

Minutes of a Regular Town Board Meeting held by the Town Board of the Town of Riverhead at Town Hall, Howell Avenue, Riverhead, New York on Tuesday, December 7, 1999, at 7:00 p.m.

Present:

Vincent Villella,	Supervisor
Philip Cardinale,	Councilman
Christopher Kent,	Councilman

Also Present:

Barbara Grattan,	Town Clerk
Adam Grossman, Esq.,	Town Attorney

Absent:

James Lull,	Councilman
Mark Kwasna,	Councilman

Supervisor Villella called the meeting to order at 7:00 p.m. and the Pledge of Allegiance was recited, led by Kyle Patterson.

Supervisor Villella: "All right. Knew every word. Yes, you did very well. We're going to begin the meeting. Steve, and Barbara, would you like to come up now? This is a continuation-- come on guys. Real quick. All right, let's go. This is round two."

Linda (inaudible): "What's your name? Kyle, I'm Linda (inaudible) from the Long Island Blood Services and this plaque is being presented to the Riverhead Town Board for nine years of continued support to the Golden Donor Blood (inaudible). And these people that support the Golden Donor campaign have provided over 8,000 units of blood, saved a lot of lives, and the Town of Riverhead is (inaudible)."

Supervisor Villella: "All right."

Steve Haizlip: "My name is Steve Haizlip. This is Henry Pfeiffer over there. We are on the (inaudible) Committee of the Golden Donor Blood Drive and what I would like to say, a few years ago we have a Receiver of Taxes, a nice young lady, beautiful, and she says paying taxes now is a pleasure so donating blood now for the Golden Donor Blood Drive and for the accident victims around holidays,

with this young lady, it will be a pleasure to donate blood."

Supervisor Villella: "All right. Thank you very much."

Linda (inaudible): "Just as a reminder also, the Golden Donor campaign is not solely for senior citizens and other, you know, the retired community. It is something that is open to everyone and it's nice because we see grandchildren coming in and even my husband comes in and donates and the blood is used, severely used and desperately needed the days after the major holiday. We do them three times a year and it is after Memorial Day, after Labor Day and after New Year's. So this is a critical time and it really is due to the continued efforts of the (inaudible) Committee that we've been able to keep a nice, safe blood supply during the holidays.

So when you see our sign during the holidays at the Ramada Inn just over here, come on down and donate. We've got lots of entertainment, too."

Steve Haizlip: "Next donation date is-- "

Linda (inaudible): "Monday, January 3, the year 2000. Start the year off right."

Supervisor Villella: "Thank you very much-- Steve and Henry. Great work.

We've got another one-- who's going to-- you're going to mention when we get to it the three that are off the-- "

Councilman Kent: "I'll mention them all."

Supervisor Villella: "All right, we'll do that later. Why don't we approve the minutes of the November 3rd and the 16th meeting and also the Special Board Meeting of November 18th and November 29th. So it's up to you two to move it."

Councilman Kent: "We have unbelievable power tonight."

Supervisor Villella: "Yeah. (Inaudible) is in the middle here."

Councilman Cardinale: "I think we should discuss these minutes."

Supervisor Villella: "No, come on. Let's go."

Councilman Kent: "So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Supervisor, yes. Thank you, you approved my minutes."

Supervisor Villella: "Okay. Barbara, can you please read the Reports?"

REPORTS:

Town Clerk	Monthly report for November, 1999 Total collected, \$13,137.20
Receiver of Taxes	November utility collections report Total collected, \$253,713.27
Juvenile Aid Bureau	Monthly report for October
Police Department	Monthly report for September and October
Building Department	Monthly report for November
Open Bid Reports	Building materials opened on 11/22, one bid was received from Riverhead Building Supply
Open Bid Reports	Work clothes, opened on 11/22, two bids were received
Open Bid Reports	Milk, opened on 11/22, two bids were received

Barbara Grattan: "Any of these results may be viewed in my office."

Open Bid Reports	Suffolk Theater alleyway and curb- line modifications, opened on 12/1
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eight bids were received

Open Bid Reports

Portable generator opened on 12/6
at 11:00, two bids were received

Barbara Grattan: "That concludes Reports."

Supervisor Villella: "Thanks, Barbara. Can you please read the Applications?"

APPLICATIONS:

Special Permits	Reliance Leasing, Inc. north side of Youngs Avenue, west of Osborne Ave., the manufacturing and coloring of wood chips for nursery landscaping and agricultural use
Site Plan	Cargex Properties, Inc., west side of Edwards Avenue, south of Middle Road at Calverton, to construct a 60,216 square foot express mail distribution center
Site Plan	East Riverhead Equities, Phase B - Millbrook La., Riverhead, to construct new 12,420 square foot and 19,656 square foot buildings with related site improvements for parking
Site Plan	Nasrullah Khan - 945 West Main St., Riverhead, to enlarge exterior windows, and add an exterior entrance door
Shows & Exhibition Permit	Riverhead BID Assoc. for July 21, 22, 23, 2000 for the Blues Festival
Parade Permit	March of Dimes Walk, April 30, 2000

Barbara Grattan: "That concludes Applications."

Councilman Kent: "Just a question on the Applications, I'm

sorry."

Supervisor Villella: "Go ahead, Chris."

Councilman Kent: "The Cargex Properties-- I don't think we're-- I'm trying to think of where Middle Road meets Edwards Avenue. I don't think they meet."

Supervisor Villella: "They don't."

Councilman Kent: "So I don't-- does he mean south of Route 25?"

Supervisor Villella: "It says west side of-- "

Councilman Kent: "West side of Edwards Avenue, south of Middle Road. Does he mean south of Route 25?"

Supervisor Villella: "It has to be south of 25."

Councilman Kent: "Not Middle Road. I was wondering."

Barbara Grattan: "That's what was on his application."

Councilman Kent: "Yeah, I was wondering-- you might want him to amend that application as far as the description."

Supervisor Villella: "-- Route 25-- we'll amend that. Otherwise he'll be building-- okay, is there anything else, Chris, or is that it?"

Councilman Kent: "No, I was just wondering-- that kind of struck me as odd."

Supervisor Villella: "Hey, George, welcome back. We have a new Supervisor here today, so you better behave. He's out of line-- he's a good guy. Can you read the Correspondence, please?"

CORRESPONDENCE

Kenneth Bakst

Regarding Traditional Links LLC
application for a change of zone
from Agricultural A and Residence A
to Recreational Overlay

North Fork Environmental Council	Regarding Riverhead Center draft environmental impact statement
Steve Haizlip	Regarding Bell Atlantic
Students from the 3rd Period Chemistry class Riverhead Alternative School	Thanking Michael Reichel for the tour of the Sewage Treatment facility
Rolph Kestling	Letter notifying the Town of a storm water drainage problem on North Wading River Road
Mary-Ann Schmidt Tall Oak Estates	Regarding the installation of 10 stop signs in neighborhood
Petition	28 names requesting that Promenade Drive and Jeannie Lane be designated as town roads
Gendot Homes	Petition requesting the Town Board for the extension of water - major subdivision Deep Hole Road

Barbara Grattan: "That concludes Correspondence."

Supervisor Villella: "Thanks a lot, Barbara. All right, guys. Committee reports. Do you have anything to report on?"

Councilman Kent: "No. Our next Recreation Committee meeting is next Monday night. I do want to make an announcement though about this Friday, we have a Special Town Board meeting that we might want to put on the record. I believe it's at 12:30 this Friday--."

Supervisor Villella: "Yes."

Councilman Kent: "-- to vote on the gas conversion of some of the Town buildings. So if anybody's interested in that, we'd like your attendance this Friday at 12:30."

Councilman Cardinale: "Thank you."

Supervisor Villella: "Your famous Route 58 Committee?"

Councilman Cardinale: "Well, the Route 58 Committee report is on file, as all of you I'm sure know. I'm sure you beat a line down there to read it. In addition, I want you all to know that Cablevision has not yet responded to our contract proposal which is now two months and two weeks old. Hello out there, Cablevision."

Supervisor Villella: "We thought they were boycotting us because of this."

Councilman Cardinale: "Yeah, there's a possibility we may have a meeting on the 13th, the Cablevision Committee and Cablevision if Cablevision returns our phone calls. Other than that, I have nothing to say."

Supervisor Villella: "Okay."

Councilman Kent: "Promise?"

Councilman Cardinale: "Yeah, I promise."

Councilman Kent: "I have one other Committee Report. The Farmland Select Committee met last week and we-- "

Supervisor Villella: "Three of them tonight."

Councilman Kent: "-- reported that-- we're recommending public hearings to be called on the acquisition of three-- the development rights on three different farm parcels in the town."

Supervisor Villella: "Beautiful."

Councilman Kent: "So that is on our agenda tonight to be voted upon."

Public Hearing opened: 7:17 p.m.

Supervisor Villella: "Okay. We will continue with the public hearings. Let the record show the time of 7:17 has arrived. Can you please read the first public hearing?"

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York at 7:05 p.m. on December 7, 1999, the consideration of a proposed Local Law to amend Chapter 58 of the

Riverhead Town Code entitled "Dogs".

Councilman Cardinale: "Thank you."

Supervisor Villella: "And you know you wanted that. You can have the extra ones behind you if you want to take them."

Adam Grossman: "No, that's okay."

Supervisor Villella: "You like playing around with this."

Adam Grossman: "Not really. The subject of this public hearing are changes to Chapter 58 of the Riverhead Town Code entitled "Dogs". These changes for this chapter are at the recommendation of the Code Revision Committee. What we try to do is we try to clean up some of the language in Chapter 58 that doesn't seem to work in terms of the current needs of the Town of Riverhead.

Included in the changes is elimination of one subsection-- I'm just going to go through them briefly so everyone here tonight understands what the subject matter is-- the changes."

Supervisor Villella: "You can't hear?"

Adam Grossman: "Okay, I will get-- maybe the microphone should be closer."

Councilman Cardinale: "You're not missing anything."

Adam Grossman: "Okay. Under 58-2 of the Riverhead Town Code under restraining the running of dogs at large, we're eliminating subsection 1, that is a section that allows dogs to run loose if they're muzzled, and the reason the Code Revision Committee wanted to take that out is because a muzzled dog could run loose and be hit by a car or be hurt in some other way and we don't believe that that muzzled dog should be allowed to run loose because it would be a hazard to them.

Under subsection 3, that's-- the same change is repeated.

Under voluntary surrender of an identified dog, which is 58-4.1, we upped the fee for surrender of a-- voluntary surrender of identified dogs from \$10 to \$15.

And under 58-5, we have extended the period of confinement of dogs that bite from seven days to 10 days and we also require that people who happen to be aware of such dog have to notify the Suffolk County Health Department and the Riverhead Town Police Department by the end of the next business day following that particular incident. So we're increasing the amount of time they can be held and increasing the amount of notice.

And, lastly, under 58-8 of section-- Chapter 58 of the Town Code, we've upped the fine for offenses for violations of Chapter 58 from \$25.00 to \$50.00 for the first offense and \$100 for each subsequent offense. The reason for this change is because, in fact, currently (inaudible) people for violating this chapter from \$50.00 to \$100.00, depending on whether or not it is a first or subsequent offense.

And that is the subject of this public hearing."

Supervisor Villella: "Thank you, Adam. Anyone like to speak on this public hearing? George? Welcome back."

George Schmelzer: "What is that \$50.00 fine for?"

Supervisor Villella: "Adam, he wants to know what the \$50.00 fine is for."

Adam Grossman: "Well, among other things, the \$50.00 fine or a fine is for violation of Chapter 58. Chapter 58 is the chapter that regulates dogs in the Town of Riverhead."

George Schmelzer: "Well, describe what it means."

Councilman Cardinale: "Is it the dog or-- who gets fined?"

Adam Grossman: "The owner of the dog gets fined. For example, we require that dogs be leashed-- okay-- in the Town of Riverhead. They're not supposed to run loose and so if a dog runs loose and, in fact, someone is ticketed by a police-- by either the animal control officer or by someone from the Police Department, the fine is \$50.00 for the first offense.

I also just want to add one other item which I did not add previously regarding changes. We also included that rather than that a dangerous-- an identified dog be held for 10 days, the-- currently it states that it shall be maintained for a period of 10 days as

described by 58-4 of the Code. The other option is to euthanize the dog (inaudible)."

George Schmelzer: "(inaudible) a dog be tied up?"

Supervisor Villella: "Excuse me. What was that, George?"

George Schmelzer: "(inaudible) a dog is tied up, protected from raccoons and human thieves running around. What good is a dog tied up? Come on."

Adam Grossman: "The purpose of these code revisions is to improve this particular chapter."

George Schmelzer: "I asked you with this question. Don't tell me that other junk. What good is a dog if he's tied up? How can he protect you from raccoons or other vermin also vermin people coming around?"

Supervisor Villella: "You've got a good point there, George."

Adam Grossman: "You've got a point, George. Maybe that's something that the Code Revision Committee can consider."

George Schmelzer: "I guess you didn't."

Adam Grossman: "I don't think that's strongly addressed in Chapter 58."

George Schmelzer: "Well, that's what dogs are for. Dogs are man's best friend. You're treating them worse than a human thief. Or rats."

Adam Grossman: "I appreciate the suggestion, George."

George Schmelzer: "Mark it down, please."

Supervisor Villella: "Thank you, George."

George Schmelzer: "Okay."

Supervisor Villella: "Anyone else like to speak on this public hearing? If not, the time is 7:23. We declare the public hearing closed."

Public Hearing closed: 7:23 p.m.

Public Hearing opened: 7:24 p.m.

