeting for the CDA for one- and what it is, Sal, it's #727, CDA. So moved."

(Some inaudible discussion)

Supervisor Walter: "It's going to get way too hot without the fans so you are just going to have to bear with us."

Robert Kozakiewicz: "We have been working to allow for an extension of the rail to continue on- and the arrangement is to have a licensed entered into between the community development agency and Metro Fuels in order to allow for the rail to be extended from its current location further north."

The packet- the resolution was inadvertently put in the packet for town board resolution, town board resolution 727 when in fact it should have been a town of Riverhead Community Development Agency resolution which I believe will be Community Development Agency resolution #15."

Councilwoman Giglio: "So from what I'm reading it looks as though Metro is paying for the extension of the rail spur. They are granting an easement to our CDA where it says: 2. Metro shall grant the CDA and the CDA shall accept an easement over and through Metro's property for the rail so that our CDA can use it as well as Metro?"

Robert Kozakiewicz: "That's correct."

Councilwoman Giglio: "Thank you."

Robert Kozakiewicz: "It will be made part of the entire rail system which we are (inaudible)."

Supervisor Walter: "Okay. So are we changing the resolution?"

(Some inaudible discussion)

Councilman Wooten: "I second your motion to open the CDA meeting."

Supervisor Walter: "Okay. Well- Tara, just turn the master

down so it doesn't squeal like that. We're going to take comments on the resolutions first but I'm just looking for 727 in my packet. Oh, that's it. There we go, okay. All right. So 727 is now CDA 15 is what you're saying. All right.

Are there any other committee- any committee reports?"

Councilman Wooten: "Actually I just wanted to mention on September 11th, we had a procession, a memorial service in Calverton and I'd like to thank Deacon Bonacore (phonetic) and Tom Lossandro, Mark (inaudible) donating over 30 hedges to beautify the approaches to that park. Hal Lindstrom was there, said a few words.

It was a nice day and I appreciate the local civics, Wading River and Jamesport, for coming out as well as the local police and fire departments that helped to (inaudible) down there.

It was a nice day. It was a nice event and I appreciate everybody that came out."

Supervisor Walter: "I have to say Deacon Bonacore's presentation was probably one of the best that I've ever heard at a 9/11 event and I commend him for those kind words that he said.

All right. Any other committee reports? No? Then let's take comment on resolutions. Sal?"

Sal Mastropaolo: "Sal Mastropaolo, Calverton. Resolution 704. The first whereas needs to be fixed, the last line. It makes no sense whatsoever. There's no attached easement with the resolution."

Councilwoman Giglio: "Is that the same easement we were just talking about with the Metro resolution?"

(Inaudible comment)

Supervisor Walter: "What is that last sentence supposed to say because Sal's right. (Inaudible) that the supervisor accept- Bob, you might have been on the phone when you typed this one."

Councilman Wooten: "Probably execute would be (inaudible)."

Supervisor Walter: "You want to pull it out and give it to us

in a few minutes?"

Robert Kozakiewicz: "I'm sorry. (Inaudible)."

Supervisor Walter: "The first whereas. It says-- think about it, we'll go to the next one. What else have you got, Sal?"

Sal Mastropaolo: "711. The now, therefore, be it resolved, the third line down just strike purposes of. There's two of them there."

Supervisor Walter: "711. Which one was it?"

Sal Mastropaolo: "The now, therefore, be it resolved, the third line down, the words are repeated twice, purposes of."

Supervisor Walter: "Okay."

Sal Mastropaolo: "713. It's missing a resolve that the-- "

Supervisor Walter: "Wait, hold on. Have you got that, Diane?"

Councilwoman Giglio: "711, on the second page, first paragraph, for purposes of."

Supervisor Walter: "Got it? Okay."

Sal Mastropaolo: "713 is missing a resolve that the fee's been waived."

Councilwoman Giglio: "It says that they requested it but it doesn't say resolved that it should be waived."

Sal Mastropaolo: "Right."

Supervisor Walter: "Maybe we're not waiving it."

Sal Mastropaolo: "It would be the first."

Councilwoman Giglio: "Are they a not for profit?"

Sal Mastropaolo: "Yes."

Supervisor Walter: "Hallockville? Yes."

Councilwoman Giglio: "Oh, I thought (inaudible). They're just granting them permission."

Councilman Dunleavy: "Right. They're just granting them permission, so it shouldn't be waived."

Sal Mastropaolo: "Yeah, it's- okay, then there should be a statement that says it hasn't been waived and the fee's been collected."

Councilwoman Giglio: "Whereas the fee has been collected."

(Some inaudible discussion)

Councilman Dunleavy: "The sixth whereas says that we're waiving it."

Supervisor Walter: "I don't have a problem waiving it. Does anybody on the board have a problem waiving it? It's a not for profit."

(Some inaudible discussion)

Sal Mastropaolo: "You always have a resolve that either says you've accepted the fee or you've waived the fee."

Supervisor Walter: "Right. I think that the intent is to waive the fee so why don't we put a resolve in that we've waived the fee."

Councilman Dunleavy: "We are- "

Supervisor Walter: "We need a resolve- Diane, can we put in a resolve that- same as this whereas, whereas IRIE Therapeutic Equestrian program has requested the Chapter 90 application fee be waived. The town board hereby waives the- "

Councilwoman Giglio: "Where does it say that they are a not for profit?"

Sal Mastropaolo: "It says it in the whereas."

Councilwoman Giglio: "Did anybody- I mean- "

(Some inaudible discussion)

Councilwoman Giglio: "If they're a not for profit, then we'll be consistent in waiving the fees and you're saying that they definitely submitted a letter otherwise it wouldn't be in here. Okay."

Supervisor Walter: "All right. What else have you got, Sal?"

Sal Mastropaolo: "715, the same comment. You need the resolved that the fee's been waived."

Supervisor Walter: "All right. Is the board okay with that?"

What else have you got?"

Sal Mastropaolo: "728, the second whereas says Boom Development Corp. The second resolved says Crown Sanitation. One of them is wrong."

Councilman Wooten: "You know what? I picked up that one and I pointed it out (inaudible)."

Sal Mastropaolo: "That's it."

Councilwoman Giglio: "Did anyone see the final thing that Ann Marie was working with with Boom Development's attorney? Did anyone see the final draft of that? Because they were going back and forth on some- I don't have it."

(Inaudible comment)

Councilwoman Giglio: "Okay. But I don't know what Ann Marie and him went back and forth about because I don't- "

Supervisor Walter: "It's right there."

Councilwoman Giglio: "Okay. (Inaudible)."

Supervisor Walter: "Just gave it to her."

Councilman Wooten: "Yeah, it didn't change. Ann Marie

(inaudible)."

Supervisor Walter: "Does anybody else wish to be heard on resolutions?"

President of the school board. To what do we owe this great honor? President Ann Cotton-DeGrasse, welcome to our humble town board meeting."

Ann Cotton-DeGrasse: "Thank you. You know I told the IDA the last time that I was here that I was from the south and we sing a lot of hymns and I was going to be here for the same song, first verse, same song 42nd verse. So this is the same song, third verse.

I'd like to speak to resolution 17. As you know, I am on the school board. As you know, the Riverhead School District is putting forth two propositions before the public for the construction and the betterment of our infrastructure within the school system and that vote will take place on October 13.

One of the things that we did was involve the entire community with 55 people on that committee that looked at all the schools and made adjustments on what they thought was fair and equitable.

I have a hard time understanding how the town board who will be subject to the same 2% tax cap that the school district will be subject to this coming year when they formulate their budget, could contemplate the idea of maybe having to cut maybe a million dollars out of the Riverhead budget and yet specify that they would be spending \$50,000- \$500,000, I'm sorry, for the acquisition of the preserve, particularly since from your hearing the last time, that that park that would be created, and I'm certainly not opposed to open space and parks.

I am opposed to anything that would take revenue away from the town and would take revenue away from the school districts and the town would lose approximately \$25,000 if I remember per year, and the school district about \$56,000 per year."

Supervisor Walter: "About right, yes."

Councilman Gabrielsen: "There's a total of about \$86,000."

Ann Cotton-DeGrasse: "So to grant that- to purchase that land

means that the school district would give up approximately \$600,000 over the 10 years before that park actually became a park.

One of the things that we prided ourselves on in the school district and that we went with what we considered to be the needs, not the wants. Personally I consider this acquisition to be a want, not a need."

Supervisor Walter: "Let me ask a philosophical question. And I wrestle with this all the time and I think we might get some people from the audience up on this subject.

What happens if we put- if- this is a several hundred acre site. What happens if they come in with a subdivision application and, Jill, what's it, a 300 acre site? About a 300 acre site. Between the two parcels. Suppose they came in with 100 houses."

Ann Cotton-DeGrasse: "Okay, I thought about that, too. Now, Riverhead has one acre zoning, right?"

Supervisor Walter: "That area is probably two acre zoning."

Ann Cotton-DeGrasse: "Two acre zoning. Okay. That means it's going to be somebody that's very affluent that's going to be able to afford a house there. That is if the banks were willing to give them a mortgage. So I doubt that you- if they brought in homes that they would be homes that would be purchased by young families with young children coming into the school. Maybe some, but the majority, no."

Supervisor Walter: "I do agree with you actually."

Ann Cotton-DeGrasse: "Thank you."

Councilwoman Giglio: "So, Miss De-Grasse, I ask you then you actually would be opposed to any zone changes along 25A in Wading River that might take property off the tax rolls or acquisition of that property and also making residential homes versus commercial development. Would you be opposed to that also?"

Ann Cotton De-Grasse: "I would have to look into that but I am- I can tell you undeniably, I am opposed to taking anything off of the tax rolls in this day and age with what's happening with the state."

Councilwoman Giglio: "Because we had a public hearing on this in December when they started the acquisition process and we didn't hear from anybody in the school district at that time, I don't believe. And that's when they started the process. It's been a long way, it's been nine months since then."