Supervisor Villella: "Let the record show the time of 7:24 has arrived. Can you please read the next public hearing?"

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York at 7:15 p.m. on December 7, 1999 regarding the consideration of the demolition of a structure (comfort station) located at Grangebél Park, West Main Street, Riverhead."

Supervisor Villella: "Thank you, Barbara. Would anyone like to speak on this public hearing?"

Steve Haizlip: "Yes, I would."

Supervisor Villella: "Steve, and then Bill."

Steve Haizlip: "Steve Haizlip of Calverton. You know, I don't understand why is it that we have a public park but yet there cannot be any relief facilities in that public park. If you remember, we fought and fought and fought and wrote letters and telephone calls about the motor vehicle bureau and that's a public service. People went in there, no place for relief facilities, and finally they did put them in after they renovated the building. I don't think it's (inaudible) or should be that you have a beautiful park and you want people to go around through it and visit it but yet no relief facilities. Thank you."

Supervisor Villella: "Thank you, Steve. Bill?"

William Kasperovich: "William Kasperovich from Wading River. That's a good question about having a place for relief of personal needs, at the same time we try to solve problems impersonally and indirectly by just removing the facilities to be used. I think it's an item that should be thought about."

On the demolition of the building, it (inaudible) to see such a well built masonry structure demolished. It could stand there as a monument for the next hundred years or more and yet we're going

through the process to enable us to demolish it. Now, as I mentioned at the last meeting, that this public hearing is premature. The public hearing should be to (inaudible) to the public by (inaudible) by real estate agents and what have you that here we have a masonry structure that could possibly be used in some form or other. And this should be exhausted before we decide to consider demolition. As the use-- as a structure in the scheme of things where the township or public officials or officers are involved, there would be certain limitations. To commercial enterprises, there would be less items to be concerned with. And the one thing we don't seem to pay attention to that this is a fireproof structure and any enterprise that needs a fireproof structure or for example you want to-- within your structure you want to have a walk-in freezer (inaudible), you've got this building, put some (inaudible) around the walls and you have a walk-in freezer. All you need is the machinery."

Supervisor Villella: "You mean someone take the building off the property and use it someplace else?"

William Kasperovich: "No. Use it right there."

Supervisor Villella: "An ice box."

William Kasperovich: "Pardon."

Supervisor Villella: "No. Continue, Bill."

William Kasperovich: "What is done within the building--"

Supervisor Villella: "This is just a recommendation from the Business Improvement District."

William Kasperovich: "Yeah, but, the word demolition should not be introduced at this particular point. This particular point is brought to light that here we have a structure and a piece of land around it that is going to waste, not being used. I say we open it up to the outside world that it is available by whatever means or manner."

Supervisor Villella: "That will be in the record, Bill."

William Kasperovich: "And then when totally exhausted, you might consider the word demolish. But until then, this is a perfectly good structure."

Supervisor Villella: "It is."

William Kasperovich: "The fact that the-- it was built a long time ago, that the insides are not the latest style and design or not to be used in that manner, you can gut that building, come in, and do anything you want. And if the town finds a good entrepreneur, they work along with them to accomplish something in that direction. Thank you."

Councilman Cardinale: "Thank you."

Supervisor Villella: "Thank you, Bill. Have chocolate ice cream."

Councilman Cardinale: "Yeah."

Supervisor Villella: "Anyone else like to speak on this public hearing? Bob?"

Robert Kozakiewicz: "Good evening. I won't be very long. I understand this came as a recommendation from the BID and I understand the thinking behind it. The question I have for the Board is whether any other proposals or alternatives were looked at or-- I'm sorry, Bob Kozakiewicz, Riverhead. Thank you. Whether any other proposals or alternatives were looked at as far as cost. I'm not sure if you looked at how much it will cost to demolish the structure as opposed to retro-fitting it and making it a comfort station-- "

Supervisor Villella: "I think the Engineering Department did look into that."

Robert Kozakiewicz: "Okay. That was my question. And do you know what the costs were to-- "

Supervisor Villella: "I don't have the costs, yeah, the engineer has that."

Robert Kozakiewicz: "And the demolition costs to knock it down?"

Supervisor Villella: "That wasn't that much because the person that was going to knock it down was going to use the brick because like Bill says, it's in great shape, the brick and everything, so they were going to reuse it on something else so they wouldn't charge us

that much."

Robert Kozakiewicz: "So it's been looked at, the alternatives and-- "

Supervisor Villella: "We're just having a public hearing so everybody could voice their opinion and everything and this is-- like you said, the Business Improvement District thought it would be nice to have that building knocked down because it's an eyesore and plus a lot of-- "

Robert Kozakiewicz: "I understand-- to clear up the view to the back and-- "

Supervisor Villella: "That's part of it and also, you know, there's a lot of problems we have with the building."

Councilman Cardinale: "I was going to ask you, Bob, could you explain to me the reasoning for knocking it down. First of all, the building-- it looks nice. I was there the other day. I looked at it. It isn't an eyesore. It's over to the right so it wouldn't really enhance the view much so could you tell me what the reasoning is to-- "

Robert Kozakiewicz: "Well, I understand from speaking with Tim that the-- "

Councilman Cardinale: "It was Tim's reasoning?"

Robert Kozakiewicz: "-- I think it's to clear it up, to make it open to the river and open up what's a scenic vista."

Councilman Cardinale: "But that building, as you look at it, is over on the right hand side anyway-- "

Robert Kozakiewicz: "That's correct."

Councilman Cardinale: "-- so you're not going to enhance the vista much and the building is also in pretty good shape, so I don't really understand why we would want to tear it down. I kind of agree with-- scary as it is-- Bill."

Robert Kozakiewicz: "That's what I understand the idea was in part. I just didn't know-- I didn't have a chance to follow up with

my conversation after speaking with Tim, whether they had looked at the alternatives, whether there was a cost estimate worked up or not."

Supervisor Villella: "Actually, what we're going to be doing is holding this over for your new administration."

Councilman Kent: "You'll be hearing that a lot tonight."

Councilman Cardinale: "Bob, do you have a seat out there because I know it's crowded. You could come right up here and sit in Mark's-- "

Robert Kozakiewicz: "I'll sit back there tonight."

Councilman Cardinale: "You're sure?"

Robert Kozakiewicz: "Thank you."

Supervisor Villella: "Kyle will teach us a few new things up here-- he'll teach both of us. Right?"

Councilman Cardinale: "Do you have anything to say on this?"

Kyle Patterson: "I don't even know what you're talking about."

Supervisor Villella: "Good, you're lucky. Okay. Anyone else want to speak on this? Bill, again. Are you trying to get even with Phil now or-- "

William Kasperovich: "William Kasperovich from Wading River. Kozakiewicz doesn't have anything over me when it comes to outhouses."

Councilman Cardinale: "I'm not going to comment on that."

William Kasperovich: "And this is a sure thing-- but I think for everybody concerned, this is a good example of how-- when you do something by the Town Board and by the people that are involved and they don't do a thorough job, that it becomes a loss, it becomes (inaudible). This building was looked at from all directions except it was omitted on what it would cost to have personnel to operate it. You have a public facility, you've got to have public attendants. You've got to have maintenance, that's an annual cost that's not just pennies. And so anything we do in the town, we've got to use this as an example to think what is it going to cost us year by year if we do

this."

Supervisor Villella: "We tried to use that building as a-- for the parking meter maids, that would be their office, and the union came down on us that it wouldn't be advisable to have that-- to have them in that building."

William Kasperovich: "Yeah, but that's people in government employment."

Supervisor Villella: "In other words, it's okay for someone else but not government employment. No, I didn't mean that. That's what it sounds like. I know you didn't mean that, Bill."

William Kasperovich: "You were in the retail business-- "

Supervisor Villella: "I'm not going to put a shoe store in there."

William Kasperovich: "-- enough to understand how many stores on Main Street cannot accommodate you with toilet facilities."

Supervisor Villella: "That was the reason why it was built. You're absolutely right. It was a comfort station. Right."

William Kasperovich: "The example is that they did not think of the annual cost that would go with it."

Supervisor Villella: "Exactly. It's been going on for about 20 years."

William Kasperovich: "It should be remembered as we go into different things that we do (inaudible). Thank you."

Supervisor Villella: "Thank you. Bill, as things change in the Town of Riverhead, when things start picking up in the near future with the aquarium and Swezeys and everything there will be a lot of people walking on the streets, going in the parks. Maybe they might need a comfort station if it's manned the right way. No one else wants to speak? We're going to go into the next public hearing. You really want to speak on this, George?"

George Schmelzer: "(inaudible)."

Supervisor Villella: "Real quick."

George Schmelzer: "Why do the town employees object to that?"

Supervisor Villella: "The union did."

George Schmelzer: "What for?"

Supervisor Villella: "They said it wasn't sanitary enough to have an office inside a comfort station."

George Schmelzer: "Well, you can make it sanitary in half a day."

Supervisor Villella: "No, I mean-- it's already been gutted out, windows, the whole thing we were going to do. Refix it with windows and-- "

George Schmelzer: "What the hell-- who's boss?"

Supervisor Villella: "I guess the union kind of told us we shouldn't be doing it."

George Schmelzer: "I mean you had it built there for this purpose, then you closed it up. To me it might be better to close the whole park up. Ninety percent of the people who use it don't live in Riverhead anyhow. Part of the park is in Southampton. It doesn't make sense. When I went to school, I went there at noon time; I stepped in a heap of you know what, came back to school-- I didn't go home because I was never absent for several years, I didn't want to spoil the record. I wasn't absent a total of seven years."

Supervisor Villella: "That has nothing to do with the public hearing tonight though."

George Schmelzer: "What are you talking about? You're talking about the building, right?"

Supervisor Villella: "Yeah, but you got sidetracked there."

George Schmelzer: "Well, it's the same subject."

Supervisor Villella: "Okay."

George Schmelzer: "Yeah."

Supervisor Villella: "We've got another public hearing we have to do, George."

George Schmelzer: "All right. You've only got one more."

Supervisor Villella: "We've got a whole night for you. We've got about 100 resolutions you could speak on."

George Schmelzer: "Well, you made them, I didn't. It's your own fault. Now, speaking of sanitation, people years ago were more sanitary than they are now. They used to cook in the house and do it outside. Now they do it in the house and cook outside. (Inaudible)."

Supervisor Villella: "Okay, George. We got the point. Thank you very much."

George Schmelzer: "Yeah."

Supervisor Villella: "For the words of wisdom."

George Schmelzer: "About that park, in 1940 or '41, the Griffing family offered it to the town, the town wouldn't take it. They had more commonsense than they do now. They knew it would be nothing but trouble."

Supervisor Villella: "It's a beautiful park. We just have to fix it up."

George Schmelzer: "Yeah, part of it is in Southampton, 90% of it is used by Southampton residents."

Supervisor Villella: "Okay. Okay, George."

George Schmelzer: "And we pay for it. And there's a rumor around, maybe it's a fact, that dope is sold there. And the town knows about it-- the federal government could seize title to it and auction the park off. Maybe that would be better. We won't be responsible any more. Okay, thank you."

Supervisor Villella: "Now that you just blew our undercover and everything, that's all right. No, I'm only kidding. Okay, George."

George Schmelzer: "Undercover? I'm under cover when I sleep at night."

Supervisor Villella: "All right. We're going to continue to the next public hearing-- or first of all, we have to leave this open."

Barbara Grattan: "To when?"

Supervisor Villella: "To-- the new Town Board would like to take it up. January 4th."

Adam Grossman: "When is the Town Board meeting?"

Councilman Kent: "January 18th."

Barbara Grattan: "When is it? January 18th?"

Councilman Kent: "We're going to do a lot on January 18th."

Public Hearing left open to January 18, 2000

Public Hearing opened: 7:40 p.m.

Supervisor Villella: "Okay, let the record show the time of 7:40 has arrived. Would you please read the public hearing, Barbara?"

Barbara Grattan: "I have affidavits of publishing and posting for a public hearing to be held at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York at 7:20 p.m. on December 7, 1999 for the consideration of the change of zone and special permit petitions of Riverhead Center, LLC, to allow the construction of a 395,000 square foot regional shopping center on property located on Mill Road and County Road 58, Riverhead."

Supervisor Villella: "Thank you. Charlie?"

Charles Cuddy: "Charles Cuddy for the applicant, Riverhead Center LLC. It's always hard to follow my friend, George, but I'll try."

Supervisor Villella: "No one can follow George. Don't worry

about it."

Charles Cuddy: "This application involves two matters. It involves first a change of zone, secondly, a special permit. Addressing the change of zone first. There are four districts, four use districts, that are on this site. For those that don't know the site, it's the northeast corner of Mill Road and Route 58. It consists of 49.7 acres. It presently has zones on it that are Industrial A, Business B, Agricultural A, and Residence C.

What we seek to do is to take those districts and put them together and come up with an Industrial A district of 13.5 acres and a Business B district of 36.2 acres. This is in accordance we believe with the master plan of Riverhead. It's a commercial area. The Planning Board has recommended approval. They noted that this is a commercial area designated in the existing master plan.

We have both sewer and water at the site. People are familiar I'm sure with this site because prior to the (inaudible) district that was approved at this site. Essentially it is the same plan somewhat reduced. It's not 431,000 square feet. It's 395,000.

What I would like to do in the change of zone is go through the area. I think it's important since we're changing zones that we look at what we have. (Inaudible) is the Wilcox farm. Wilcox sold this property so that we could complete Riverhead Center. They knew what we were doing, they agreed to sell to us, they did. On our northeast corner is Racanelli (phonetic) Rac Industrial (phonetic), they also sold this property, (inaudible), that is building Riverhead Center.