Ann Cotton De-Grasse: "I would truly appreciate if you would-- the town board-- the IDA now does notify the school district when they are having hearings on those matters. I would appreciate it if the town board would do the same. I will certainly be here again to sing the same song, fourth verse, fifth verse, sixth verse, seventh verse, eighth verse, etc."

Councilwoman Giglio: "Yeah. Well they're all publicly advertised in the paper and then-- so which is probably how you found out about tonight."

Supervisor Walter: "Let me ask you some more philosophical questions."

It is my belief that-- and this is going to be counter to some of the people with the signs in the audience tonight. But it is my belief that we have to balance the preservation efforts of this town against commercial development if you cannot continue as you say to remove parcels from the tax rolls without having some sort of balance. And I think the town has done a pretty good job of that.

I know that the stuff that the people in the audience are talking about is all Shoreham-Wading River school district but the problems are the same and so I think that what the board has tried to do is balance.

In the Riverhead school district, you know, we've tried to bring in-- well we brought in the Lowe's, Costco is coming. Wal-Mart I believe is coming fairly quickly as I understand it. So I think-- because I grapple with this. I believe that kids running in subdivisions is a nice thing. That's the way I grew up, you know. Parents moved to the suburbs and we ran around in the streets and we had a good time.

So for a lot of people, as soon as you mention single family houses, it doesn't become a nice thing. So I think the point that I'm getting to is that we as a board have to be cognizant of the fact that everything that we preserve, we also have to find a tax

base to support that preservation.

And you have— this is a difficult parcel but you have my word that I will do everything that I can to balance what we take off this tax roll here, with an increase in tax base someplace else.”

Ann Cotton-DeGrasse: “I do appreciate Mrs. Giglio’s stance on that. However, I don’t foresee that coming to fruition but good luck, Mrs. Giglio.”

Councilman Dunleavy: “But anything we take off the tax rolls, we’re not losing anything. What’s happening is that \$56,000 is going to be shared (inaudible) every taxpayer within the school district. So their tax bill will go up appropriately to collect that— and that happens with any open space property that we take off the tax roll. We’re still budgeted, but we still pass a— you still pass your budget and that then has to be shared by the taxpayers that are paying taxes in the town of Riverhead.

So we’re not— all we’re doing is— we’re hurting the taxpayer because his taxes are going to go up every time we buy open space.”

Ann Cotton-DeGrasse: “I beg to differ with you, Mr. Dunleavy. Every time we buy open space. Yes.”

Councilman Dunleavy: “So that’s the problem. But the school taxes, I think it’s \$22,000 to educate a child in the Riverhead school district. Okay. Average, we may collect \$12,000 per house. So if a house has two and a half children, we’re losing. The school district and the taxpayers have to make that money up for those other children and for that one child.

So— which we try to balance it off by saying we’re taking these people out of the school district, the kids, so we don’t have to spend that \$22,000 per child and that we’re saving about \$12,000 a child, one child and we’re saving \$22,000 for each additional child after that.

So it’s a hard balance but it’s something that, you know, we have to do. It’s hard for us to take stuff off the tax rolls but we have to think about what we’re doing and where the taxpayer is going to save money. And that’s what we think about.”

Ann Cotton-DeGrasse: “But here’s the one difference, Mr.

Dunleavy, and I couldn't agree with you more. That, yes, when you take it off the tax rolls, the school district then has to raise the tax levy which means that the school taxes go up and your tax bill goes up.

The school is the only place people get to vote on that budget so we end up taking the brunt because you are taking things off the tax roll and we are having to raise the tax levy to get there."

Supervisor Walter: "Right. Except we're going to add so much more to the tax rolls for you with Lowe's and- "

Councilman Wooten: "Well, there's a lot more to it than just what the town does when it comes to the school budget. There's state funding that's been cut. We have a centralized school district because there's not a fair and equitable distribution of taxes amongst the school age families throughout- not our town, but outside our borders.

There's a lot with the school budget that goes far beyond open space preservation.

Now there is a CPF fund which purchased this so it doesn't come out of the general taxes but and I sit on the open space. And the reason- there's a ecological sensitivity to this particular North Fork Preserve, the fresh water ponds and the- they even found some ponds that are not even marked yet, whether it's town or DEC wetlands. So it's very sensitive.

It's a great purchase as far as- it's nice to educate out children but if we're not going to have an environment for our children to raise their families here because we end up with problems with our storm water, we end up with problems with pollution.

It's a great ecological sensitive area that we're preserving at this point. That's the way I look at that. If this is just a run of the mill piece of property that really didn't have any value other than that, but I have to look at each parcel individually and I think this is a great opportunity for the town (inaudible)."

Ann Cotton-DeGrasse: "And I couldn't agree with you more either, Mr. Wooten. I agree. I mean we do need to preserve open space. However, I think that is a want at this point rather than a

need.

We will get to the point where with the IDA giving tax abatements and taking things off the tax rolls, that you say within 10 years when all these things come back on we'll be rolling in money, there won't be a school system by that time."

Councilman Wooten: "But the IDA, then again, and I had this talk with (inaudible), the IDA when they give out tax abatements, it's normally based on a reassessment of whatever is going in there.

So if we're getting one dollar for a piece of property now and somebody builds it and they get an IDA credit or IDA abatement on that, the taxes are now five dollars on that. So they might get a fifty percent abatement. So they're paying two fifty now for- that we used to get a dollar on. So there is an increase- a marked increase in what we get from an IDA reassessment.

So although it's IDA abatement, it's not a net loss to the town at that stage. It's really not."

Ann Cotton-DeGrasse: "All I'm asking is that you take into consideration what you're doing to the school system each time you take something off of the tax rolls and force us to increase the tax levy and increase the tax base."

Councilman Wooten: "I do."

Councilman Gabrielsen: "I just want to make one comment to dispute the argument of my colleague.

People think that if we keep children out of developments, that it's going to save us money, and the big picture of a community, every private community has a mix of seniors down to children because they contribute to the economy. They go into clothes stores, the food stores. So the trickle down effect (inaudible).

Without children, a lot of these stores wouldn't do well.

So that argument that we're saving money we're not putting kids into developments, a totally false perception. That's been proved by economics."

Councilman Wooten: "I never said that."

Councilman Gabrielsen: "I didn't say you did. I'm just saying, somebody was saying, I hear this argument all the time, well keep the kids out, you know, but that's really not a true big picture.

You may say- it may cost you 11,000 now but that child through the years, you know, spending (inaudible) help the businesses."

Supervisor Walter: "I look forward to a heated- a spirited conversation because we're going to be asking to have a meeting with some of the board members and I'm going to say it wrong, but the new- is it 478, the new- what's that, the 450- there's a new- the governor proposed a new tax abatement for businesses and you can opt out of it and I'm- it's 4 something.

Have you folks looked at that yet?"

Ann Cotton-DeGrasse: "Not yet. But I'm sure that we will. This is a hot topic for us, too. And we would welcome the opportunity to sit down with you and talk about this."

Councilwoman Giglio: "Actually that legislation has been in effect since 1989 and it has to do with improvements for existing businesses that exceed \$10,000. Where anything they spend from \$10,000 and above up to a certain point, will entitle them to a tax relief for any improvements that they do to their building.

And, you know, improvements to buildings helps blighted areas. It helps- buildings look nicer and more aesthetically pleasing and fitting in with the character of rural neighborhoods which we hear a lot of.

So you know, again, I concur with Councilman Dunleavy that it's not taking any money off the tax rolls but it's not saying, okay, if you're going to spend \$50,000 on your building, your taxes are going to go up \$5,000 a year and that's going to discourage them from spending the \$50,000."

Supervisor Walter: "My whole point was that I would like to coordinate a meeting to discuss this because how much effort we focus on this really depends on whether the school district opts out and the school district I think previously has opted out and if you opt out, that's 60% of it.

So it's not really a big issue for us. Most people won't— they make take that tax abatement because they can abate some of the town taxes. So I would like to have a further conversation.

You and I have had this conversation on a couple of occasions but if we could coordinate a— I don't know that we want to have all seven members and all five members of the town board. Maybe a working group. I think that would be a good idea."

Ann Cotton-DeGrasse: "We would welcome that."

Supervisor Walter: "Thank you. Mr. Amper. How are you doing, sir?"

Richard Amper: "Good. I will be brief. I commend the board for understanding the economics of the education problem today. Clearly we have to take care of our children.

But focusing the direction on you folks as though you are wrong about it, is not correct. We're not getting our fair share from Albany. We're sending a lot of bucks up there and we're not getting our fair share back. That's where the focus has to be.

Even counting the numbers of clothing that people buy, the mathematics are that the cost of government services is \$133 for every \$100 that we would be getting in revenue if we left it on the tax rolls and our problem, of course, clearly the people who are on school boards are doing one of the most important things in our society.

But they're not setting a good example for the public when they oppose protecting drinking water, preserve open space for these kinds of reasons because they seem to be sending a message that whatever else works out for us best (inaudible) is best for the society.

So you seem to have put it in balance. It's not just dollars and cents. If it were only dollars and cents we'd still have to control development.

If you look at Southold and you look at Riverhead and then Brookhaven and then Huntington, you'll see the more development you get, the higher the taxes you get.

So this balance has to be struck. We have to educate our young people but the responsibility for doing that is the state, not with this town board.

Keep up the good work."

Supervisor Walter: "Thank you. Does anybody else wish to be heard on the resolutions? Not seeing anybody- I see Chris Kempner is moving up."

Councilman Dunleavy: "I'd like to re-make my motion to close the town board meeting and open the CDA meeting. So moved."

Councilman Gabrielsen: "And seconded."

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

Robert Kozakiewicz: "One addition I would like to offer."

Councilman Wooten: "In the microphone, please."

Robert Kozakiewicz: "I'll speak up after I hand it up."

Councilman Wooten: "Speak up now."

Robert Kozakiewicz: "Yeah, I'm asking for one additional resolve to be added to the resolution.

On the second page- and it would read, be it further resolved that the chairman is authorized to execute such documents as required to accept the easement described in number three above.

I changed it a little bit, but that's what I'd like to- just so there's no question that he has the right to execute whatever documents are necessary to accept an easement from the water district and then enter into the license agreement."

Supervisor Walter: "Okay. All right. We didn't vote on opening the CDA.

Moved and seconded. Vote please on opening the CDA meeting."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, okay; Dunleavy, yes; Walter, yes. The CDA meeting is open."

Meeting closed

Meeting reopened

Supervisor Walter: "Yes, we're all set."

Resolution #694

Councilman Dunleavy: "2011 Jamesport boardwalk capital improvement project budget adoption. So moved."

Councilman Wooten: "It's a budget adoption. Seconded."

Councilwoman Giglio: "I think we should table it."

Councilman Wooten: "Why?"

Supervisor Walter: "Tara and Jill, can you come up to the podium, please."

Councilwoman Giglio: "I think you should table it."

Supervisor Walter: "Here's the issue. This— I don't have a problem. We're having the deputy supervisor sign the contract. This resolution is okay. Why are we rescinding—"

(Inaudible)

Supervisor Walter: "Okay, all right. When I went to sign the contracts for this, I realized South Shore Docks (phonetic), that's a client of mine. Because I opened up the book and I said oh, Ron Barnish (phonetic), I can't sign this contract. I didn't sign the contract, gave it to the deputy supervisor.

So we have to rescind the authorization that's in the packet and re-authorize the deputy supervisor. That's it.

I don't want to table it. I just— unless you guys— right."

Councilwoman Giglio: "I saw budget transfer and then I saw rescind."

Supervisor Walter: "This wasn't even the resolution we're calling right now."

Councilwoman Giglio: "These are added. (Inaudible)."

(Some inaudible discussion)

Supervisor Walter: "This is on the 2011 Jamesport boardwalk capital budget adoption."

Councilman Wooten: "This is just to fund the project."

Councilman Dunleavy: (Inaudible)

Supervisor Walter: "Moved and seconded. Vote please. Did we move and second it?"

We're not tabling anything."

Councilwoman Giglio: "He moved it. Moved and seconded. We're voting."

The Vote: "Giglio."

Councilwoman Giglio: "The boardwalk is in disrepair and needs to be fixed for the safety-- so, yes."

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

Resolution #695

Councilman Wooten: "I feel like it's our first meeting here. It's a general fund budget adjustment. 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 #696

Councilman Gabrielsen: "Retains a temporary student intern in the seniors program. 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 #697

Councilwoman Giglio: "Awards bid for truck parts. 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 #698

Councilman Dunleavy: "Ratifies approval of military leave of absence for a police officer. So moved."

Councilman Wooten: "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 #699

Councilman Wooten: "699 says accepts the resignation of an animal control officer. 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 I'd like to wish him all the luck in the world."

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

Resolution #700

Councilman Gabrielsen: "Sets registration fees for the recreation department. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: (Inaudible).

"George, these registration fees, are these-- do we know whether these are the same from last year?"

Councilman Gabrielsen: "You know what? The only one (inaudible). Maybe you should table it."

(Some inaudible discussion)

Supervisor Walter: "All right. I'd like to table it and get the answer.

So, withdraw (inaudible)."

Councilwoman Giglio: "I make a motion to table Resolution #700. So moved."

Councilman Gabrielsen: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen, yes, to table; Wooten, no; Dunleavy."

Councilman Dunleavy: "I'll tell you. Our recreation supervisor always puts the dollar where it deserves to be put and it pays for every one of these programs. So I vote no."

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

Supervisor Walter: "Yes, to table. It's a quick question as to recreation supervisor. I agree with you, John. (Inaudible)."

Diane Wilhelm: "The resolution is tabled."

Resolution #701

Councilman Dunleavy: "You don't know if there's a deadline for him to get this in the mail."

Councilman Gabrielsen: "701 was called."

Supervisor Walter: "We'll have a special board meeting (inaudible)."

Councilwoman Giglio: "Okay. 701 appoints a call in guard Level II to the recreation department. 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 #702

Councilman Dunleavy: "Appoints a recreation leader Level I to the recreation department. So moved."

Councilman Wooten: "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 #703

Councilman Wooten: "Appoints a recreation aide II Level I to the recreation department skate park. 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 #704

Councilman Gabrielsen: "Authorizes execution of easement by Riverhead water district to the Riverhead Community Development Agency Plant 12. So moved."

Robert Kozakiewicz: "And just for the record, the first whereas should have that last sentence starting with NTBIR, deleted in its entirety and also since there's not an attached easement agreement, I would put delete the attached, insert an easement agreement and if you wish to make it subject to review by the town attorney's office, I have no objection to that."

Councilwoman Giglio: "As easement agreement subject to review by the town attorney?"

Supervisor Walter: "Subject to the approval of the town attorney. Okay. All right."

Councilman Gabrielsen: "So it will be so moved as amended."

Supervisor Walter: "Easement agreement subject to approval of the town attorney. Okay. Go ahead."

Councilwoman Giglio: "And seconded as amended."

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

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

Resolution #705

Councilwoman Giglio: "Authorization to publish advertisement for residential solid waste collection and disposal services for the Riverhead refuse and garbage district for the town of Riverhead. 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 #706

Councilman Dunleavy: "Ratifies the approval of the Chapter 90 application of Martha Clara Vineyards LLC, Octoberfest - beer and wine festival - September 10 and 11, 2011. So moved."

Councilman Wooten: "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 #707

Councilman Wooten: "This approves the Chapter 90 application of Abate of New York Long Island Chapter, veterans appreciation run, September 25, 2011. 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 #708

Councilman Gabrielsen: "Authorizes bow hunting for deer on town property at Enterprise Park at Calverton from October 10, 2011 to November 27, 2011. So moved."

Councilwoman Giglio: "And seconded."

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

The Vote: "Giglio, yes; Gabrielsen."

Councilman Gabrielsen: "I just want to point out to all bow hunters that the lottery to hunt here is Tuesday, next Tuesday, September 27 at 6:00 p.m. in town hall. Yes."

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

Councilman Dunleavy: "I just have one question. I'll ask Councilman.

These are one through eight. Are they the same size as last year?"

Councilman Gabrielsen: "Yes. They are all the same except (inaudible). There should be a map, I gave you a map. If you look on the map-- "

Councilman Dunleavy: "They were too large last year."

Councilman Gabrielsen: "Actually there's more bow hunters per-- (inaudible)."

Councilman Dunleavy: "I vote yes."

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

Supervisor Walter: "Yes. I want to thank George, Councilman Gabrielsen, for spearheading this."

Diane Wilhelm: "The resolution is adopted."

Resolution #709

Councilwoman Giglio: "Approves extension to license agreement with Wadington Realty Corp. So moved."

Councilman Dunleavy: "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 #710

Councilman Dunleavy: "Approves the purchase of parcels located in the town of Riverhead known as the North Fork Preserve for active recreation use. So moved."

Councilman Wooten: "Seconded."

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

The Vote: "Giglio."

Councilwoman Giglio: "I just want to say that I did reach out to Tracy Balone (phonetic) from the parks department who referred me to Pam Greene (phonetic) saying that my concerns of the wear and tear on Sound Avenue, the tax revenue that would be taken off the tax rolls, and 14 heated cabins for year round use and groundskeepers, full time residences on the property were of concern to myself. And Sound Avenue from the north shore getting to the North Fork Preserve would have a tremendous impact on Sound Avenue.

And those were my concerns and they said that they could be addressed during the planning process and in speaking to legislators, I think that if Sound Avenue becomes a problem, that the town board should petition the county take over Sound Avenue as to snow removal and the whole town road and all the highway, the maintenance, the drainage, everything.

So I will vote yes because I think it's a good thing and I think that a regional park for this area versus housing is wonderful for the town of Riverhead and for the farm industry and also for retail.

So, hopefully, they will come and stay in hotels, visiting people in cabins and RV's and shop at our stores and help our economy that way.

So I'll vote yes."

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

Councilman Gabrielsen: "I've had some concerns about the tax issues. I understand that we have to really look closely in the future.

But I will say this particular parcel is really exceptional with the, you know, different water kettle holes and the property, exceptional piece of property, probably the most premiere piece in the township of Riverhead to preserve.

So weighing the two, I also-- we had the county write in our contract that we will be part of the planning process. They're not just going to go ahead and build. They want to build, the town will be part of what goes there. And they conceded that they would agree with that.

I vote yes."

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

Councilman Wooten: "I had a big speech written but I'm not going to read it. This has been on the long term eyesight, not only on the Riverhead Open Space but also the county open space.

It's a great piece of property. It's ecological for the whole entire east end.

It's a great acquisition and we'll keep the commercial base. I understand Miss Cotton's concerns and that's her job, she does it well. She represents the school. And, but, you know, we'll keep the commercial base where the commercial base should be, which is in our 58 districts and our Main Street districts and let the appeal of the north fork stay just that, the reason why people move out here.

So it's a great acquisition and I support it 100%. Yes."

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

Councilman Dunleavy: "Well I thought long and hard on this and this is going to solve two problems that we have. We have a very bad flooding problem and erosion problem off of Sound Shore Road for the drains that water that comes off this property and across Sound Shore Road to private people's property and the bluffs are being eroded and people's properties are being eroded and nobody wants to spend the money to fix.

The town of Riverhead doesn't; the county of Suffolk doesn't, and the town of-- and the state of New York doesn't. So this will solve that problem because the county is going to come in and they're going to fix the drainage and put a sump in there so the water flows into the sump and not across the road and ruin our bluffs and for people's private property.

The other thing is the win for the retailers in Jamesport

because these people are going to come out and they're going to spend money in Jamesport and in Riverhead so for the retailers this is a win for them and for our taxpayers taking houses off the market, it will be a win for our taxpayers because we're going to save money on putting kids into the school district.

So if you take this all into consideration, this is a great thing for the town of Riverhead. So I vote yes."

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

Resolution #711

Councilman Wooten: "All right, here we go. It's a long one, I'll try to be loud.