Across Mill Road from us is Industrial. Partly Industrial use but if you go a little bit further in the Industrial area, is the Savo Warner Plaza (phonetic). Savo Warner Plaza has a use variance, a business use variance. All stores at that site have a use variance and I'm going to put that in evidence. In fact, as I go along, I'll indicate to you that I have exhibits. I'd like to put them all in together.

The first exhibit is the zoning use map showing those districts that we just spoke about. The second is the actual zoning map of the Town of Riverhead to show that Business and Industrial exist side by side particularly in this area.

But getting back to the areas around us, that takes care of the

west and the north, but going north and east is Riverhead Landing apartments which was built by the same builder/developer that proposes to build this site. In fact, Riverhead Landing apartments, as the Board may know, has an exit right to this site. Below Riverhead Landing apartments, a little bit to the east, is property owned by Garsten, the Apple dealership. That property is Business B. Across the street from us is a gas station but to the east of that gas station is Wilmott Plaza. Wilmott Plaza had a change of zone, 1997, from Industrial A to Business B, exactly the type of zoning change that we have. So we believe it's appropriate to change the zone-- to give us Industrial and Business. That's what's there; that's what this Board has done in the past and that's what we ask them to do in the case of Riverhead Center.

I would also like to get to the special permit. The special permit is really two requests. One is a lumberyard. The reason for the lumberyard as many people are aware, is that Home Depot is characterized as a lumberyard. Virtually wherever it goes, that's the application made. Not only is that the application by Home Depot, but it's exactly the application made by a competitor, Lowes. Lowes application, Industrial A area, is for a special permit for a lumberyard. So this is the type of use that you need to have that is a lumberyard use for that type of business. So that's what we're asking this Board to do, is to grant us a special permit for a lumberyard. That is the same type of permit that not only is Lowes asking for but also the Riverhead Building Supply asked for it when it has a retail use at that site.

In addition to the special permit lumberyard definition, we also ask that the space at the site, the coverage at the site is better than the space, be increased from 15% to 18.2%. We believe that's provided by the code and the (inaudible) the footnotes in the (inaudible) schedule and it's the same type of application that's been before this Board before and I have copies of two of your approvals-- or at least one of your approvals and one of the Planning Board's. In 1998, in April, you approved at the TJ Maxx center, the Applebee's application, 17% to 18%. In 1999, in November, the Planning Board, this year, last month, approved the Wal Mart-- at least recommended that you approve the Wal Mart application to increase the coverage at that site 21.7 to 22.4. I have a copy of that recommendation for you also.

We believe that our plan is correct, that we have overlap parking. We're giving to you tonight as we have to the Planning

Department, a copy of the study by Dunn Engineering supporting the overlap parking. We believe it's correct and that we should be permitted to do that.

We do not seek any variances from any Zoning Board.

As indicated to you, this petition has been reviewed by the Planning Board and they have recommend approval. We have an EIS, we have an SEIS. An environmental impact statement and a supplemental environmental impact statement. We have spent a great deal of time and effort doing traffic studies, preparing plans, submitting them, having them reviewed. We've actually done it all twice. We believe that we meet all of the requirements that are in the code. There are four standards we must meet, there are 19 considerations that this Board can do if it wishes to. Instead of elaborating all of those, I simply indicate that this is the right place, this is the right type of the construction to take place at that site. We're going to follow all the traffic recommendations, widen the road, put in lights and have a first class shopping center.

The (inaudible) I think will benefit the entire community, the consumer, the taxpayer, and the job (inaudible). I think it's time that we go forward and approve this plan. Thank you."

Supervisor Villella: "Thank you, Charlie. Okay. Would anyone else like to speak on this public hearing? John?"

John Ciarelli: "Good evening, Mr. Supervisor, Members of the Board. My name is John Ciarelli. I'm an attorney; I represent the North Fork Environmental Council, Griffing Hardware, Revco Electric, Paints Plus and Eileen Miller, a resident of the residential community immediately to the west of the proposed project.

Our clients urge you to do the same thing that Suffolk County Planning Board urges you to do and that is to reject this proposal. They feel that it is-- it represents excessive development of the site and that it will-- and that excessive development will have an adverse impact on Riverhead and on the surrounding communities.

This-- we have been here many times before and you have heard our position many times before as we have heard the applicant's position and it is clear that the 20% increase in the amount of lot area or building coverage which ultimately translates into rentable square feet, is unjustified and excessive and that an appropriate shopping

center accommodating all of the uses that the applicant proposes to accommodate purportedly for the benefit of the citizens of the Town of Riverhead, can be accommodated in 325,000 square feet. That would allow for the parking that is required and that would allow for adequate buffering to protect the surrounding areas.

Our clients do not advocate additional parking spaces. They advocate an appropriately sized shopping center within the provisions of the Town code that have adequate buffers and sufficient amenities to make this project and the additional traffic that it generates justifiable.

Now, we have-- Mr. Cuddy refers to the special permit considerations, some of them mandatory and some are permissive, but I urge you to take a look at the extent to which this site is proposed to be developed and it's a November, 1999-- November 17, 1999 site plan. It is developed to the max. The buffers are minimum and they are inadequate when compared to the overall size of the parcel.

We also have reviewed the site plan many times and many times we have pointed out areas where the site plans that have been submitted during the course of this project have been inconsistent with the provisions of the Town code. We also understand that very often the Town refers site plans out to a man by the name of Mr. Braner (phonetic) for review and is that going to be done in this case?"

Supervisor Villella: "He reviews all site plans."

John Ciarelli: "So he would review this site plan. Has he reviewed this site plan already?"

Supervisor Villella: "Unless he was here this morning, but it's every Tuesday he comes here."

John Ciarelli: "Okay, well, our clients should not have been put in the position to review and point out deficiencies between the site plan and the Town code. Some of that has resulted in beneficial changes to the site plan and some of it has resulted in a reduction in the buffer in increased parking.

We have conducted a further review which points out the following deficiencies to the site plan. And when I say deficiencies I mean areas where the site plan does not comply with the Town code. I'd like to point them out briefly to you if I can.

The parking analysis that we've done, and I will submit this in the form of a report after I conclude my remarks, shows that there are 711 too few spaces on the site. A reduction in parking requires a variance. A reduction in parking according to the code prohibits the Town Board from granting the additional 20% in lot area coverage or rentable square feet.

The site plan proposes three uses in a shopping center where the code only permits two. A variance would be required to increase the number of uses on a site from two to three.

The Town code requires that in any case where variances are required, the variances must be obtained from the Board of Zoning Appeals before the Town Board or the Planning Board can consider such an application like this. And accordingly it's our contention that you do not have jurisdiction to consider this application at this point-- at this time, whether to approve it or deny it but that it should-- that the applicant should be required to obtain the variances that they are entitled to request according to the Town code and obviously as I said before, they're not entitled to request a parking variance if they want a 20% increase in lot area."

Councilman Cardinale: "John, could you clarify something for me? Charles just came up here and told us he's not seeking variances and one of your principle points is that he is. Could you elaborate a little bit? I'm confused."

John Ciarelli: "Yes. We-- I just pointed out to you, Mr. Cardinale, that the Town code only permits two different uses in a shopping center and that the proposal is for three uses, the theater, the retail, actually if you consider the Home Depot or lumberyard rather than a retail use which is, you know, I don't know. I don't think a Home Depot universally goes-- considers itself a lumberyard. I think they consider themselves a lumberyard in certain areas and retail uses in other areas depending on where the zoning is most compatible. So, I think the Home Depot is essentially a retail use but it's been described as a lumberyard. So you have a lumberyard use, you have a restaurant use which is defined as a separate use, you have a theater use, which is a separate use, and you have a retail use. So you have four uses according to the application, three according to what we recently believe to be the differentiation between the uses, and only two permitted by the code. And I can-- it's 108-34-- "

Supervisor Villella: "Rick's not here, right?"

John Ciarelli: "-- of the-- "

Adam Grossman: "Section 108."

Councilman Cardinale: "So your position is they need a use variance for additional use?"

Supervisor Villella: "108-- what was-- "

John Ciarelli: "Dash 34."

Supervisor Villella: "In other words, every single shopping center in the Town of Riverhead is illegal then."

John Ciarelli: "Well, there it is. Listen, you have heard Mr. Cuddy-- I've heard Mr. Cuddy say this before not without a certain amount of rectitude that you've done this in the past. This place has an increase in lot area coverage; that place has several uses. But you have a responsibility to apply the Town code in an equitable fashion and if you don't think the Town code is suitable for the way that Riverhead has grown and has developed, you have a responsibility to change it. You cannot say that-- nobody-- and that's one of our important points here. This is a precedent. You will hear, maybe me, maybe Mr. Cuddy, maybe other attorneys come in here on behalf of developers in the future and say not only did you give this to TJ Maxx but you gave it to Riverhead Center.

Look at the extent to which Riverhead Center developed its parcel so you cannot complain now about the increased development and increased traffic congestion and increased pavement which is created by my use because you created that precedent in 1999. Our clients say that it's not an appropriate precedent to create and you will hear it from me tonight. You heard it from Mr. Cuddy tonight; you've heard it from him before and you will hear it again. You cannot say, hey, this is-- we-- we're not going to take responsibility for our predecessors when they drop the ball and let people do things in violation of the Town code. You have to take the responsibility; you have to say our responsibility here, our oath of office here requires us to look out for the benefit of future generations. And those future generations are not going to say Mr. Villella and his Town Board were stuck with what happened in the past when they approved Riverhead Center. They're going to say, hey, they had an opportunity to control the

development in this area the way that the Suffolk County Planning Commission said that they control it, the way that citizens such as our clients who have been citizens of the Town and contributing members of the business community of the Town of Riverhead for many years have said that they should control it and they ignored that advice and look-- and we are faced with a strip-- a very important section of the Town of Riverhead that has uncontrolled and-- uncontrolled development so that it would like let's say Middle Country Road in Selden or Old Country Road in Westbury on a Saturday afternoon.

You do not want that. The future generations of Riverhead do not want that. The developer of this property has a reasonable expectation of getting a sufficient return on his property with 325,000 square feet of commercial space that is a substantially size shopping center. There's no economic justification for the 20% increase in pavement and lot area and certainly none that has been presented here and the project varies substantially with the provisions of the code of the Town of Riverhead which have not been changed. This is not a-- the PDD. The PDD was voided. We cannot recreate a PDD that doesn't exist. The Town Board, if it wanted to change the code had many years within which to change it and it hasn't done so."

Supervisor Vilella: "Chris, what did you just change, in the Town code? Didn't we just change (inaudible)?"

John Ciarelli: "We also have a concern about the subdivision. It sounded like-- from Mr. Cuddy's remarks, and I think our clients generally agree that when there is a master plan, that the master plan will call for the predominant development of this part of the Town of Riverhead as commercial development. That makes it even more inappropriate to artificially carve out a piece of property and declare it industrial property just because the tenant or the user of that particular property prefers to be called a lumberyard rather than a retail use. I mean that to me is the essence of spot zoning here and artificially-- a piece of property being artificially zoned just to accommodate the preference of the user of the property and that artificial designation of that property as industrial property in the face of a prevailing trend that will consider this part of town to be appropriate to commercial development is going to also bind the Town of Riverhead for the indeterminate future to accept an industrial use of that property.

We can look at the south shore and Brookhaven, in Islip, and see Home Depots that have moved from one location to the other. In Melville, not too far from my office, a Home Depot closed and they moved down the road to a modern shopping center. If that happens here, you're going to be faced with an industrial piece of property that is in the middle of a commercial-- predominantly commercial district. And I think it would be inappropriate to set that precedent as well.

So for all of those reasons, Mr. Chairman, Members-- Mr. Supervisor, Members of the Board, my clients oppose the project. We urge you to send it to the ZBA for variances. We urge you to follow the recommendations of the Suffolk County Planning Commission. We urge you to follow the suggestions of our clients and not to approve this. Thank you very much."

Supervisor Villella: "Thank you. Anyone else like to speak on this? Bruce? Ken, do you want to speak? You can follow him."

Bruce Olsen: "Good evening. My name is Bruce Olsen, soon to be former President of the Riverhead School Board. A couple things. First, I think I owe Mr. Gianos (phonetic) and Mr. Talmage an apology because this is the first time I attended such a meeting and I am struck by what's being said here. It's interesting to me that we're talking about 320,000 square feet versus 395,000 square feet. And we're talking about the implications that will have on traffic. However, 320,000 feet is acceptable and what we're really talking about is 70,000 square feet and what effect that will have on traffic. And I think-- I say that just so I-- it's clear to my mind."

I come here tonight first as a citizen and I just want to give a little bit of the history. I guess about three or four months ago, I was in this room with actually Mr. Villella, Mr. Cardinale, Mr. Kent was there, some representatives-- some legislators were here as well. And the reason we were here was to speak about the State aid formula and how unfair it was to the Riverhead School District. It was an interesting dialogue and quite frankly ultimately very, very effective. The School District received an additional \$600,000 in State aid that they didn't expect to get so thank you."

Supervisor Villella: "It's a team effort."

Bruce Olsen: "But the reason for the-- I bring this up is during some dialogue and this was Senator LaValle, and certainly we

understood this, the good Senator suggested that yes, we can talk about the State aid formula and how it's unfair to the Riverhead community but in addition to that we have a responsibility as well and that is when we see potential revenue streams that are available to the Town that we have an obligation to make sure it's done and it's done right.

As I understand it, Traditional Links combined with Riverhead Center will result in an additional one million dollars for the Riverhead School District per year. From my perspective, how I'm looking at this, we just passed a capital bond issue in which all day kindergarten was voted in. That will result in an increase in taxes of somewhere between six hundred and a million dollars. Doing the math here, that's a very expensive nut for all of us. If there is an opportunity to bring in reputable people, reputable companies, and, quite frankly, there is a need, and we're turning our backs on it. It doesn't make sense to me. I think we have an obligation and the obligation is to the entire community. And it is to development. And develop appropriately.

So I ask that you consider this and recognize the need as I recognize it. Thank you."

Supervisor Villella: "Thank you. Ken."

Ken Zahler: "Ken Zahler, Aquebogue. I'd like to just observe first of all that Mr. Olsen's sentiments are exactly my own. The Town and the School District does need revenue. I made a couple of notes as I was listening to other people speaking. There was a comment made earlier in protest to this project that the parking was insufficient. I've been living in this Town for most of my life and I've never seen the King Kullen shopping center parking lot full. I've never seen the parking spaces in front of Waldbaums full. How much is enough? Okay.

Another thing that I wanted to make a comment on and I'm sure must be on your minds. A recent article in the paper mentioned how the county was against this, voted against it. This is the same county that took away most of the courts out of Riverhead, moved them in west, and instead left us with a jail and a 10 to 1 lopsided welfare ratio compared to the town (inaudible). So I ask you is this the county that we want to listen to, that we want to respond to affirmatively or is this a county government that we have to just shake our heads and say, we've got to do what's right for us?"

Supervisor Villella: "Thank you, Ken."

Ken Zahler: "A couple more points. I understand that-- there's a couple unusual things here. I understand first of all that this has been going on since not only for as long as you've been Supervisor, but through the entire time that Mr. Stark was Supervisor and back to when Mr. Janoski was here. How long is it going to take before a government says to a property owner, yes, it's okay? All right. This is a hell of a long time. I mean this outrageous. There's no way that any government, town, county, state or federal can justify taking that amount of time before saying, yeah, okay, I guess you can build your shopping center. Okay. Now, it's just outrageous."

Lastly-- "

Supervisor Villella: "I just want to answer that. Ken, first of all if you knew-- well, you know the history of what happened here."

Ken Zahler: "Yeah, I do."

Supervisor Villella: "Previous Town Board in their haste to get this thing going left out a particular part of the SEQRA process and they didn't do the project right. And we're making sure, this Town Board has been with the Planning Department, to go along, make sure that they do it step by step, that it's done right, so they could get to where they want to get."

Ken Zahler: "I understand."

Supervisor Villella: "That's what we're doing."

Ken Zahler: "I understand. Lastly, just a little oddity. I recognize the fact that by the time this is voted on there will yet be another Supervisor and we're also keenly aware as you are that that person is in presence here tonight and, you know, that he's listening to all this dialogue going on. There are two gentlemen that will still be there and I'm relying mostly on Kyle to remind them of what we said tonight."

Supervisor Villella: "That's right. You've got to tell these guys. You've got to remember to tell these guys (inaudible)."

Councilman Kent: "I think Kyle will be voting about the time we

approve this."

Supervisor Villella: "Yes, Joan."

Joan Marshall: "Joan Marshall, retailer. It's taken a lot for me to come here before you to finally voice my opinion because I'm tired of hearing what's going on. I think it's about time the Town Board took a stand on something. The people of the Town-- everybody that I've spoken to, all my customers, they want this shopping center. They want a movie theater. They don't want to go to Stony Brook. If you've been there, you've seen the type of movie theater that they have and it's absolutely gorgeous. People are traveling all over to go someplace. We're letting people leave this town for recreation. I think the Board has got to listen finally-- listen to the people."

Councilman Kent: "Excuse me. Excuse me. Joan, I just-- we'll let you speak but I don't think this Board has done anything contrary to the people's interest in this matter whatsoever."

Joan Marshall: "I want you to vote yes."

Supervisor Villella: "We haven't got to that point yet."

Councilman Kent: "This application, this project, has been the subject of now a sixth litigation-- "

Adam Grossman: "Actually, eight-- eight lawsuits."

Supervisor Villella: "-- eight lawsuits, and this Town Board has not done anything whatsoever in any step along the way to slow down, to block, or in any way to deter this application from going forward. Okay. It's been stopped by litigation and I just want the people to know, I want it to go on record, I want it to go out over the television because I think there's a misunderstanding that the Town Board or this administration is taking actions or steps to delay or slow down this project. We are following the law and the reason this project was stopped and delayed to this point was because of the actions that were taken prior to our being on this Board. So we have not taken any action-- "

Joan Marshall: "Tanger Outlet is 700,000 square feet at least. Riverhead Building is over 220,000 square feet. We're only talking 325,000. But what I'm trying to say is they're talking traffic. As a retailer, I want the traffic. I want them to go so slow past my store

that they are going to stop and say I'll go get a drink or whatever. That's the whole idea. If they're so slow, it might force them to go downtown as a detour and get the traffic back down there again.

Like Ken said, traffic-- the parking lots are not full. This shopping center is closer to the expressway so I don't see really why they're mentioning it's going to be a traffic hazard. It isn't. We need the people in this town. We need the places for them to go to. Let this be a stopping-- stop fighting us, we want it. Get rid of it, stop it."

Supervisor Villella: "Joan, Joan, there's politics-- there's a lot of politics involved with this. Because the Suffolk County Planning Commission at one time, at least the people that I spoke to, were in favor of this project, not too long ago. And it's not until the last few weeks that they changed their minds."

Joan Marshall: "The county keeps wanting to run Riverhead."

Supervisor Villella: "No kidding."

Joan Marshall: "They keep telling us what we want and what we should have. Tell them to (inaudible) it. We're very capable of running our own town."

Supervisor Villella: "Absolutely. Thank you for saying those good words. Yes?"

John White: "I'm John White of Calverton. Good evening, Town Board, and the Supervisor. I would like to commend the builders sticking with this project for as long as they have. I mean they've had so many hurdles thrown in front of them with this thing, it's ridiculous. They scaled it back.

My suggestion to them is if there seems to be a problem with the third use on the site, eliminate the movie theater. At this point eliminate the movie theater as a use and go to the ZBA and I know everybody would vote for it and they'd get that third use anyhow. So they would still get a third use on the site. It's not that I'm saying that they shouldn't have a third use.

As far as the lumberyard concept there, that was a lumberyard going back as far as I can remember. I used to stop and get gas at (inaudible) gas station and these people remember going way back, talk

to my Uncle Peter-- Pete Danowski he's been dead for 25 years now."

Supervisor Villella: "He's still alive."

John White: "And look across the street and watch the trucks getting loaded at the lumberyard. I mean it was just there forever. It's a use that as far as I'm concerned was never stopped being used because I know that there was a building on there until this went up, until they started to do the construction, and there was still building materials on the site then so I don't consider that there was ever an abandoned use on that site. I still consider that that site is usable for a lumberyard."

And I don't know if the people really understand as far as the Home Depot concept goes, as far as I see it and have been told, these builders could go in tomorrow and apply for a building permit for that site for Home Depot and basically it's within their right. But being that they originally came out with this and told everybody that they wanted to put the Home Depot there, they had people in the business, the community up in arms over what would be happening here. I really kind of think that they shouldn't have said anything about it and they shouldn't be so forthcoming with the information of what they wanted to do on this site. We just-- not what the Town really wants to see; they want to know what's going to happen on a location. But I really think by telling everybody in the town what they wanted to do here, they really shot themselves in the foot. You know.

I mean this developer here has done so many things for this town. I mean starting with 821, clean that place up. The Ramada Inn, they own that. Riverhead Landing. The award winning site that was put up for the seniors right here in Riverhead. They tried to help downtown with the money for the Suffolk Theater which by what I read in the paper looks to be a lost cause at this time and honestly I don't blame them if they don't put that money up. I mean, they've had so many legal expenses on this particular site, it's incredible. I mean, by what I understand they have moved Home Depot to the east to make the people that reside in the trailer park happy-- "

Supervisor Villella: "Mobile home park."

John White: "Oh, excuse me, mobile home park."

Unidentified: "Thank you very much."

John White: "It used to be. I also understand they were going to be doing quite a bit of improvement around 58 as far as road improvement, putting a traffic light. I also understand that they were going to put a traffic light in on Mill Road and Main Street, over by where the post office is going-- (inaudible)-- I mean that is a dangerous intersection and I understand they were going to foot the bill to go for that.

I think they really bent over backwards for the town with this, I really do. And as far, you know, as people coming forth and saying about well, it's over on the square footage, I don't see where there's a standard. Everybody is over on their square footage so the standard is basically there is no standards. You know, like they were saying over 20% lot coverage, I believe, on the TJ Maxx or the King Kullen shopping center there.

And I also do agree, and I was going to bring it up myself, I've never seen the shopping center parking lots full either. I mean do we need all of that extra asphalt if it's not being used?

I also look to the tax money that's being lost. People really need to realize that tax money, once it's lost, never comes back. The Grumman site is a piece of real estate where on that we're looking at \$17,000,000 is the number that I understand on that. That's a real estate sale. I would rather see this go through honestly because it's money being lost every day right now and I look at Grumman, if that didn't go through that wouldn't bother me so much because real estate usually goes up on Long Island."

Supervisor Villella: "It would bother you, John, because you'd be paying \$4,000,000 for the infrastructure to keep it going which you can't afford."

John White: "Well-- "

Supervisor Villella: "Well, you've got to see the both sides of the story."

John White: "I understand that but I'm looking at it-- "

Supervisor Villella: "We need both. We need both. We need the Grumman and we need the Riverhead Center project to get going."

John White: "I know. Let me say I know when tax money is gone

it never comes back. I mean there are some other projects here, you know, like-- I was hoping that (inaudible) group come here that one time, that didn't happen. And everybody talks about an ice skating rink that, you know, hopefully, I've heard talk that the town was going to do something about it but (inaudible) somebody would do something. And the other thing really is the movie theater. We need things here for the kids and not just two or three months in the summertime. We need things for the kids here year round.

I really hope that the Board would really take a hard look at this and help this developer whatever way they can (inaudible). I'd like to go to the movies in Riverhead once again. It's been a long time."

Supervisor Villella: "Okay, John. Thank you, John. Anyone else like to speak on this? Mr. Boza and then you could come up next then."

Tom Boza: "Hi. My name is Tom Boza. I live in Glenwood Village. I don't want to rehash some of the things that have been said but I did want to point out that we in Riverhead were polled many, many times before, during and after. We were asked, do we want a Home Depot? The answer is affirmative. Do we want a movie house? Yes. Do we want a supermarket with the latest state of the arts supermarket? And the answer is yes. We said yes to all these things. However, we said no to we don't want a tattoo parlor, we don't want strip joints, we don't want anything that is going to degrade Riverhead.

We kind of feel that the developers from the very, very beginning have acted responsibly. In fact, even when the sand was blowing all over the place, they put up retaining fences. However, at this time now-- "

Supervisor Villella: "Tom, Tom, you've got to talk to the Board, not the audience."

Tom Boza: "Oh. However, this time-- "

Supervisor Villella: "They can even hear you better now, too."

Tom Boza: "Okay, thank you. I was about to say that at this time if we don't do something about the property, it's getting to be a ghost town and it looks like hell. Now whether people realize it or

not, drivers who come by throw garbage out. We have rats running around there. We have mice running around there. We've got the beginnings of a plague. Something has to be done about getting the project off the ground, completing it and putting it to rest.

Now, in closing, I really want to say that the Town Board has acted responsibly every time they have been aware of the true facts. You have done an excellent job in spite of the fact that some people have torn you apart from time to time. But, to reiterate, you have done an excellent job and I'm sure that you will take into consideration the will of the people again. Thank you."

Supervisor Villella: "Thanks, Tom. Tom, if you remember, when I first took office, I did my own polling and I spent my own money on that and it was 64.8% of the people wanted it."

Tom Boza: "I wanted to mention that, Vinny, but I didn't want to take too much time because I saw this man right on my heels."

Supervisor Villella: "Okay. And he's bigger than you, so-- "

Vincent DiVito: "All right. Members of the Riverhead Board and citizens of Riverhead. I'm new in this here part of town and I find there's a lacking of recreational opportunity for senior citizens. We do need a movie theater. We do need a shopping center there. We do need to help these senior citizens out because for them-- the majority of them live in the Riverhead Landing and a lot of them don't have cars. This is a real necessity for these people. That's all, I got a short story to tell you and that's it."

Supervisor Villella: "Just tell everybody your name now."

Vincent DiVito: "My name is Vincent DiVito. Thank you."

Supervisor Villella: "Anyone else like to speak on this public hearing? Steve?"

Steve Haizlip: "Steve Haizlip of Calverton. When it comes to Home Depot having to have a special permit because they sell plywood, what's that stuff you put on the wall? Wallboard, sheetrock, yeah, windows and so forth. I don't see where they are any different than Pergaments. Pergaments got all that stuff. The only thing different-- they even got landscaping ties outside and Home Depot will have it. So I don't see where the special permit should be valid for them."

It's a retail store with a lot of stuff like LL Bean up in Maine. If you want it, it's there. Go get it. If you don't, you leave it. So I don't understand that, needing a special permit just because they're Home Depot.

Now, this here with Ken-- I think his last name is Zahler?"

Supervisor Villella: "Yes."

Steve Haizlip: "As Ken Zahler says, you know, the Suffolk County Planning Commission, or Board, whoever they want to call themselves, to keep their fingers out of our business over here. This is our town, home rule should apply, and we have-- we've got a big daddy up in Albany, the DEC that comes down to see that all the drainage, landscaping, and any other thing to it. And if these here people in the county want all these big raises that they just give themselves, then leave us alone and let us build that place and generate the tax to pay it."