Authorizing the supervisor to apply to the state of New York office of general services for transfer and conveyance of a certain parcel of state land known as the armory located on the southerly side of Old Country Road, described as SCTM #0600-108-2-3 located in the town of Riverhead, New York. 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. I think the armory started with the town of Riverhead, then we sold it to the state for \$500 back in 1956 or '57 and they built the armory. They closed the armory and they're giving the armory back to the town of Riverhead for our use as a justice court and our police department will be up there.

So I have to commend our legislators for doing this and I vote yes."

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

Supervisor Walter: "I want to thank Senator LaValle and Assembly Dan Losquadro. This is kind of a heavy (inaudible) for a

freshman Assemblyman and he succeeded in getting this armory to the state— from the state to the town of Riverhead and we thank him and we're greatly indebted to both of them for this.

So, yes."

Diane Wilhelm: "The resolution is adopted."

Resolution #712

Councilman Gabrielsen: "Approves the Chapter 90 application of Garden of Eve, LLC, LI Garlic Festival. 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 #713

Councilwoman Giglio: "Approves the Chapter 90 application of IRIE Therapeutic Equestrian Program. So moved."

Councilman Dunleavy: "As amended?"

Supervisor Walter: "As amended."

Councilwoman Giglio: "As amended."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "You have the amendment for this one, right, Diane?"

Moved and seconded as amended."

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

Resolution #714

Councilman Dunleavy: "Approves Chapter 90 application of

Jamesport Fire Department 10K race, October 15, 2011.

This was postponed because of the hurricane so they moved it to October 15th.

So moved."

Councilman Wooten: "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 #715

Councilman Wooten: "This approves the Chapter 90 application of the Peconic Bay Region of the Antique Automobile Club of America (AACA). So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded, and we amended this one as well to waive the fees, Diane."

Okay, moved and seconded as amended."

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

Resolution #716

Councilman Gabrielsen: "Approves Chapter 90 application of St. John the Evangelist RCC, Chinese auction October 1, 2011. 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 #717

Councilwoman Giglio: "Approves the application for fireworks permit of Dan Senecal, wedding at Vineyard Caterers. 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 #718

Councilman Dunleavy: "Authorize the supervisor to execute a deed to transfer a portion of a town highway of no further use for highway purposes. This is Pulaski Street where they built the new entrance from Pulaski to Mill.

The grass area of Pulaski Street to Mill Road."

Councilwoman Giglio: "Because it dead ends there."

Councilman Dunleavy: "We're in litigation so this is going to settle that litigation by transferring half the road to Hit Man Collision. 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 #719

Councilman Wooten: "Authorizes the waiver of a 30 day notification required by the New York State Liquor Authority (R&R Sisters, Inc). 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 #720

Councilman Gabrielsen: "Authorize the waiver of 30 day notification required by the New York State Liquor Authority LI Catering Concepts. 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 #721

Councilwoman Giglio: "Authorizes town clerk to publish and post notice to bidders for water service materials. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Tara, did this one go before-- .

Moved and seconded. Vote please."

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

Resolution #722

Councilman Dunleavy: "Awards bid for paint. So moved."

Supervisor Walter: "This is exciting stuff."

Councilman Wooten: "Watching it dry is exciting.

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 #723

Councilman Wooten: "This authorizes settlement with Foxies Ice Cream and Snacks, Inc. 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 #724

Councilman Gabrielsen: "Authorize the town clerk to publish and post a public notice to consider a local law to repeal and replace Article XXVI site plan review of Chapter 108 entitled zoning of the Riverhead town code. 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 #725

Councilwoman Giglio: "Awards bid for recreation sporting goods Part II. 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 #726

Councilman Dunleavy: "Accepts security of Lowe's Home Center. So moved."

Councilman Wooten: "Seconded."

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

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

Diane Wilhelm: "And what was Resolution 728 will now be 727; and what was 729 will be 728; and what was 730 will be 729; and what was 731 will now be 730."

Resolution #727

Councilman Gabrielsen: "Authorize the supervisor to execute a settlement with Boom Development Corp. So moved."

Councilwoman Giglio: "And seconded."

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

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

Resolution #728

Councilwoman Giglio: "Rescinds awards bid for Jamesport town beach boardwalk and pavilion pursuant to Resolution #424. So moved."

Councilman Dunleavy: "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 #729

Councilman Dunleavy: "Awards bid for Jamesport town beach boardwalk and pavilion improvement project. 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, abstain. The resolution is adopted."

Resolution #730

Councilman Wooten: "Resolution to pay the bills. So moved."

Supervisor Walter: "Seconded, George?"

Councilman Gabrielsen: "And seconded."

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

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

Supervisor Walter: "Paying the bills is good. Yes."

Diane Wilhelm: "The resolution is adopted."

Supervisor Walter: "Okay. We- at this point we open the board meeting to conversation on any topic that you might have. We ask you to limit it to five minutes. Sal Mastropaolo, what can we do for you?"

Sal Mastropaolo: "Sal Mastropaolo, Calverton. I don't know if you heard it, but Kerry Moran passed away."

Supervisor Walter: "Yes. When was the service? They had the service. Monday. Okay. Yes."

Allen Hurley: "Good evening, Allen Hurley, Wading River, representing the Wading River Civic Association. Recently the town of Riverhead entered into a service agreement with BFJ Planning for the purpose of assisting the town of Riverhead in planning services related to the study and development of the Route 25A corridor, roughly from the Brookhaven line east to Hulse Landing Road.

The agreement states the town will spend a maximum of \$44,000 for this study.

Simultaneously we have a number of pending commercial proposals in the very section of 25A BFJ is studying. In addition to those already being considered, there are a number of commercial pieces for sale in the same corridor.

Cumulatively these projects have the potential to demonstrably change the rural character of the hamlet. That's where your \$44,000 study comes in.

The results of this study are imperative in deciding the scope and the feasibility of any of these projects. To approve any proposals without waiting for the findings of the corridor study, would leave this board in the precarious position of rationalizing spending thousands of dollars on a study you seemingly had little faith in.

I respectfully submit the study should be completed and its findings considered before any pending projects are approved.

Thank you."

Supervisor Walter: "Thank you, sir. Next."

Justin Cobis: "Good evening. Justin Cobis, Riverhead. I am speaking on behalf of a group in town called the Friends of the Riverhead School District Bond.

And the purpose of my visit tonight- "

Supervisor Walter: "Friends of Riverhead School District- "

Justin Cobis: "Of the Riverhead School District Bond and my purpose tonight is to create an awareness and a dialogue concerning a vote that's going to happen three weeks from this evening, which is the \$78,000,000 bond- "

Supervisor Walter: "You've intrigued me. Are you a student?"

Justin Cobis: "I'm actually a graduate 2002, current resident and taxpayer and a fifth year teacher at the district."

Supervisor Walter: "I kind of figured that, you looked a little too old for a student. Continue on, sir."

Justin Cobis: "Thank you. So in my eyes the town has started getting some traction. As someone who went away to college and come back and now invested my life here buying a home and being a taxpayer, I see good things happening.

I see Main Street starting to come back to life. I see the firehouse being developed. I see an addition to the library. I see Peconic Bay becoming something to be proud of. I see a lot of good happening. The police station is going to get a new location. I believe that the town hall facilities will expand into the existing police department.

So I'm here on behalf of this organization which is not affiliated in any way with the Riverhead Board of Ed. Many of us did work on the CPR committee which was the 60 member group that Ms. Cotton-DeGrasse spoke of.

We met for over 10 months to go through the previous bond proposal of \$123,000,000 and we took out anything that we considered not to be absolutely necessary and it was 55 people, at least 30 or 35 taxpayers in the community and I don't know if any of you have been to each one of the seven schools in the district recently. I know some of you have students in the district now.

But the infrastructure, the health, the safety and the space issues are at a point where they cannot be ignored anymore.

So I'm here just to spread an awareness and create a dialogue. We have a lot to worry about regarding the infrastructure of our schools and I know Miss Giglio, you spoke about the aesthetics of buildings and having that pride and sense of this is my town, these are my buildings, this is where I live.

As a coach in the district, I see my student athletes go to other buildings and they're on away games and it's not the fields that they're jealous of. Yes, that's something. But when they go into the hallways of these other schools, whether it be William Floyd or Longwood, Westhampton, Southampton, we're really surrounded by upgrades in infrastructure educationally.

I also have students that will go in and out of the building several times a day all months of the year regardless of the weather, just to go to class. If you're not aware, there are 11 portable classrooms at the high school that are there to address space needs. And they've been there for some time. Some of them over 35 years.

And so that- I feel as a taxpayer and as a resident and as a newlywed that's trying to start a family in town, that is a concern

of mine and it really has to be addressed in my opinion.

I know this is a very, very tough time to take a look at spending money and increasing our taxes. But I really urge everybody in the community to call the district and find out exactly how much it will cost them.

The district is providing a hot line and an e-mail address. You can call, provide your address and get the exact dollar amount of how much that would cost you each year for the entire length of the bond.

Very quickly I'll just talk about the average assessed home value in the district is at \$280,000. So the average home would plateau at about \$200 and- excuse me one sec- about \$220 in increase for the bond.

Seventy eight million dollars. As you know or you may not know, the two percent tax limit on municipalities and on school boards is going to be very difficult. This is exempt from that which will allow for funds to be freed up to be spent on students, on curriculum, on programs."

Supervisor Walter: "I have to stop you there."

Justin Cobis: "Okay."

Supervisor Walter: "Why do you say it's exempt, because capital projects are not exempt."

Justin Cobis: "They are. My understanding- I've checked- I went first and checked with the- I checked with- "

Supervisor Walter: "Not what we're hearing. There's so much misinformation out there. We sat through- "

Justin Cobis: "I made that statement after checking with our assistant superintendent of business at Riverhead school district. I wanted to verify it myself so that's where that is coming from.

As a committee member, that's where I'm relying on for my information."

Supervisor Walter: "We sat with Senator LaValle and

Assemblyman Losquadro and Assemblyman Thiele. They said it wasn't, so the misinformation out there is just awe inspiring on this two percent.