Supervisor Villella: "Thanks, Steve. I know-- who else wants to speak? George? Charlie and then-- the other Charlie, environmental Charlie. George. Would you like to speak Charles?"

Charles Cetas: "My name is Charles Cetas. I'm Vice-President of the North Fork Environmental Council, also a life-long resident of the Town of Riverhead. For the past nearly four years, the North Fork Environmental Council has objected to and opposed Riverhead Center. Our many objections to Riverhead Center's zone change and special permit applications have not been overcome and our opposition to Riverhead Center remains undiminished.

We believe Riverhead Center as now proposed is contrary to the letter and spirit of Riverhead town's zoning ordinance and our (inaudible) to this effect were raised in our scoping comments of July, 1999 and in our Article 78 petition filed on November 12, 1999.

For example, the Riverhead Center is at least 20% bigger than allowed by the Business B-- which is the shopping center zone. It violates the parking schedule of the town. It has too many uses and too little buffering and it is spot zoned by splitting the-- by split zoning and subdividing a single site plan into two differently zoned lots to accommodate Home Depot on a non-conforming Industrial A lot and so on and so forth.

We believe it is impossible for the town to both follow its own code and approve Riverhead Center. And, (inaudible) problems you have there.

Riverhead Center's own draft environmental impact statement-- supplemental environmental impact statement shows that the vacancy rate for shopping centers in Riverhead is higher now during a good economy than what it was in 1978 when the economy was in recession and plagued by high inflation. Therefore, Riverhead Center could not claim that the Town of Riverhead needs more Business B shopping center zoning especially with the many undeveloped acres in Riverhead already zoned for shopping centers.

The North Fork Environmental Council believes that Riverhead Center would dramatically increase the onslaught on commercial sprawl and traffic congestion along Route 58 which happens to be a county road-- it's not a town road. The Suffolk County Planning Commission has every right to make their recommendation about this project.

This massive 50 acre big buck superstore shopping center project could also potentially devastate the efforts to revitalize downtown Riverhead. The North Fork Environmental Council believes the town should cease consideration of Riverhead Center and propose a town-wide moratorium on all new development applications until a new Riverhead Town master plan has been adopted.

The North Fork Environmental Council has a number of members who reside near Riverhead Center. They believe that the project will have a severe adverse impact on their quality of life and property values and are very much opposed to it. A project of this magnitude should never be located near any residential community.

For similar reasons as the North Fork Environmental Council, the Suffolk County Planning Commission last week apparently recommended that the town deny Riverhead Center's change of zone and special permit. The North Fork Environmental Council strongly urges the Town Board to declare Riverhead Center's zoning change and special permit application invalid and reject the project."

Supervisor Villella: "Thanks, Charles. George, and then Sal, you'll be next."

George Schmelzer: "I think we need an environmental impact study-- "

Supervisor Villella: "You're on record. Your name, George."

George Schmelzer: "My name is George. You just said it yourself."

Supervisor Villella: "No. Give them the rest of it. Give it the rest."

George Schmelzer: "We need an environmental-- "

Supervisor Villella: "Seriously, I need the whole-- for the record. I've got to make it legal so whatever you say counts."

George Schmelzer: "Do you want my middle name, too?"

Supervisor Villella: "You got an initial and everything?"

George Schmelzer: "L"."

Supervisor Villella: "What's your last name?"

George Schmelzer: "I've got to look at my license. My name is George L. Schmelzer. I can't help it."

Supervisor Villella: "That's fine, George."

George Schmelzer: "Yeah, oh, we need-- I think we need an environmental impact study of the North Fork Environmental Council. Maybe they have mental problems. How can they be a hypocrite-- "

Supervisor Villella: "George, George. All right. You got the dig in, that's it. Now you want to talk about something on this public hearing?"

George Schmelzer: "Well, I'm talking about this-- I want him to come first, see. He did. So-- "

Supervisor Villella: "Okay, let's continue to the public hearing."

George Schmelzer: "What are you? Are you a dues paying member or something?"

Supervisor Villella: "No, George. But I'll tell you what. I

just want to continue this meeting so we can get going so maybe we will be able to vote on it some day."

George Schmelzer: "Well (inaudible) pretty soon, so. So the County of Suffolk and this North Fork bunch, they're very interested in taking land off the taxroll but not putting land on the taxroll, see, which we need. And Suffolk County is no better. Now, the people complain about traffic, how come they're against extending the expressway to 105? None of this makes sense. And I think it's better for people if they can walk to the stores than have to jump in their car and go four miles. So, it's needed, we need the taxes, we need the competition, and nobody is against it except some kooks and some people who are afraid of competition."

Supervisor Villella: "I'd just like to say one thing, George. Before-- there has to be-- what you said is correct. There has to be a combination, we have to preserve some farmland, as much farmland as we can. As long as we have the tax base like this project will bring into the town and the Grumman property-- "

George Schmelzer: "Preserve farmland. You never use the right method. Now when-- like the big farm on 58, if the farmer died, the IRS would consider the value (inaudible) so they'd have to sell half the farm to pay the taxes."

Supervisor Villella: "Not any more. Not if you do it the way the Peconic Land Trust and everybody else that works with them-- "

George Schmelzer: "Oh, you mean the Peconic Land Mistrust-- you mean."

Supervisor Villella: "George, that's fine, that's fine. Thank you very much for your words of wisdom."

George Schmelzer: "Well, you mentioned it."

Supervisor Villella: "I'm just telling-- "

George Schmelzer: "I got a letter from them the other day."

Supervisor Villella: "George, George."

George Schmelzer: "What?"

Supervisor Villella: "Thank you."

George Schmelzer: "You really mean it, huh? Or are you just trying to get rid of me? You're not trying to get rid of anybody else."

Supervisor Villella: "I'm honest. It's a combination of both."

George Schmelzer: "Combination-- what's the other combination?"

Supervisor Villella: "To sit down. The other combination that you-- "

George Schmelzer: "You said you're honest. What's that got to do with sitting down?"

Supervisor Villella: "It's a combination of both. I want you to sit down. I would like to continue the meeting and I'm thanking you for your words of wisdom."

George Schmelzer: "That's a very strange combination you got there."

Supervisor Villella: "Yeah, thank you."

George Schmelzer: "Yeah, so long."

Supervisor Villella: "Who else would like to speak on this public hearing? Charles?"

Charles Cuddy: "Charles Cuddy, Riverhead Center. I didn't intend to speak twice, but I could not let Mr. Ciarelli and Mr. Cetas off the hook that easily. I think that everybody should know-- and particularly the Board should be aware that this project made a serious effort, a very serious effort, not only to downsize by 36,000 square feet, but to eliminate an exit that came out at the northeast corner of the site where Home Depot is. We did eliminate. We increased the buffer zone. We increased it so that it was 10 and a half acres. We then took that plan and we thought that plan would be acceptable to the opponents. And I agree with most people. I think we have a handful of opponents who have become essentially obstructionists. I don't know why but they have. But we did that. Made the site better and even they agreed that was an improvement. When we did that, we reduced our parking spaces in size. They

objected to our reducing our parking spaces in size so we brought them back to 10 by 20. When we brought them back to 10 by 20, we lost an acre (inaudible). But these are the same people that complain either "a" or "b". We do one thing, that's not acceptable, if we do another. But I think people should know that there is a certain air of hypocrisy about what's going on.

More importantly, I want to talk to Mr. Ciarelli's three uses. I think that's a lot of nonsense. I want to point out to this Board that there have been 12 Town Boards since the mid-1970's. Those Boards have approved the TJ Maxx center; they have approved Peconic Plaza which is where the Motor Vehicle Department is; they have approved K-Mart; they have approved the Waldbaums site; they have approved various sites throughout this town and I would go to each of those sites and show to you that in each occasion there are at least three if not four separate uses. There are beauty parlors; there are restaurants; there are retail stores. At the very small Dunkin Donut shopping center where the Aid Auto place is, there are at least four uses. There are only 10 or 12 stores there. That means that over 25 years, this Town Board and other Town Boards, have uniformly interpreted the Town code to say that the shopping centers in this town have more than two uses and so it becomes nonsense to say to you, you are stuck with two uses. Shopping centers by their nature have more. The Town Boards have recognized it, not just your Board, but for more than 25 years that has been true.

And I think that we've got to start looking at what the code says and how it's been interpreted by the Town Boards and that's how it has been interpreted.

And just as significantly, we talk about Suffolk County Planning rejecting this application. If you read, and I have it in front of me, what Suffolk County said, it doesn't make sense. Somebody made this up and sent it back and I think it was looked at just for a moment. One of their objections says that this application constitutes (inaudible) over-intensification of retail commercial development within the CR 58 corridor. This Board in 1997 and '98 placed additional zoning at that site, Business B zoning, to allow uses like this use. In 1997 and '98 you considered the PDD. I'm talking about the Town Board, not necessarily these members, and approved that. What Suffolk County does is essentially ignore what goes on in the Town of Riverhead and apparently addresses a completely different topic than the Town Board addresses or the Planning Board. Because the Planning Board has uniformly said that this is an

appropriate use at this site.

The Planning Commission goes on and gives other type of objections, seven altogether. Virtually none of them can be supported. They even rely upon a retail plan that was not adopted by the Planning Commission but just accepted by the Planning Commission which was disputed the very moment it was offered. And for them to come to us and say, Riverhead, you don't know what you're doing, really I think is Suffolk County saying it doesn't know what it's doing.

I would hope at this point that this Board look at the code; realizes how it's been addressed in the past; realizes that this center is not different than other centers. As the gentleman very eloquently said before, we're talking about 70,000 feet difference. If 325 is okay, it's really hard to see where 395 isn't okay. And I ask you to approve this."

Supervisor Vilella: "Tracy."

Tracy Stark: "Tracy Stark, resident of Riverhead 33 years. It takes a lot for me also as Joan Marshall said to come up here, because once you do speak from this podium you make yourself very vulnerable. But in this case, I find it important to note and I'm not going to reiterate what everybody else said, I know that the Board is probably in support of this project and the community is in support of this project by the majority. However, the small majority that is against it is costing us a lot of money. And I find it hard to solicit those people who are in this lawsuit. And I have to disagree with Charlie here in that this is going to be no different than any other shopping center because I have personally seen the plans for this and it is a beautiful shopping center. It is not blacktop like the North Fork Environmental Council would like it to be.

And there was one thing that no one mentioned. The North Fork Environmental Council keeps claiming the county, you know, doesn't want this project. Did they also fail to mention that they just honored Steve Jones as their Man of the Year four days before the vote. Thank you."

Charles Cetas: "Can I respond to that?"

Supervisor Vilella: "Go ahead."

Charles Cetas: "The North Fork Environmental Council had every right to honor Steve Jones as Man of the Year because his plans of trying to save the aquifer in the farming belt in the Town of Southold, that was the reason we honored him.

I have never spoken one word to Steve Jones about Riverhead Center. Not one single word."

Supervisor Villella: "George has spoken. Anyone else like to speak on this public hearing? I see a hand up. Jean."

Jean Hudson: "Jean Hudson, Riverhead. I did this two years ago. Same thing. We are (inaudible)-- we're in support of Riverhead Center and agree with Mr. Olsen 100% on the tax rate here. Thank you."

Supervisor Villella: "Thanks, Jean. Anyone else like to speak on this? Okay. Let me just talk to my Board members here."

(Some inaudible discussion among Board members.
Adjourned: 8:45 p.m.; reopened 8:58 p.m.)

Supervisor Villella: "Written comment-- we're going to keep this open until noon, December 21st, the next Town Board meeting is at 2:00 for written comment only. And we're going to extend it to that time. Thank you."

Public Hearing left open to December 21, 1999

Supervisor Villella: "Oh, one other thing I have to say. I know I've got it written down, the cell tower. We're extending that to also 4:30 December 21st. It's closed tonight but we extended it. Okay. Okay, while the people are filing out, try and make it as quiet as possible, please. Okay, let's everybody get back in their seats. Let's go, everybody sit down."

Councilman Kent: "If you want to talk, please go out in the hallway, Mr. Cetas."

Supervisor Villella: "Leave him alone, leave him alone. Don't pick on him."

Councilman Kent: "Don't pick on him?"

Supervisor Villella: "Okay. The next part of the meeting is the public comment on any resolutions that are listed here and as long-- I hope that the Board still continues doing this. Sal, you spoke, didn't you? Okay, come on up."

Councilman Kent: "We do-- before we call that portion, please, could everyone be quiet, please? Okay, thank you. We do have three resolutions that are not on the listed agenda that I'd like to just explain and if anybody wants to make any comments on those resolutions, they will have the opportunity to do so."

Resolution 1142, we will be considering the approval of the special permit petition of Crystal Coast Communications. This is to place a radio tower on Middle Road just east of Horton Avenue.

We have resolution 1143, which is really a sense of this Board requesting the county to create a licensing and fitness testing procedure through the Department of Consumer Affairs for fire extinguisher maintenance and fire extinguisher sales.

And we have a resolution #1144, which is our support for the submission of a grant application by the North Fork Promotion Council to bring-- to construct a tourist booth on Sound Avenue up near Tosco (phonetic).

We also have a resolution that was mistakenly put in the agenda. Resolution 1085 is not the title that is put in the agenda. Instead it is the approval of Sunken Ponds condominium. It's a senior citizen condominium project, Sunden Pond Estates. And there's been some changes to the site plan which we are approving tonight.

So those are the resolutions that do not appear on the agenda and if you'd like to speak on those or any others that are included on the agenda, now is the time to do it."

Supervisor Villella: "Go ahead, Sal."

Sal Mastropolo: "Resolution-- Sal Mastropolo, Calverton. Resolution 1099, items #8 and #19. The question whether those are correct, okay? It appears item #8, okay, 10 lbs chicken wings frozen."

Supervisor Villella: "What are you, hungry?"

Sal Mastropolo: "No. I can't see spending \$2.47 a pound for chicken wings when you can buy turkey breasts for \$2.29 a pound and veal patties for \$1.28 a pound and chicken nuggets for \$2.04 a pound. Is it an incorrect specification or are they gouging us?"

Supervisor Villella: "Where is that again?"

Councilman Kent: "#8."

Sal Mastropolo: "Item #8."

Supervisor Villella: "8. Ten pound package-- "

Councilman Kent: "24.70."

Sal Mastropolo: "24.70. That's \$2.47 a pound. You can buy chicken nuggets for \$2.04 a pound. It sounds like an awful lot of money for bones."

Supervisor Villella: "Maybe these got more meat on it. I don't know."

Councilman Kent: "You can buy cutlets-- oh, no, those are 5 pound packages."

Sal Mastropolo: "When you start to do comparisons on some of the other items it's ridiculously high priced and I think we're being gouged. Okay. Then if you look at #19, pork patties, 4 oz breaded, \$35.87 a case for 10 pounds. I can buy veal patties breaded for \$12.80 a case for 10 pounds. Again, it looks like we're being gouged."

Supervisor Villella: "What is it, 40 in a case."

Sal Mastropolo: "Yeah, at 4 oz a piece it's 10 pounds."

Supervisor Villella: "Ten."

Councilman Cardinale: "What number is he looking at?"

Councilman Kent: "This is 1099."

Sal Mastropolo: "I think before you let out the bid you should question the pricing and the specifications. Thank you."

Supervisor Villella: "Okay, so let's circle those and bring (inaudible). It doesn't have to be in by-- it's already been received and opened."

Councilman Cardinale: "It is one of the bid prices."

Councilman Kent: "Yes."

Supervisor Villella: "Yeah."

Councilman Cardinale: "Whether we like it or not that's what they bid."

Supervisor Villella: "It's December 8th it starts."

Councilman Kent: "Number 19 is-- I wonder if it has any relevance that it's cooked."

Supervisor Villella: "May 16th, the year 2000. Okay. Thanks, Sal."

Michael Davidson: "Good evening. My name is Michael Davidson. I have a question about the resolution about the North Fork Promotion Committee."

Councilman Kent: "Okay."

Michael Davidson: "Having a little knowledge of that organization, they are funded by the Town of Southold. Are they going to promote Riverhead attractions at that facility and if we are looking-- that's a field that should be (inaudible) with them to allow us (inaudible) Riverhead traffic at that facility. Because historically they only promote the Town of Southold."

Councilman Kent: "What they are intending to promote is North Fork activities including wineries-- "

Supervisor Villella: "And you're going to be a big part of that."

Michael Davidson: "But historically that group is funded by the Town of Southold so I want to make sure it will be able to promote Riverhead attractions in that organization."

Councilman Kent: "What is being-- what they're being funded for by the Town of Southold is their promotion booth in the Town of Southold. They don't have one currently in the Town of Riverhead, so we do-- we have seen letters from them. We have not entered into an agreement with them yet."

Michael Hudson: "Okay. I think that's something that should be in discussion (inaudible)."

Supervisor Villella: "Do you want him to speak on that?"

Councilman Kent: "What we're doing at this point is we're-- we are endorsing the submission of a grant application for \$25,000 to the State of New York for the construction and creation of a promotion booth in the Town of Riverhead."

Michael Hudson: "Okay."

Supervisor Villella: "And it also says in here to increase tourist traffic to Riverhead."

Michael Hudson: "Okay-- "

Councilman Cardinale: "Let's put it this way. They won't be there long if they're not-- "

Supervisor Villella: "Promoting Riverhead."

Councilman Cardinale: "-- promoting Riverhead because we're going to have the lease."

Michael Hudson: "Okay, thank you."

Councilman Cardinale: "So their sublease will be quickly terminated."

Councilman Kent: "Yeah, go ahead Vicky."

Supervisor Villella: "Vicky."

Vicky Stacio: "Vicky Stacio, Administrator of Riverhead Business Improvement District regarding the information booth for the North Fork Tourism Group. We did approach them approximately three years ago, the Business Improvement District and the Chamber of

Commerce. They did not want anything to do with organizations that were beyond Route 105 heading east. So I would like to see that clarified with them before they are allowed to go further."

Councilman Kent: "They didn't want anything to do with any-- "

Vicky Stacio: "Splish-Splash, the aquarium-- "

Councilman Kent: "Oh, you mean west."

Supervisor Villella: "Heading west."

Councilman Kent: "You mean west."

Vicky Stacio: "Everything east of 105 was all that they would consider."

Councilman Kent: "Okay."

Supervisor Villella: "Yeah-- "

Vicky Stacio: "I would like to see that that was changed before we endorse their having a building to promote tourism."

Councilman Cardinale: "Thank you."

Councilman Kent: "Maybe we might want to table that then and enter an agreement with them first."

Supervisor Villella: "Can you-- you can't speak for the Council though, can you? Because I know that was something-- I saw in the booklet that it was what Vicky said."

David Saland: "David Saland, North Fork Promotional Council and also one of the Vice-Presidents of the Aquebogue-Jamesport-Laurel Business Association. The Aquebogue-Jamesport-Laurel Business Association has joined the North Fork Promotional Council and they are representing the Aquebogue-Jamesport-Laurel merchants. I do understand that in the past there has been a problem with the Promotional Council working with the aquarium and Splish-Splash and Tanger and some of that has to be worked out with Riverhead, the Town Board, the AJL and the Promotional Council. But it's good for tourism; it's good for local merchants and I feel that we all should be able to work together and promote ourselves. Thank you."

Councilman Cardinale: "Yeah, I think the point, however, is that although as you know, David, I support the Aquebogue-Jamesport-Laurel Civic Association, is that if the town's commitment to fund, which incidentally this has nothing to do with-- "

David Saland: "Correct."

Councilman Cardinale: "-- but when we get around to that, if we're going to fund it, if the North Fork Promotion Council is only going to promote one-quarter of our town, it can expect one-quarter of the otherwise generous largesse it might expect-- otherwise expect. And that, I think, is what's concerning Vicky."

David Saland: "Right."

Councilman Cardinale: "And I think she's also bring up another point which is that should we support it at all if it is going to limit its involvement to the east end of our town. So it is thought provoking. In any event, we're not giving them anything now except we're saying that we authorize the submission of an application to acquire grant funds so if anybody wants to give them money, we're happy to see them get it. But we're not going to add to it until the issue is resolved."

Supervisor Villella: "Yes?"

Joan Griffin: "Good evening. Joan Griffin from Baiting Hollow. I'd like to find out more information about the Island Water Park coming into the Grumman site there. (Inaudible) is fine by us. As far as the neighbors at Manors in Baiting Hollow, we protested against them coming into our area but we still have the same questions going on and the protection of everybody in the area where they're looking to go. I understand the southwest corner of the property. There's still the issue of standing water for these man-made ponds or lakes, whatever the water is going to be called. The depth of the hole that's going to be dug and what's happening to all that sand. Is it being sold, is it being used?"

Supervisor Villella: "Well, they have to pay excavation fees for every cubic yard that comes off that property."

Joan Griffin: "Okay. And is there a dam involved? I don't know the layout of that property but an issue was a dam when it was coming by the Manors because the terrain is so uneven. So these are

issues we'd like to have looked at again-- "

Councilman Cardinale: "I think that the resolution, if you look at it, which I did and was talking to Chris about it, it declares and madam, you can verify this, indicates it's a Type I action which means that it will have environmental impacts which will have to be looked at. That's part of the process."

Supervisor Villella: "It will be addressed."

Councilman Cardinale: "And I agree with you just because the site is a much better site, it does not mean that we should not look carefully at the other implications to make sure it's safe. Thank you."

Joan Griffin: "Okay. Thank you."

Supervisor Villella: "Anyone else? Steve, and then Bill."

Steve Haizlip: "Steve Haizlip of Calverton. The lady just mentioned the one about the Splish-Splash-- not Splish-Splash, Island Water Park, I'm sorry, going into Grumman property. My concern is that the time that they submitted that by the dump-- the landfill-- it was pronounced right in the Calverton Civic Association meeting in Riley Avenue School they hadn't planned on any toilet facilities. I hope that it will be planned now if they're going to go into-- since you started concerning yourself to let it go into Grumman or there."

Supervisor Villella: "Maybe we should sell them the comfort house downtown."

Steve Haizlip: "Good idea. Move it up there. Bill, you brought up a good subject. They can move that up there."

1105. It says amend site plan of Edwards Avenue Broidy Sports Complex. I thought the land was up for sale and he had no intentions of doing any sports complex there so how is it getting amended when it's up for sale?"

Councilman Kent: "It's providing for the development of that property in phases, phase 1 and phase 2."

Steve Haizlip: "For who? The guy's selling the land."

Supervisor Villella: "No, there's someone that's coming in-- "

Councilman Kent: "There is an approval on the land so he does have an approval to construct what has been approved by site plan in 1996 I think was the date of the approval."

Steve Haizlip: "Oh, he had about three extensions on that. You're right. So in other words, what you're telling me then is the approval for the sports complex goes to the land and not to the owner."

Councilman Kent: "And that one I believe it goes to the land and whoever owns the land will have the right to build it in phases based on this amendment."

Supervisor Villella: "I'd just like to say something on this, Steve. He came in this week and he has someone that wants to let me see, phase 1 is going to include batting cages, in-line skating rink, a snack bar and storage building. They would like to do that as soon as possible."

Steve Haizlip: "Storage buildings? We got storage buildings on River Road. Why do we got to have storage buildings? Is that for his equipment by any chance?"

Supervisor Villella: "I have no idea-- "

Councilman Kent: "Oh, yeah, that is storage pertaining to his operation not storage units."

Steve Haizlip: "Oh, and not for renting then."

Supervisor Villella: "Oh, I'm sorry. I-- you took it that way. No."

Steve Haizlip: "All right."

Supervisor Villella: "Okay. Phase 2 he'll do at a different time."

Steve Haizlip: "Let me look through-- another one that I had in mind. Not that one."

Supervisor Villella: "I'm surprised you didn't say anything

about the bus bond down-- your neighbor."

Steve Haizlip: "Yeah, I know, they pulled out and went to Yaphank. They said that there was not enough business out here on the east end for them but I got other comments I've got to keep to myself.

Now, on resolution 1076, it says authorize extension of time to remit real property taxes for senior citizens receiving an exemption pursuant to Section 467."

Supervisor Villella: "Yes, because the social security checks come in-- the deadline for taxes is May 31st. The senior citizens' social security checks come in like a few days after that so we're going to extend it another week until they get their checks and they can pay their taxes."

Steve Haizlip: "It's usually the 3rd of the month-- "

Supervisor Villella: "Right. So we're extending it to I think June-- where is it? June 5th."

Councilman Kent: "June 5th, yes."

Steve Haizlip: "June 5th, oh, okay."

Supervisor Villella: "So it would be like a week."

Councilman Kent: "And that's allowed by state law, I believe, for anyone who's got-- who receives a senior citizen exemption."

Steve Haizlip: "(inaudible) that abbreviation they've got there, RPTL, is that Real Property Tax Law? Is that what that is?"

Supervisor Villella: "You've got it."

Councilman Kent: "Very good."

Steve Haizlip: "Oh, all right."

Councilman Kent: "You didn't even go to law school, did you?"

Steve Haizlip: "I didn't go to law school but I tell you as far as this here tax (inaudible) that Lilco put on the Suffolk County citizens, I think I could have done a better job-- "

Supervisor Villella: "You could have done a better job."

Steve Haizlip: "(inaudible) one here about 1089 submitted an application to Suffolk County. Is that some type of grant?"

Councilman Kent: "Yeah, there's a million dollars available from Suffolk County for downtown revitalization and this is the town's effort to take our share of money to revitalize our downtown area. We have a proposed project for improvements in our downtown area."

Steve Haizlip: (inaudible).

Councilman Kent: "The county's put up a million dollars."

Steve Haizlip: "All right. I hope there's no reprisal for me speaking tonight."

Supervisor Villella: "No. Everybody should speak their mind."

Councilman Cardinale: "Assuming they have one."

Councilman Kent: "Does anybody else want to speak on resolutions that are before us?"

Supervisor Villella: "Bill, Bill. Bill has been waiting patiently."

Councilman Cardinale: "Ah, yes. I can hardly wait. All the typos."

William Kasperovich: "William Kasperovich, from Wading River. On the resolutions, I have seven items if you would."

Supervisor Villella: "Did we improve?"

William Kasperovich: "I'll work backwards. On resolution 1110, you use an individual's name as an agent not as the professional (inaudible) which I think is (inaudible)."

Supervisor Villella: "It's the same guy."

William Kasperovich: "The man is an RA (inaudible) design and planning office-- "

Supervisor Villella: "He gets no respect, Marty."

William Kasperovich: "(inaudible) as individually."

Councilman Kent: "What did you say his license was, RA? Okay, registered architect."

William Kasperovich: "That's right."

Councilman Kent: "Okay."

William Kasperovich: "I mentioned this several times before but (inaudible). On 1096-- "

Supervisor Villella: "1086?"

Councilman Kent: "96."

Supervisor Villella: "96."

William Kasperovich: "We lost a man?"

Supervisor Villella: "He'll be right back. Someone just singled him out into the hallway."