My question is, can you do this with the two percent? And it's really a Ms. Grasse question but we need to have that answered and I've got information on my desk that says it's not exempt."

Justin Cobis: "I just want to clarify I'm not speaking on behalf of the school board, just- "

Supervisor Walter: "No. But I just- "

Justin Cobis: "I can't answer that but I agree. What I've been told is that debt in the district including capital projects and bonds of that nature would be not only exempt to two percent, but would be entitled to state aid, about 20 to 25% state aid from what I've heard.

Is that as much as we want and other districts have gotten? It's not. All right. We know that we're land rich in this district. We're not as rich in resources as some others, so our assessment value is a little bit skewed."

Supervisor Walter: "I'm not being rude, but I'm calling my financial guy right now. Keep going because I want to see what his answer is."

Justin Cobis: "Thank you. So just to summarize. There is a second proposition that is put up by the board of education that has to do with a gymnasium. It is not part of the CPR's committee initial recommendations.

It is considered by our committee as a want. Many of us on the committee did feel that we would like to see that and want to see that. As a resident and a taxpayer I would love to see that but it is not an absolute necessity.

So it's very clear that there are two propositions being put out there. One for education space needs or health needs or for safety needs and for infrastructure. We have a high school- you talked about your air conditioning and nothing's working in the building built in 1975.

Our high school was built in 1971 and has not been touched with the exception of addition classrooms outside its boundaries.

We know today there was a situation on Main Street by where the entire section of Main Street— East Main Street was blocked off for several hours. Had that been closer to the schools, we would have gone into a lock down procedure.

Now locking out— locking down a school is very difficult to do when you have several hundred students outside of the actual high school or middle school or Roanoke Avenue. There's portables at four of the schools out of the seven schools.

So it's got to be addressed. It will never be cheaper. Labor will never be cheaper than it is now and materials will never be cheaper. Interest rates will never be lower and our district does have a very low debt service. We are in a great position to take advantage of this opportunity.

So I just wanted to create a dialogue. We do have as a community organization a Facebook page which is www.Facebook.com/Riverheadbondyes."

Councilman Wooten: "Riverhead spelled out all one word, Riverhead bond yes?"

Justin Cobis: "Yes, one word. We have applied for our temporary signage to be disbursed on private homes throughout the districts so you will see signage from our community organization and we just looked at— educate yourself before you go out and vote. And we are asking that everyone go out and vote and make a decision.

We're not telling you to change your mind until you look at the material provided very, very transparently by the district. They really have gone out of their way to create a hot line, to see exactly how much it costs per household and I really feel that if this is not addressed, the heart of our community which is its schools is going to be laying in a state where someone wanted to move into town and what's the first thing you do when you check where you want to live?

If you have a family, you look at the schools. And you surround yourself with Westhampton, Southampton, William Floyd, Patchogue, all areas that have been upgraded and we're not talking—

there will be no new construction of a new building. All right.

We are looking to make an addition at the high school which will give it a face lift, give it a whole new look. All right. But there's no frivolous spending in the opinion of the 55 member CPR committee and now the Friends of Riverhead School District Bond.

So thank you very much for your time."

Councilman Wooten: "Can I just have your name again, sir?"

Justin Cobis: "Sure. Justin Cobis, C-O-B-I-S."

Supervisor Walter: "Is Joe your dad?"

Justin Cobis: "He is."

Supervisor Walter: "Good guy. Is he enjoying retirement?"

Justin Cobis: "He is. He's at the library now and then doing a little security. Spread the word. I really appreciate your time."

Councilman Dunleavy: "I just want to say something after Justin got up and spoke.

I was at the Riverhead high school this morning for a Riverhead Youth Bureau advisory meeting and we were removed last year out of one of the rooms and put in the common area of the school to have our meetings. It was just off the cafeteria.

The problem we had this morning was that the population of the school has increased so what they're doing is study hall, half of study hall has to be put into the cafeteria. So to hold the meeting in the common area with a study hall and kids moving back and forth, it's quite noisy.

I'm not asking everybody- I don't want to tell everybody how to vote. You have to vote your conscience. I'm just saying we should get out and vote and you should vote the way you feel about this, but the school is getting overcrowded. That I can tell you from my experience this morning with this meeting I was at.

So that's all I have to say."

Supervisor Walter: "You know, it's fascinating, the different sides here between the Wading River and the school district.

When is the vote? October 11th."

Justin Cobis: "October 11th, two weeks from today and voting zones have changed so that there are now four voting zones. There's a voting zone at Riley Elementary School."

Supervisor Walter: "When did they do that?"

Jason Cobis: "They did that (inaudible) of last spring. My belief it was the intent to get more voters out. Because the district is so large, there are so many areas, you know, square miles."

Supervisor Walter: "Actually, if you held it on election day you'd get a lot of voters out."

Justin Cobis: "We're looking to get as, you know, as many voters out as we can. Seniors, parents, grandparents, aunts, uncles, whoever, you know. Anybody is included obviously."

Supervisor Walter: "It's a good thing you told me. Wading River probably votes in Riley."

Justin Cobis: "Correct. So there is a zone map on not only the Facebook page but the district web site. There are four zones. Because of handicapped, accessibility issues that exist at Roanoke Avenue, we cannot have the vote at Roanoke Avenue Elementary School so that zone— basically the zones are broken up into where your student would go to elementary school if you had a student."

Councilwoman Giglio: "So that's good."

Justin Cobis: "So Aquebogue, Riley, Phillips. What's that? Roanoke is going to be voting at the high school. Okay."

(Some inaudible comment)

Councilman Dunleavy: "This is one reason we buy open space, because of the population of the school district is increasing so much that the taxpayers are, like you said, this is going to be two hundred dollars plus— but still— "

Justin Cobis: "On the average-- in my opinion, it's an investment in the community."

Councilman Dunleavy: "-- it's a lot of money for a senior citizen for their taxes to go up. And this is why we're trying to limit the population of the school district by buying open space."

Supervisor Walter: "And grow the tax base. That's why this is like a fascinating meeting for me because it's both ends. So, Joe-- say one more time we'll try to get this on this week, it's the 11th."

Justin Cobis: "The vote is Tuesday, October 11th. It's the day after Columbus Day weekend. All right. We have a lot of publicity that's going to happen on our side."

Supervisor Walter: "And the voting polling places are Riley Avenue-- "

Justin Cobis: "Riley Avenue Elementary School. We have Aquebogue, Philips and because of handicapped access issues, the high school."

Supervisor Walter: "Okay. So we will try-- Tara get this on for Friday when we do our change up and that way we'll get this notification."

Are we still-- this is really for Miss DeGrasse. I'm so happy to have you here. Are we still publicizing-- are we still putting on channel 22 your school board meetings? Do we have access?"

(Inaudible comment)

Supervisor Walter: "Vince Tria used to do a pro bono. You should reach out to him."

Justin Cobis: "I can't speak on behalf of the Board of Ed."

Councilman Dunleavy: "I just watched a school board meeting last week. It was an old one though. I flipped the channel, it was on. Okay."

Justin Cobis: "I can't speak on the Board of Ed but I would really say that each one of you should really, really, really

consider going to each school before the vote so you get a sense for yourself what the state of the infrastructure is. Thank you."

Supervisor Walter: "My financial guy who's probably doing the budget right now.

Bill, we're at the town board meeting and everybody is looking at me funny because I'm on the phone with you. Capital projects, are they exempt from the two percent tax cap or included within it? Bond for them, we're not exempt. Is that different from the schools do you know? For the town, they're not exempt, capital projects. Okay. All right, Bill, thank you.

For us, they're not exempt. They may be exempt for the school but they're not exempt for us.

Ms. Mendez, what can we do for you this evening? Besides- "

Dominique Mendez: "Dominique Mendez. Besides what? Enact the moratorium now?"

Supervisor Walter: "I actually like Roman's sign because it matches his shirt. Could you pan down to Roman, he's right in front of you. See that sign- he's got that shirt. It matches- "

Dominique Mendez: "Perfectly well coordinated."

Supervisor Walter: "What can we do for you?"

Dominique Mendez: "Well, you probably have a feeling of what I'm here to talk about. As you can see the audience is filled with people like me who understand that the town must hold off approving any projects in Wading River until after the corridor study is complete.

I think I speak for just about all of us here when I say that what we want and expect is the study to have a chance to prevent Wading River from the commercial sprawl that plagues so much of the rest of the island and for that to happen, you must enact a moratorium immediately.

The RNPC and our partners in this effort started requesting a study last winter and now nearly a year later, you are about to start on a limited version of that study. And though that's a very

strong step in the right direction, it's not enough.

We have always maintained that this study must go hand in hand with a moratorium. To allow the projects that spurred our concern about the area to continue to move forward and a review process that may result in an approvals before the recommendations of the study can be implemented, just makes no sense.

Let me remind you why a moratorium for Wading River is not only the right thing to do but also the only logical thing to do.

Approving projects before the study is complete, defeats the entire purpose of the study. If you don't wait for the recommendations of the impending study and give yourselves time to revise zoning based on those recommendations, then the study will not be able to do the job we're all paying for.

In addition approving some projects now will compromise the ability of the study to look at the area as a whole and by eroding the integrity of the study, it will likely be more difficult for the town to change zoning on other parcels.

For example, how can the town approve a tourist mall over a mile from the commercial center of town and then consider applying zoning that doesn't allow retail on parcels that are closer to the Wading River-Manorville Road-25A intersection?

We beg you to give the study a chance to ensure that Wading River retains its country charm and is not overrun by stores most of us don't need or want.

Overbuilding retail not only threatens our quality of life and our property values, it threatens the livelihoods of Mom and Pop store owners who have served the local community for years.

Do right by those who make up the majority of your constituency. Don't delay any longer. The clock is ticking on projects like the Knightland Mall on Sound Avenue which is moving closer to approval despite its zoning issues and other numerous issues of concern.

On behalf of the RNPC I implore you to enact the moratorium now before it's too late."

Supervisor Walter: "There's a lot of misinformation out there and I'm going to take this opportunity to talk about the misinformation.