William Kasperovich: "Awards bid for building materials."

Supervisor Villella: "It doesn't say what building materials."

William Kasperovich: "In the reading of the awards at the start of the meeting, it was noted we only have one bid and we are awarding the bid for building materials."

Supervisor Villella: "Is that a re-bid?"

William Kasperovich: "As I mentioned sometime earlier this year-- "

Supervisor Villella: "Correct, one bid."

William Kasproovich: "-- we should check the materials delivered versus the charges and in my experience these people are known not to do it correctly, meaning they're reaching for money that they don't deserve."

I had 1085 appointing (inaudible) as a marriage officer-- "

Supervisor Villella: "No, no. That's a duplication."

William Kasperovich: "Did you replace that with this-- "

Supervisor Villella: "Sunken Meadows."

William Kasperovich: "Sunken Meadows."

Councilman Kent: "No, Sunken Ponds."

Supervisor Villella: "Sunken Pond, same thing."

Councilman Kent: "Stinky Ponds."

Barbara Grattan: "It's a duplicate, Bill."

William Kasperovich: "That's the map that's pinned to the wall?"

Supervisor Villella: "It was."

William Kasperovich: "There's a map that was put up today?"

Supervisor Villella: "Yes. Is it still there?"

William Kasperovich: "It's still there."

Supervisor Villella: "Okay."

William Kasperovich: "The first thing I look at when I look at a development map, is how do you get in and off the property of the public road that it uses. The first thing I look at-- I don't know why."

Supervisor Villella: "It makes sense. Go ahead."

William Kasperovich: "The county doesn't have any specific requirements; the state doesn't have any specific requirements; the town doesn't have any specific requirements, (inaudible). After the jam up of traffic; after the accidents; after the difficulties, then they get around to (inaudible) an access lane or a de-acceleration lane-- ".

Supervisor Villella: "In that area where there's going to be a crowd, it's needed."

William Kasperovich: "(inaudible) a square inch. If they put it on the original maps, you've got a chance that it becomes right the first time."

Supervisor Villella: "That's exactly what they had to do in Wading River-- McDonalds."

William Kasperovich: "All right. This, they haven't-- but once again--"

Supervisor Villella: "Was there a pos dec on that?"

Councilman Cardinale: "On what?"

Supervisor Villella: "The Sunken Ponds-- I mean, the traffic study. There had to be, right?"

Councilman Cardinale: "There was an initial positive dec. We had voted against it, because-- "

Councilman Kent: "No, Sunken Ponds goes back to 1996."

Councilman Cardinale: "Yeah, there was a positive dec then. I hope-- "

Supervisor Villella: "Okay. That goes back to 1996 when they approved that so we'll look into that. There's a lot more traffic on that road. We have-- "

William Kasperovich: "I made specific issue to the lady in the Planning Department on this and she knows very well because I asked her very defined and explicit with my concern and she continually (inaudible)."

(There was some inaudible discussion among the Board members)

William Kasperovich: "Resolution 1075. This is the Chapter entitled-- "

Councilman Cardinale: "Loitering."

Councilman Kent: "Illegal."

Councilman Cardinale: "Why are we doing this?"

William Kasperovich: "I think that's about what I'm doing here."

Supervisor Villella: "We have to prod you to move you around."

Councilman Kent: "You cannot prosecute loitering anymore, I don't believe. It has to be criminal loitering."

Adam Grossman: "Right. And, in fact, also the language in the chapter-- "

William Kasperovich: "Well, then tell me when was the last time a man was given a summons and ticket for loitering."

Supervisor Villella: "We couldn't do it anyway-- "

William Kasperovich: "(inaudible) when was the last time-- "

Councilman Kent: "Who are you asking that to, the Town Attorney or to me?"

William Kasperovich: "To you-- you have something to say about this."

Councilman Kent: "Well, I have no idea. I don't prosecute this. I'm telling you that the State law-- the Penal Code changed-- "

William Kasperovich: "Your name is for proposing this resolution."

Councilman Kent: "Right. The Penal Law of the State of New York changed. You cannot-- you can no longer prosecute someone for loitering. They have to be loitering with a criminal intent. And I believe our code does not provide for any intent. It just says loitering. And I don't believe you can prosecute this. I have no idea-- "

Adam Grossman: "And I also additionally believe that it is so vague as to be unenforceable and that's why-- this is at the recommendation of the Code Revision Committee and specifically the

Police Department representative of the Code Revision Committee."

Councilman Cardinale: "Void for constitutional vagueness is what you're saying. I remember that from law school."

Adam Grossman: "And even if it were clear, it still would be unforceable. We don't-- "

Councilman Kent: "It's just like you are no longer allowed to prosecute someone for verbally harassing you unless you feel threatened or if you've actually been physically attacked. You can't just prosecute somebody because they said mean words to you. It used to be you were able to do that."

Councilman Cardinale: "Which protects you with Bill or him from you."

Councilman Kent: "Correct."

William Kasperovich: "Within 30 days of election time, I can harass any candidate."

Councilman Cardinale: "And you do."

Councilman Kent: "And you can with words-- you are protected. Free speech is protected."

Supervisor Vilella: "Don't break your record now 'cause I'm leaving now. You are going to continue your fight."

William Kasperovich: "You may feel uncomfortable some day sitting at home but that's because people are thinking how much better we would be with Vilella."

Councilman Cardinale: "Yes, there you go."

William Kasperovich: "I remember this loitering law coming on the books."

Councilman Kent: "When was that?"

William Kasperovich: "About 30 years ago."

Supervisor Vilella: "Adam's shaking his head."

William Kasperovich: "We had a guy who got it in his head to cuddle up and go to sleep between the track rail and the station dock, but there's a windbreaker there and he could cuddle in between the timbers and that's where he would spend the night. People would be afraid and they would complain and they would bring him in-- they couldn't get anywhere with him. That's when loitering was-- "

Supervisor Villella: "That's why Mayor Guiliani is in trouble, huh?"

Councilman Kent: "So I can't understand. Are you-- "

William Kasperovich: "I'd like to try-- if you would bear with me. An unenforceable ticket in New York City but it's especially during winter and if it's raining and snowing-- tickets are given purposely an item is improper or omitted or not correct. Purposely. And the knowledge-- people that drive around during snowstorms know that these tickets are not enforceable. All you've got to do is go down to Jamaica, turn it in, the gentleman would say, sorry, you have to come in (inaudible). That's an unenforceable citation but it is effective. Things are done to impress people (inaudible)."

(Some inaudible discussion among the Board members)

Supervisor Villella: "Okay, Bill."

William Kasperovich: "This loitering law on our books would make an impression on anybody, you or I or anybody else that a law enforcement officer could give us a ticket today.

Now, the fact that it's not enforceable (inaudible) but it has an effect. You want to break up a crowd, you want to break up some (inaudible) or what have you on the sidewalk, this is part of the way of doing it and yet it doesn't harm anybody. You weren't arrested; you weren't put in jail or anything. You were loitering. So this loitering should remain on the books. Now in years past, we would put laws into the books, in Riverhead, because they were more readily enforceable in the Justice Court as opposed to State law violations. So when the State would (inaudible) law for the Riverhead books knowing that (inaudible). With the number of judges I have lived through in this township, some go along with this, some don't."

Supervisor Villella: "This is a recommendation from your-- "

(Some inaudible discussion among the Board members)

William Kasperovich: "(inaudible) of the Code Revision Committee recommended it, I think the people that have recommended (inaudible) are prejudiced, biased and discriminate."

Supervisor Villella: "Okay, we've got your words on tape."

Councilman Kent: "Do you have any others?"

Councilman Cardinale: "Chris is pointing out-- we don't know what the last guy was arrested for loitering but we may know when the next is if we don't move this along."

Supervisor Villella: "Don't take that from him, Bill."

Councilman Kent: "Why did you say that?"

William Kasperovich: "These resolutions in the Community Development."

Supervisor Villella: "Where's Andrea?"

William Kasperovich: "Now, #19 declares the lead agency for Island Water Park."

Supervisor Villella: "Correct."

William Kasperovich: "Resolution 21 calls for a public hearing on the designation of Island Water Park as sponsor. In page 6 on the notice of public hearing, about six-- seven sentences down, for the purpose of conducting a public hearing on whether Island Water Park should be designated the qualified and eligible sponsor. Here you've got a public hearing that you designate a qualified and eligible sponsor. Two resolutions back you declare yourself the lead agency and determines environmental significance. To me, you definitely have the cart before the horse. What is accomplished by this, I guess (inaudible) people are trying to accomplish. (Inaudible) after speaking so many times, I am somewhat perturbed that these 42 acres are not shown on a map of the Grumman area."

Supervisor Villella: "That's the next step."

William Kasperovich: "Forty-two acres is a fair piece of land. Where on the property is this 42 acres located?"

Councilman Kent: "That would be done as part of the public hearing. What we're doing is we're calling a public hearing to consider them."

William Kasperovich: "That's what I hear all the time. That's what I hear all the time. We'll leave it for the public hearing; we'll leave it for the public hearing."

Councilman Kent: "But we're not voting-- "

William Kasperovich: "What is there wrong with showing the public before the public hearing what we're talking about? Why are you not presenting to the public the 42 acres where it's at on the property? You've got the department, you've got the personnel, you've got the ability in the Town Hall to do it and yet (inaudible) trying to go in that direction. These 42 acres (inaudible) in relation to the entire property but at the same time this specific (inaudible). And this should be shown to the public."

Councilman Kent: "And it shall be. Not tonight though, but it will probably be up on the wall-- I'll see to it that it gets put up on the wall in the hallway within the next couple of days. Because I've seen the map, it is available. The public hearing is schedule for December 21st. And you will have the opportunity to see where the 42 acres are located prior to speaking at the public hearing."

Supervisor Villella: "You can't go to England."

Councilman Cardinale: "I would love to be in England right now."

Supervisor Villella: "Bill, is that-- "

William Kasperovich: "I would also like the public to know who the-- what's the right word-- the major stockholders or the executive officers of the corporation are. This description of Island Water Park, Inc. is a very (inaudible) title. Let us know what-- who the people are involved. The reason I say this is that when they try to bring in this project before, they came in with improper, incorrect, and inadequate documents. And to me it had all the earmarks of being done (inaudible). Which means they came in with unclean hands. And

so I'm afraid of them at the very outset. And I think the public should know who they are, what they're going to do, what they are presenting to the town, show us what you are going to do. Don't give us words and songs and dances. Show us what you're going to do.

Over the years, we don't seem to learn. Big corporations come up here and they get a good lawyer and all kinds of things are said. But when the reality of getting something done it's forgotten."

Councilman Kent: "We voted against that development."

William Kasperovich: "I know you did. But if these are the same people, let the public know."

Supervisor Vilella: "Oh, if it's the same people? Yes, it is."

William Kasperovich: "Well, then, let the people know who they are."

Supervisor Vilella: "It's the same people."

William Kasperovich: "Thank you."

Supervisor Vilella: "No, it is, Bill. As a matter of fact, one of them is sitting-- is right back there."

William Kasperovich: "Well, then, they should-- if they're doing an honest, open, aboveboard application, then they should have no qualms about having their name put with their project. And I don't see any reason why not."

Supervisor Vilella: "Thank you."

(Some inaudible discussion among the Board members.)

Supervisor Vilella: "All right. We're going to continue here with this-- Bill, how many more do you have? You've got a couple more? One more. We've got over 100 resolutions we've got to do here today."

Councilman Cardinale: "I think that's it because he was working backwards. If you were working backwards, that's as far back as you

can go because the one you just discussed is-- "

William Kasperovich: "Thank you. At least one man's been paying attention."

Councilman Cardinale: "I was, honestly."

Councilman Kent: "We all are waiting for that moment."

Supervisor Villeda: "You've got veto power tonight."

Councilman Cardinale: "This is going to be a quick meeting."

William Kasperovich: "This standing body, standing unofficial body of water that's involved here has many of the same impact involvements that what had in the previous presentation, in the other location. Stagnant water is stagnant water. Insecticides into stagnant water or biochemical powders in stagnant water, this is a body of stagnant water that's been proposed and the impacts are all the same."

Supervisor Villeda: "So, when we get to the-- "

Councilman Cardinale: "You should point that out to him to-- "

William Kasperovich: "-- open fields and the open area-- "

Supervisor Villeda: "No. There's going to be an environmental impact statement."

Councilman Cardinale: "The-- one of the things I wanted to point out because I was confused, too, Bill, and your point is well taken as was the young lady who spoke earlier, there are environmental issues still unresolved in regard to this project now that it's better located where it is, in the proper zone, etc. But, what we're doing tonight, if you read it very carefully, it says we're doing lead agency and determining the environmental significance of the conveyance itself, not of the project. So when it says in the resolve clause that the conveyance is considered to be in conformity with the findings statement of the generic environmental impact statement undertaken for the redevelopment of Calverton, and that such conveyance does not pose potential significant impacts to the natural or social environments and that a supplemental environmental impact statement need not be prepared. We're talking about the impact of the

conveyance, not the impact of the project.

So I agree with you that we need to see more information on the project to make sure it's safe as it's going to be at that location."

Supervisor Villella: "Which will come later, Bill."

Councilman Cardinale: "And that will come. All we're doing here is saying that the conveyance itself doesn't have-- the deed itself doesn't have an environmental impact. Of course, what they do once they get the property might. In fact, it will."

William Kasperovich: "I-- you, Mr. Cardinale, particularly don't have to (inaudible)-- situations (inaudible)-- people came in (inaudible) and nobody on the Town Board spotted it."

Councilman Cardinale: "Nobody, huh?"