Let's dispense with Great Rock. The town board called up Great Rock so to speak. It was a five to zero vote. I did speak to the planning board director and they're going to refer that issue to us for a thorough review and interpretation of our covenants. So that issue may or may not be resolved by the town board.

The second bit of misinformation is there are not three projects going. Venito or Veniza has-- they've filed something but they've never paid their fees. That is not an active application and I think it's sort of interesting. You may have scared them away because I know Venito or the gentleman that owns the property-- Vento, he wasn't the developer.

The developer may have been scared away and the Zoumas parcel is under the pine barrens jurisdiction and they have not met the pine barrens jurisdiction-- or they have not met the requirements of the pine barrens act and so they're not immediately going to be approved for anything.

And the county actively is looking to purchase it and Mr. Zoumas has told me that if the numbers are a fair number, he'd be willing to sell it.

So if we sell Zoumas, if the Vento parcel has no active application, we're really only talking about two applications, the Barra and Great Rock and Great Rock may go away on the basis of the covenants. Then you're really only talking about one application. So it is a lot of-- "

Dominique Mendez: "That's very optimistic."

Supervisor Walter: "-- information out there saying there's four major mega-development projects. That's not accurate. I mean it's really not accurate."

Dominique Mendez: "Well, the Zoumas parcel purchase, I mean he has not responded yet to even allow them to appraise that parcel and we don't know-- "

Supervisor Walter: "I don't think that's accurate."

Dominique Mendez: "Yes, that is accurate according to the county last I spoke to them. They have sent him a letter and he has not responded yet."

Supervisor Walter: "I don't think that's accurate but we check on it."

Dominique Mendez: "Do you think— it could have happened in the last week?"

Supervisor Walter: "I think they're in the process of appraising it, is my understanding."

Dominique Mendez: "It would have had to have happened very recently. I'll check with Romaine's office because last I heard, he had not responded to that and that's a long process."

Supervisor Walter: "(inaudible) if they are in the process of that potentially— you have to agree he's stuck in the pine barrens so whatever he comes out from the pine barrens is not going to be anything— may not be anything like what you're seeing now potentially."

Dominique Mendez: "I think that's overly optimistic."

Supervisor Walter: "Well, I wouldn't. I'm on the pine barrens commission so I wouldn't think so and I think I know a little bit more about how pine barrens commissions act so if we buy Zoumas, if Vento doesn't have an active application, if the covenants are reviewed in a way that the other one doesn't get built, you have one application, not— "

Dominique Mendez: "There are a lot of ifs there though."

Supervisor Walter: "It's not this very large, the sky is falling, we're over-developing. And I wanted to get that information out because I don't think the residents understand that, that there's not four impending projects coming."

Dominique Mendez: "Well, you can't discount Zoumas because the county could purchase it because the reality is that could happen but most of the time it doesn't happen. So it's nothing we can bank on. We hope that it does."

Supervisor Walter: "And Barra may not be able to afford to construct his project nor Mr. Zoumas or anything else. So- "

Dominique Mendez: "But we can't- yeah- "

Supervisor Walter: "It's all about balance."

Dominique Mendez: "Right. All we can do is look at the site plans and look at what could happen. And with the zoning, we know what could happen."

Councilman Dunleavy: "Now we voted for the study of the Route 25A corridor. The problem is we don't have the funds and the supervisor is looking for them and so we don't know when we're going to pay for this to be done."

Dominique Mendez: "This is news to me. Really?"

Supervisor Walter: "I found the money. I've got it. It's all right. I've got it."

Councilman Dunleavy: "Then we should have a resolution- "

Supervisor Walter: "I'm not paying you next week."

Councilman Dunleavy: "Then we should have a resolution up here stating that we are going to fund it and have the study done. Because all we're doing is putting things off for weeks and months when this thing could be done. We voted for this at least a month ago and we're still fooling around with it.

So I mean I don't know when the study is going to be done."

Supervisor Walter: "We're working on it."

Dominique Mendez: "I thought it was starting shortly."

Supervisor Walter: "It actually is."

Dominique Mendez: "Yeah. I don't quite agree with your assessment, it's hopeful, we can't count the Zoumas parcel out for development. The zoning is as it is. The Venezia (phonetic) I know that he hasn't paid his fee. He doesn't mean he hasn't; he did submit that site plan. He talked about it, he came to our meeting,

he planned on doing it.

If he doesn't do it, it's still zoned for that the reality is."

Supervisor Walter: "Listen, I don't disagree with you. We may disagree on what type of zoning. I know some in your family have suggested assisted living in Wading River. Maybe that is the way to go, I'm not sure. And you and I may disagree but I just want the public to understand, in Wading River there's not this massive mega-development coming and you know I don't necessarily agree with all of the zoning and think Councilman Wooten and I think that some of it was adopted by the previous to anybody here, that should not have been adopted, but we'll get it squared away. We'll work with it."

Dominique Mendez: "But if you approve any plans in the meantime, it defeats the purpose of the study. And especially since you're saying like none of them are going forward, don't worry about it."

Supervisor Walter: "There's only the one that I think is close. And we did speak to the planning board, I think that was another 5-0 vote; we're going to have some more conversations with the planning board."

This board asked for a traffic study in the fall and that issue needs a little more massaging through the planning board. But trust us. We'll massage that through."

Dominique Mendez: "Why you don't think that-- what is it, January and June are peak seasons for Wading River?"

Supervisor Walter: "It's suspect. Dominique, it's suspect."

Dominique Mendez: "You think that claim in a study that was-- yeah-- "

Councilman Wooten: "But in plain language, you don't call a guy in with paint swatches and then side your house. You've got to me-- you know-- "

Councilwoman Giglio: "And then you also need to take into consideration that the traffic exists right now without any of that development, so that development is not in my opinion, is not going

to be the draw that's going to be the focus of attention in the month of October. It's going to be the pumpkins and the farms.

So I don't think that people are going to come to shop at Zoumas' shopping center or come to Kenny Barra's to shop or come to other commercial developments to shop. I think they're coming in October to pick pumpkins."

Dominique Mendez: "Right. But then there's additional traffic."

Councilwoman Giglio: "And to get hay and things of that nature. So where we say this is going to be a big draw if there is retail there, I disagree with that. I think that the traffic is going to be there and we need to figure out a way to address the traffic."

Dominique Mendez: "So you don't think that more commercial development would add to traffic?"

Councilwoman Giglio: "No. I think it's going— I don't think it's a draw."

Dominique Mendez: "I'm confused."

Councilwoman Giglio: "No. I don't think it's a draw. I think that the farms and the pumpkins and the hay and the hayrides and the beaches and all of those things are the draw. I don't think that people from 110 are going to say, let's go out to Riverhead today and go shop at CVS at Zoumas' property. Or let's go and shop at— they're already on that route."

Dominique Mendez: "You're right about CVS but the mall that Barra's intending would not be that. That would have like candle shops and (inaudible)."

Supervisor Walter: "And that's the interesting one. Because that's the one that kind of ties into what we have always been which is Wading River grew up as sort of as a tourist location in that, and I know you don't disagree but— "

Dominique Mendez: "I don't agree that Wading River is a tourist destination. No."

Supervisor Walter: "-- you have not been here long enough because if you look-- "

Dominique Mendez: "Does anyone agree with that here?"

Supervisor Walter: "If you look at, excuse me, if you look at the number streets, if you look at Lewin Hills, if you look at Wildwood state park, we have always drawn outside people for the summer here.

If you look at the various parks along Wading River-- the Sound Shore, that's what it is.

But what I really find fascinating-- Ann, you've-- and I'm speaking to Miss DeGrasse-- I shouldn't refer to you by Ann, but you get a sense of what we have to grapple with here as a town board because they-- the group here wants to limit the commercial development.

It doesn't help the Riverhead school district but the Shoreham Wading River school district is in much worse financial shape in terms of tax base than Riverhead. And so, you know, we have to face, you know, if we're going to preserve North Fork Preserve, we've got to find someplace like Lowe's to build a tax base.

If Kenny Barra is going to pull-- this is not a great example, Park and Sound, which is my desire to pull Park and Sound and have it purchased by the county and I think it will be successful, we need to show tax base building someplace else. You can't (inaudible) it all and that's the balance because right now when Riverhead has over 10% unemployed chronically unemployed, a lot of it is about jobs, jobs, jobs."

Dominique Mendez: "Well, I think we're talking about misinformation. I think it's misinformation to say that we don't want any commercial development there. I think what we've been saying is we think this is over-commercialization especially over-retail. We don't have the need for that much retail.

There is likely to-- the zoning is likely to remain commercial on many of those properties I would anticipate even after the study. It just may be different commercial, not retail.

So I don't think it's correct to say that we're, you know, we

have to be practical and, you know, this may- is not going to all end up open fields but it doesn't have to end up all retail either, and empty stores and putting our local businesses out of business."

Councilman Wooten: "I don't think there's enough community to sustain- they're going to have to draw it from somewhere."

Dominique Mendez: "Right. So it would bring people in."

Supervisor Walter: "-- I don't know how we sustain four pizza places."

Dominique Mendez: "And I don't think it's a tourist destination. I came from Kings Park before where I lived. I'm more from east but I've lived in Kings Park for a dozen years. We had a state park there and lots of summer homes. No one calls Kings Park a tourist destination. Wading River is not a tourist destination."

Supervisor Walter: "It was at one point. My family came out here for a long time.

Anyway, does anybody else- next."

Dominique Mendez: "Thank you."

Dr. Barbara Fontana: "My name is Dr. Barbara Fontana and I've lived in Wading River for 33 years. I'm here because I love Wading River, I love the rural character of Wading River.

I applaud you for approving the corridor study. I think it's a step in the right direction. I am very concerned that even one plan, one development might be approved before the corridor study is finished.

The people in Wading River moved there by and large because it is rural. I spent a day with Dominique in the parking lot at King Kullen getting people- asking people if they would sign the petition that you received months ago. I would say 95 out of 100 people said absolutely, I don't want Wading River to look like Route 58. I'd much rather go to Route 58 for my shopping other than the local Mom and Pop kind of stuff.

When I was at the civic table at Duck Pond Day, I had the same reaction from people. We had literature there. I would say 95 out

of 100 people don't want more commercial development.

When I looked on the town of Riverhead web site to see what the zoning meant, it says retail development for the people who live in the hamlet. Eight thousand people live in the hamlet of Wading River. We do not need Kenny Barra's beautiful I'm sure because Kenny is doing it, 30 shopping- little shops.

People in Wading River don't need that and it's not fair to us to impose that on us when it's not for us.

So I urge you, please don't approve, not even one until the corridor study is done.

Thank you."

Nick DePierro: "Good evening. My name is Nick DePierro. I've attended a lot of these meetings where mostly I heard the cons, okay. I'd like to address this to the people of Wading River who don't attend these meetings.

Hello, Wading River. If you watch this on TV, please call 727-3200 and let's hear your viewpoints as to whether or not you want to shop locally.

Thank you very much. 727-3200."

Supervisor Walter: "Roman. Aren't you glad that you introduced yourself to me because- "

Roman Sadowy: "My name is Roman Sadowy which apparently Mr. Walter knows very well."

Councilman Wooten: "I don't know you other than you've got a matching (inaudible)."

Roman Sadowy: "It's good to be green."

Supervisor Walter: "I agree."

Roman Sadowy: "And also I think it's somehow unseemly for the members of the board and you also to refer to Mr. Barra as Kenny Barra. It's somehow gives the impression that, you know, he's your

buddy. I mean Mr. Zoumas is referred to as Mr. Zoumas but this is just- "

Supervisor Walter: "No. I refer to him as Mr. John Zoumas."

Roman Sadowy: "But- what I've noticed also at this meeting and other (inaudible)."

Supervisor Walter: "Speak into the microphone."

Roman Sadowy: "Oh, I'm sorry. Was that we have speakers speaking against these developments. I've never seen anybody speaking for them. The only comments for them that I've seen have been in the newspapers and they were always by the developers or their lawyers."

Supervisor Walter: "Actually that's- the Shoreham Wading River Civic Association submitted- not Civic, excuse me, Shoreham-Wading River chamber of commerce submitted the letter in support of the Barra application I believe. It may have been Zoumas too but I'm not positive. So the chamber of commerce is supporting these- at least one, the Mr. Barra application."

Roman Sadowy: "The chamber of commerce is a business organization, is it not?"

Supervisor Walter: "Yes, it is."

Councilwoman Giglio: "He actually owns a pizza parlor, I think, the president of the Wading River chamber of commerce. And he supports this."

And but I'd like to clear up the misconception about comparing any development in Wading River to Route 58. When the master plan was adopted in 2004, it was very specific to say that there were to be a central square which would be green places for people to sit and have lunch and that no building should be more than 10,000 square feet. And that it should be within the aesthetic character of the community. And none of that exists on Route 58.

On Route 58, you could build a 250,000 square foot building if you want to. This is not big box stores. The plans that have been on the table are small buildings downscaled and are consistent with the 2004 master plan that was adopted by the previous town board.

So, you know, when we pursue litigation and we spend taxpayer money to fight the developers to say no, you can't do it, and it's been done. The judge and the courts have come back and said, yes, you're going to let them build.

So we can keep going up that tree and keep spending taxpayer money in litigation, or we can say, okay, it has to be 100,000 square feet or less. I mean 10,000 square feet is not an enormous building.

And when you're talking about the aesthetics, you're talking about dormers, you're talking about wood roofs, you're talking about not the vinyl siding. You're talking about aesthetically in keeping with the character of the neighborhood.

So I just-- I-- the conception of comparing it to big box stores on Route 58 to the proposed development in Wading River is just so far from the truth."

Roman Sadowy: "I didn't compare it with the big box stores and I don't think the lady who spoke before me-- "

Councilwoman Giglio: "Well, she said we don't want Route 58 in Wading River and that's comparison."

Roman Sadowy: "-- thirty little shops which were not obviously not designed to attract residents from Wading River."

Councilwoman Giglio: "Right. But like I said, the master plan supports those type of uses. How they got there, I'm not sure but they are in the code and we've sued and we've lost and the courts have come down and said approve the site plan.

So I just wanted to give that information."

Roman Sadowy: "Okay."

Supervisor Walter: "All right. Anything else, Roman?"

Roman Sadowy: "No."

Supervisor Walter: "Roman, how do you spell your last name? Roman, spell your last name for the record. We couldn't get a spelling of your last name."

Roman Sadowy: "S-A-D-O-W-Y."

Supervisor Walter: "All right. Dominique, can we have- Mr. Kelly was waiting there. Can we have Mr. Kelly come up?"

Dominique Mendez: "This is something that Jill handed me, I think that Jody wanted for me to leave up here."

Councilwoman Giglio: "I just wanted all the speakers to be able to sign in so that we could- "

Dominique Mendez: "I didn't realize that's what it is."

Supervisor Walter: "Okay, Mr. Kelly. Mr. Kelly, how are you doing, sir?"

Bob Kelly: "Bob Kelly, Reeves Park. Just to get off the Wading River mode for a minute. I just want to thank the entire town. I want to thank the police department, the fire department, all the civic associations that were involved in the newest 9/11 events that were held in town last Sunday.

Unfortunately my family wasn't able to make the event at Calverton. It was very well run. We did get home in time for the event at Sound View park and it was moving to say the least.

It's things like that that make this town such a great town and make you proud to be part of Riverhead. It was touching. If you ever get a chance, take a poke over to Sound View Park Road, there's a new stone that was donated with a piece of World Trade Center steel, by a fellow by the name of (inaudible) Thompson who did the work and friends and family put it out there.

And it's really a nice gesture and it encompasses everyone that lost their lives on September 11, not just the police, not just the fire department. But again it was nice to see everyone out there and it's a decade of 9/11's and you all remember that with all your hearts. We all have people that we know that passed that day I'm sure and it was just a nice gesture to see.

When we got back to Riverhead we saw the flag up, saw the fire department there and (inaudible) turned out and it was just a nice warm welcome.

And, again, thanks to the town; thanks to the police, the fire. I don't want to forget anybody. The pipers, it was all very well done. So, thank you."

Councilwoman Giglio: "And all the landscaping material was donated by somebody, too, right."

Bob Kelly: "Landscaping materials were done and it's the people in Reeves Park that do it. Brian Newman (phonetic), I don't want to start naming names but they all did a fine job. And it was all done and hopefully in the future that will be a nice 9/11 memorial park."

Supervisor Walter: "That's what the goal is. Thank you, Mr. Kelly and thank you for your- Mr. Biegler."

Eric Biegler: "Eric Biegler, Reeves Park, President of Sound Park Heights Civic Association."

I want to echo Mr. Kelly's sentiments and thank all the board members for attending. It was nice having you there. I know it took a lot of time out of your day. That whole day was filled with huge events everywhere. You guys had a lot of commitments, a lot of things going on. And we do appreciate your being there.

It truly was a community event, it was a community spirit. The fire department was outstanding. My hats go off to them. The police department did a great job; traffic control, phenomenal job.

So I just wanted to thank you again on behalf of our community as a whole and the whole town of Riverhead. It was really great and very moving.

I want to bring back one point just to get back on the topic of Wading River and different things. It just came up this evening as I was leaving the house. Sean, you mentioned Great Rock. I was here at the town board- the work session where you instructed the planning board to present you with the covenants so you could offer your interpretation of Great Rock and the zoning that's at Great Rock.

When I was watching today on Channel 22, they were going over the meeting at the planning board and the planning board has voted to proceed with the application and not wait for your interpretation

of the covenants and to move forward.

And I don't know how that worked out at the end because just as another kind of thing on the side, the tape ran out so I didn't see how the conversation ended and I didn't see how the vote— but I just wanted to let you know in case you weren't aware that they decided they're moving forward."

Supervisor Walter: "We had some conversations with some planning board members and I've spoken to the planning board director and I believe at our Monday morning staff meeting, Rick is back there. I believe he's drafting the resolution. He's run away. He's drafting the resolution to refer it to us.

If they don't refer it up to us, I think the town board— there are covenants. I think the town board is poised to gather the information."

Eric Biegler: "Great. I just wanted you to know that they're going to proceed. They had decided that they're going to move ahead without your blessing so to speak. And I just, you know, this seems to be happening in a couple other departments throughout the town, but I'll just kind of leave it at that and mention that, you know, as our elected officials we trust in you guys because I didn't vote for anybody on the planning board. I didn't vote for anybody on the zoning board of appeals either. So I just want to let you know, you guys are in charge so— "

Supervisor Walter: "I understand completely and those sentiments in a different tone— "

Eric Biegler: "Yeah, I know. Thanks. Appreciate it though. Thank you."

Supervisor Walter: "Thank you, sir. Mr. Romano."

Steve Romano: "Good evening, Steve Romano, Riverhead, seven years, formerly of Sound Beach, Rocky Point, 30 years. And what I'm hearing brings back my days as a teenager when the expressway ended at 66 and the only shopping store in Rocky Point was an old Bohacks.

And the same kind of meetings took place as the Waldbaums went up, the King Kullen went up, the Stop and Shop went up, the A&P went up and the area kind of changed as much as did want it rural.

And I remember my parents saying, how are they going to ever— these stores aren't going to stay in business, and they're all in business.

The question that I really wanted to follow up was on Councilwoman Giglio's comments. I'm assuming that— again, that if you're an owner of a parcel and it's zoned a certain way, you have rights to build on it as long as you follow whatever the codes are.

However, if you were to do a moratorium and then upgrade the parcel, what are the rights of the owner because I know she was saying that an owner could sue the town. Can you change the zone and if you can't, then doesn't it become a moot point if a developer does want to challenge the town? That this is progress whether you like it or not. Sometimes it's horrible; sometimes it's good.

The (inaudible) I remember as a teenager, everyone of my friends, we wound up getting jobs in the stores. That part was good, but the travel that used to take 20 minutes to get from Rocky Point to let's say Setauket, became 20 minutes to go from Rocky Point to Miller Place and then eventually the widening of 25A corridor that some people don't like lost all its rural character, but I think it's more of a— sounds like a legal technical point.

That no matter what position you take, if you take the position and you go along with the residents saying we've got to really keep this thing with our thumb on it, but if you get sued you are going to lose. Or am I incorrect?"

Supervisor Walter: "That has happened. You can— you can put a moratorium in place that is legally defensible but that doesn't always mean the courts are going to honor what the town board does and we've won litigations, we've lost litigations. It is always my belief not to leave these decisions to the men and women in black robes. We ought to figure this out ourselves and hopefully this study takes four months.

Hopefully the planning board does what we ask because I have news for the planning board. And I'll say it right here. If they don't do what the town board asks, don't expect my support for reappointments of the people that are on the planning board. And I held up reappointments of the planning board last year and I will not support— I don't really care what member's up. If they're not going to do the will that this board on our— something that is under

our purview, they will not be reappointed and they can kick and scream all they want. But as Mr. Biegler said, we are the elected body, they're not."

Steve Romano: "So just following up with that thought, that if you are to put a halt or negotiate something that's acceptable to the community and I'm assuming when the study is done, this is all about really traffic it sounded like."

Supervisor Walter: "Yes."

Steve Romano: "Is that an issue that could actually give the town justification to say to somebody you can't build and whether they go to court or not or no?"

Supervisor Walter: "What will happen is the state DOT because it's a state road could put some requirements on these individuals or property owners that may make it cost prohibitive to build."

Councilwoman Giglio: "Like acceleration and deceleration lanes and widen the road but as far as the zoning is concerned and what they're entitled to build as far as what our zoning code says and what was adopted in 2004, you know. I don't think that the state can say you have to downsize your project because you have too much traffic. I think they can say you have to widen the road."

Steve Romano: "Could you negotiate, you know, I always look at the legal and constitutional rights of somebody, but as a community if you wanted to buy the property as a town from Mr. Zoumas or Mr. Barra, and give them a fair value and then I guess tax everybody in the town, although I live in Riverhead, I might not be too keen about it. But is that an option?"

Supervisor Walter: "That's the balance we're talking about. That's the balance where maybe one project like the Barra parcel gets constructed and the Zoumas parcel gets preserved. That's the balance we're talking about. Yes, you can purchase properties and we are looking at the Zoumas property."

Steve Romano: "Would that be like a referendum or just that you're the elected officials and you would make that call?"

Supervisor Walter: "We do it by- you've probably been to them. We have the open space purchase public hearings, we allow the

public to talk about it and then the town board will vote on it. I don't know if that's subject to permissive referendum. It may be."

Councilman Dunleavy: "But by law, we only can go over a certain percentage of the appraised valuation. So if the appraised valuation comes in low and we only can go up 10% above that appraised valuation and it doesn't meet his expectations, we're not going to have a willing seller. I mean we if we can't give them what he wants. We have to have it appraised by law. We only can go over the appraiser by I think 10% so it's hard when someone says he's put over a million dollars into the property to get his figure back out again. Okay.

Most of the times when we were sued by these commercial establishments and we've lost is when the (inaudible) submitted their site plan under one zoning and we come back and change the zoning and say well you can't have that now because we just changed the zoning. That's where most of the time the judges said you have to let him build what he wants to build because he applied while the zoning was in effect and you cannot in mid-stream change the zoning because you don't like his project."

Steve Romano: "But could you under a permissive referendum—in other words, I understand what you're saying, Mr. Dunleavy, the appraisal would come in 10% over that.

But let's say he wanted 30% over. Would a permissive referendum for that amount of the taxpayers are willing to vote yes, we want to take it—we want to buy it and just let it sit there."

Supervisor Walter: "Yeah, you couldn't do that. It's the appraised value."

Steve Romano: "You couldn't do that. Thank you."

Supervisor Walter: "Okay, sir."

Councilwoman Giglio: "And the appraisal is (inaudible) in a commercial zoning, the property is worth a lot more than if it had been zoned residential and although, you know, the master plan in 2004 zoned the property on Sound and Park residential, there was a glitch in the filing of the SEQRA and the application that reinstated the commercial zoning.

And then the town had to pick up, change it and make the correction to get the actual residential zoning filed. So that's why— one of the reasons why the judge ruled in favor of the property owner to build a commercial development, was because the process to which the zoning was changed was not done in the proper fashion. So that was taken into consideration.

And, you know, when we talk about open space that's one thing the people come out to Riverhead and they look forward to, is looking at the farm fields and looking at the open space but you know Mr. Cobis said earlier that we're land rich and when you're land rich you get less school aid than the towns that are heavily populated. So, you know, the more land you take off, the less state aid you get for your school district and so that's what land rich means. And the more land rich we become, the less aid we get for our school district. So we end up paying it."

Steve Romano: "I'll just make a final comment. I mean the study sounds like it would make sense to have that before anything's approved and it sounds like you're heading in that direction.

But be that as it may, a moratorium sounds to me like you're just kicking the can down the road for the same eventual outcome."

Supervisor Walter: "Could be. Could be."

Steve Romano: "Thank you."

Supervisor Walter: "It's a tough to sit in this seat sometimes."

Steve Romano: "I'm glad you're there and not me."

Supervisor Walter: "Thank you. Miss Hartnagel. Did I pronounce that correctly?"

Jen Hartnagel: "Good evening. My name is Jen Hartnagel and I'm speaking on behalf of the Group for the East End.

I just wanted to state for the record again that we fully support the adoption of a short term moratorium and, of course, we understand that moratorium should be used very judiciously but this is the exact scenario where it's called for and desperately needed.

And what we don't want to see happen is have the planning study that you're in the process of conducting be a total waste of time and taxpayers' dollars.

In this case, there's clearly a legitimate legal rationale for imposing one and I think you were provided a memorandum of law regarding the moratoriums that provides case law that supports this.

And at the end of the day, the decision to enact a moratorium shouldn't be a philosophical one. It's really a matter of sound planning and zoning practices and since you've already committed to the study, the short term moratorium is going to protect the study, protect the dollars hopefully that are being paid for the study.

So, again, I would like to encourage the town board to seriously consider enacting a moratorium.

Thank you."

Supervisor Walter: "Thank you. Good evening."

Lorena Dougherty: "Hello. My name is Lorena Dougherty. I live in Wading River. I've lived there for the past 15 years. I'm also a resident- I lived in Miller Place and Wading River my entire life. That's 54 years that I have lived here and love the farm life and Long Island Sound.

And I'm just going to make a comment that I ask the town board just to have the forethought to really think about the jewels that we have here in the town of Riverhead and on the north fork.

I have a friend who is part of the Davis farming family and the Hawkins family. She resides in Miller Place. During the summer, she told me she couldn't go to any farmstands and get local corn. Miller Place is a short distance away from Wading River.

Whether you think so or not people enjoy and it's part of their life being able to go to the local farm. There is a culture here that is very, very precious. Yes, there will be development but work with foresight to preserving what makes us special.

Long- Suffolk County still produces the most crops out of any county in New York State. Just keep that in mind when you plan. Because the town of Wading River really is the last bit, it's the

last holdout because with future development and you taking away what all of us who are members of the community that we hold precious, that's Wading River.

What are the farmlands in Riverhead going to look like in another eight years, another ten years. Keep in mind, you know, (inaudible), but we all (inaudible). We have the richest land in New York State.

So I'm just asking that you keep in mind the culture of farming.

And I'm going to make a comment. Wading River is not a tourist community. It was always a summer community as all the little communities along the north shore were. But people don't— people who have come here over the years own their houses, they're not (inaudible).

And that's all I have to say. Thank you."

Councilman Dunleavy: "That's why we are preserving and buying the rights for the farms, to keep them farming. The problem with 25A is that the farmers have left 25A. And if they're farming on the other side of the road, there's nothing that borders Route 25A that's a farm."

Lorena Dougherty: "And keep in mind in the planning of Wading River, that it really is the doorway to this rich culture that we have.

I'm just asking for foresight and a little forward thinking instead of builders. I know it comes down to economics. People want to earn money. They need good jobs. But you have to really think about what the community will use and are we really going to be a destination.

You know, Mr. Barra's development. You know yeah that would be really nice to have all these shops but given the community, who's going to purchase from them. Is he going to be another Tanger? I mean, God forbid if that happened in Wading River."

Councilman Dunleavy: "There will never be another Tanger. He only wants to put small shops there, not any large shops."

Councilwoman Giglio: "And from William Floyd Parkway all the way to Hulse Landing Road, there's maybe five or six parcels that could potentially be developed. A lot of that acreage is already open space or protected property, so (inaudible)."

Supervisor Walter: "Okay. Let's move to the next speaker. We're going to try— we're supposed to be doing five minutes. Could we try to limit it to five minutes, sir?"

Ray Senzack: "I'll be brief. I'm Ray Senzack from Wading River. I'm there 15 years. I've also lived with my significant other in Great Rock.

What I'd like to see is that the town board support the community. In all the time I've been there, I do see the congestion of traffic. I do see that retail stores in some places would not be beneficial to that area because as you see sometimes on the weekends we have accidents and everything like that.

Just the other night at 8:00 at night I can tell you going into Great Rock they had an event, coming out at the stop sign, running through the stop sign. I saw it and I work hard in air conditioning, I come home at 8:00 at night, I don't want to see a big wedding hall over there.

I appreciate the town board in upholding our covenants there. That was dedicated right from the start. It should never go on from there. That was it.

So that's all I wanted to say. Thank you."

Supervisor Walter: "I agree with you. I agree with you. All right, sir. Thank you.

Does anybody else wish to be heard?

All right. Can I get a motion to adjourn?"

Councilman Dunleavy: "I make a motion we adjourn the town board meeting. So moved."

Supervisor Walter: "All in favor?"

Collective response: "Aye."

Meeting adjourned: 9:04 p.m.

Kleane M. Thibault
Town Clerk