Councilman Kent: "We voted no."

Councilman Cardinale: "Oh, you mean this one? We voted no on this one though-- I mean, they did."

William Kasperovich: (inaudible).

Councilman Cardinale: "Oh, the engineer guy. Yeah."

William Kasperovich: "Nobody spotted it. Kasperovich spotted it and brought it to your attention."

Councilman Cardinale: "I remember that."

Supervisor Villella: "And we thanked you for that."

Councilman Cardinale: "Some engineer guy he didn't like."

William Kasperovich: "(inaudible) of these people because of the way that he came (inaudible)."

Supervisor Villella: "All right. Thank you, Bill."

Councilman Cardinale: "But Dave's got such an honest face. Can we pan in over there?"

Councilman Kent: "Does anybody else want to speak on any resolution?"

Supervisor Villella: "Where's-- oh, there she's is. Come on up, Andrea. We've got to open up the CDA meeting."

Councilman Kent: "Nobody is speaking on any resolutions? Okay."

Supervisor Villella: "I didn't think so."

Councilman Cardinale: "No, that's it. We can go home now."

Supervisor Villella: "We close the meeting."

Town Board meeting closed: 9:40 p.m.

Town Board meeting reopened: 9:43 p.m.

Supervisor Villella: "Reopen the Town Board meeting."

Councilman Cardinale: "Don't you think this works better with three people? Really. And we would save like 50 or \$75,000, too. Just a thought."

Supervisor Villella: "Barbara, would you like to read 1072?"

Barbara Grattan: "Oh, I would love to."

Resolution #1072

Councilman Cardinale: "1072 authorizes the Highway Department to remove an encroachment and repair Riverside Drive (Indian Island Golf Course). It also authorizes the Town to commence litigation against the County of Suffolk for encroaching all over our road, Riverside Drive. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes."

Supervisor Villella: "Did you want to speak a little bit on

this, Adam, before I vote yes on this?"

Adam Grossman: "Well, I just want to state for the record, that this particular resolution being adopted tonight is after extensive discussions with Suffolk County that unfortunately did not result in (inaudible) resolve the issue of deterioration on Riverside Drive at Indian Island Golf Course and the possible hazards associated with a deteriorated road. And in addition encroachments on the road, that is the golf course itself encroaching onto the roadway. That was it."

Supervisor Villella: "Okay. Thank you. Yes."

Barbara Grattan: "The resolution is adopted."

Resolution #1073

Councilman Kent: "This resolution appoints Councilman James B. Lull to serve as a marriage officer effective December 7 through December 31, 1999."

Supervisor Villella: "That's why he's not here."

Councilman Kent: "So moved. And he shall serve in said position without compensation, gratuity, free mail, or drinks. So moved."

Councilman Cardinale: "I'm not going to get anywhere near this - Councilman Lull shall serve in the position without compensation. Okay. I would move that."

Councilman Kent: "I already moved it."

Councilman Cardinale: "I would second it."

Supervisor Villella: "I'm glad you moved and second it. It's moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1074

Councilman Cardinale: "This authorizes the Supervisor to extend agreement between Crown Sanitation, Inc. and the Town of Riverhead for

the disposal of Town of Riverhead generated waste under I am advised quite favorable terms. No increases."

Supervisor Villella: "No increases."

Councilman Cardinale: "Not even cost of living."

Supervisor Villella: "We twisted their arm a little bit."

Councilman Cardinale: "Which means either that they were being paid too much in the first place or we got a good deal here."

Supervisor Villella: "A combination of both."

Councilman Cardinale: "So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1075

Councilman Kent: "I'm going to move to table repealing the loitering from our code, Chapter 76, and I think it might be worthwhile to be utilized in order to move things along as Bill has said, and maybe we could encourage the use of it at Town Board meetings."

Councilman Cardinale: "I'm going to second your motion to table because I think this is the kind of significant legislative initiative that requires the invaluable input of our new Board members, not to mention our old Board members. So I would second to table."

Supervisor Villella: "It's moved and seconded to table."

The Vote: "Cardinale, yes, to table; Kent, yes; Villella, we'll table it. The resolution is tabled."

Resolution #1076

Councilman Cardinale: "This authorizes the extension of the

time to remit the real property taxes for senior citizens. However, it limits the senior citizens to those receiving an exemption pursuant to Section 467 of the RPTL. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale."

Councilman Cardinale: "Do we have to limit it to only the guys getting the exemption?"

Councilman Kent: "I think state law-- yes."

Councilman Cardinale: "So that if I'm living on social security but I don't have the exemption, I've got to pay on time."

Councilman Kent: "Right. You should come down and apply before March 1st because you're entitled to it. That's correct."

Councilman Cardinale: "Okay. But you won't get it until next year."

Supervisor Villella: "Right."

Councilman Kent: "That's correct."

Councilman Cardinale: "Am I supposed to move?"

Supervisor Villella: "Yes."

Councilman Cardinale: "Yes."

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

Resolution #1077

Councilman Kent: "1077 ratifies the authorization of the Town Clerk to publish and post public notice cancelling two meetings of the Town Code Revision Committee. So if you attended the December 1st meeting, it was cancelled. And if you intend on attending the December 15th meeting, there won't be one. So don't go. So moved."

Councilman Cardinale: "No wonder it was so dull on December 1st here. Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1078

Councilman Cardinale: "This adopts a local law to amend Chapter 101 entitled Vehicles and Traffic of the Riverhead Town Code by adding no parking and standing signs. So moved."

Councilman Kent: "Yeah, this is-- I'll second it. It's in and around the new intersection area of County Road 58, Route 25, and Doctor's Path. They don't want any standing or parking along that roadway there. And I second it."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1079

Councilman Kent: "This withdraws Resolution 1029 which we passed in error where we accepted the offer of development rights from Robert Krudop before we even had the public hearing. So we will withdraw that resolution 1029."

Councilman Cardinale: "Nothing like telling a guy your position in a contract negotiation. We approved-- "

Councilman Kent: "We accepted-- we accepted."

Councilman Cardinale: "We accepted the offer before the hearing. Yes, I would agree that we should correct this."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes, Villella, yes. The resolution is adopted."

Resolution #1080

Councilman Cardinale: "This sets registration for the recreation department programs."

Councilman Kent: "Registration fees."

Councilman Cardinale: "Registration fees for the recreation department programs. I would like to move this. I would also like to make a comment. Fame being fleeting as Vinny has most recently learned in November, I still believe that as of December 20th, Vinny will be the Supervisor and Mark Kwasna will be a Councilman and yet I see here that the registration that is going out advertising has Bob Kozakiewicz and Ed Densieski noted. Could we-- "

Councilman Kent: "Well, that's because all of these programs begin after January 1st, so if (phonetic) would like to come up and speak."

Councilman Cardinale: "So, Vinny, you're being phased out before January 1st."

Supervisor Villella: "That's fine. Is Bob here? Bob-- I want to extend an invitation to him to come into my office. I can let him know what's going on."

Councilman Cardinale: "What a guy. Jane, could-- since this stands registration begins on December 20th, and then the next thing it says is Town of Riverhead Robert Kozakiewicz, Supervisor, am I missing something? Okay."

Jane Van deThorn: "The program-- the brochure is entitled Winter of 2000 Programs and we did it when Jim Stark-- Mr. Stark was voted in."

Councilman Cardinale: "Phased him out early, too?"

Jane Van deThorn: "Yes. And the present Town Board was put into that one because it is programs that go from January to March."

Councilman Cardinale: "Okay, thank you for the clarification. I appreciate it. And with that clarification, I'll move it or vote it or whatever you want me to do."

Supervisor Villella: "It makes sense. Is it seconded?"

Councilman Kent: "I'll second it."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1081

Councilman Kent: "Approves the application of Riverhead Business Improvement District Management Association for the Blues Festival to be held July 21, 22, 23, 2000. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes."

Supervisor Villella: "And I want to thank Tom Gahan for what he did with the Blues Festival this past year. We're still getting letters and getting e-mail. We're getting everything-- everybody was really excited about it. It was a great Blues Festival. It was free and we're going to continue that.

Talking about free, I just sent out a press release today. The fireworks show New Year's Eve is free for everybody. It's up at the Grumman property. So we want to make sure everybody is there to see that. That's approximately 9:30 at night and it's going to be a world class fireworks show. So everybody is welcome. Bring the family and enjoy it. It's free. Free, free, free."

Councilman Cardinale: "Now we have world class fireworks, world class grandifolia sandhills, world class golf course. This is a world class town."

Supervisor Villella: "It is. That's what we've been trying to tell people."

Barbara Grattan: The resolution is adopted."

Resolution #1082

Councilman Cardinale: "1082 authorizes the Town Clerk to publish and post public notice to consider the purchase of development rights-- which we've already accepted-- "

Councilman Kent: "No. We just accepted the offer."

Councilman Cardinale: "-- for Robert Krudop. So moved."

Councilman Kent: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes."

Supervisor Villella: "And I want to thank everybody that's on that committee, Chris and the rest of you. You're doing a great job and-- "

Councilman Kent: "World class job."

Supervisor Villella: "Huh?"

Councilman Cardinale: "World class."

Supervisor Villella: "World class job, yeah. This is the sixth parcel since December of '98."

Councilman Kent: "That's correct."

Supervisor Villella: "And we have two more after this. I'm very proud of the accomplishments that his Town Board has done and I've been fighting for it, these farmland development rights, and I'm going to continue even out of office. Thank you."

Barbara Grattan: "The resolution is adopted."

Resolution #1083

Councilman Kent: "Rejects the bid and authorizes the Town Clerk to re-post and republish notice to bidders."

Councilman Cardinale: "Seconded."

Supervisor Villella: "We can't get this-- we've got it right

though, Rolph, we have Cliff Road West on here. Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1084

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

Councilman Kent: "Seconded."

Supervisor Villella: "I get a copy?"

Councilman Cardinale: "Yes."

Councilman Villella: "First time in my life, I've got to look for a job. Yes. Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1085

Supervisor Villella: "This is the substitute."

Councilman Cardinale: "I'm going to suggest that we table this motion because I need further discussion. It also needs a further vote but it needs further discussion."

Supervisor Villella: "You need the phases-- are they correct?"

Councilman Kent: "The problem is Phil would like to have some discussion at a work session on the necessity for an environmental impact statement on this project. So we will put this over-- I'll second the motion."

Supervisor Villella: "Who's writing the reminder on this to do it?"

Councilman Kent: "I will."

Supervisor Villella: "Thank you."

Barbara Grattan: "Cardinale to table, Kent seconded."

Supervisor Villella: "Moved and seconded to table."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes, to table.
The resolution is tabled."

Resolution #1086

Councilman Cardinale: "This resolution authorizes the Town Clerk to publish and post public notice to consider the purchase of development rights of a parcel located in the Town of Riverhead owned by Louis Carraciolo-- no relation I'm told to our Suffolk County legislator-- "

Councilman Kent: "That's correct."

Councilman Cardinale: "So moved."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella."

Supervisor Villella: "Yes. And keep on going. We've got another-- "

Councilman Kent: "Another one right after this."

Supervisor Villella: "We've got another one after this. We've got another 10 farms after that."

Resolution #1087

Councilman Kent: "Authorizes the Town Clerk to publish and post public notice to consider the purchase of development rights of a parcel located on Roanoke Avenue in the Town of Riverhead, owned by Alan Zilnicki. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

Councilman Kent: "Just for comment. All these public hearings are going to be on December 21st in the afternoon at our next Town Board meeting. 2:00."

Supervisor Villella: "So wear your green."

Councilman Kent: "So moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1088

Councilman Cardinale: "This authorizes the Town Clerk to post and publish public notice for a public hearing to consider a proposed local law for an amendment to Chapter 101 of the Vehicle and Traffic Law. We're going to do some more stop and yield signs. Yes, stop signs. So moved."

Supervisor Villella: "Cliff Road West."

Councilman Kent: "Well, they have to stop because the puddles are so big there. I'll second it."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1089

Councilman Kent: "This authorizes the submission of an application to Suffolk County for a share of the one million dollars available for downtown revitalization. Our proposed project includes improvements to pedestrian walkways, sidewalks, signage, handicapped accessibility, and street lighting, downtown Riverhead. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1090

Councilman Cardinale: "Authorizes the Supervisor to execute an amendment agreement between North Shore United Methodist Church and

the Town of Riverhead to allow the use of the church for seniors club and Wading River Senior Club. So moved."

Councilman Kent: "Second. Discussion of this."

Councilman Cardinale: "Yeah, go ahead."

Councilman Kent: "Adam, on the attached agreement, it says we're paying \$800 every other month, not to exceed \$4,000. And this starts in September. So do we owe them an immediate payment?"

Adam Grossman: "What it was, was that previously there had been a resolution passed that was incorrect-- "

Supervisor Villella: "Right, so we're just correcting it. It's already been in force."

Adam Grossman: "-- and this resolution is correcting it. So I believe there was already a payment made."

Councilman Kent: "Okay, seconded."

Supervisor Villella: "And it was exactly on what you just mentioned, the figures, the way it was written."

Councilman Kent: "Right."

Councilman Cardinale: "Doesn't the church just donate it to the-- "

Supervisor Villella: "No."

Councilman Cardinale: "Maybe we could work it out between them so we won't have to pay. Seriously. That doesn't happen, like a church doesn't just donate-- "

Councilman Kent: "Well, we don't have a senior citizen center up in that area, so-- "

Supervisor Villella: "Yeah, that's another thing. You're right, Chris. There's no community center at all for the seniors or anyone to use like we have in Jamesport. We need something in the western part of the town."

Councilman Kent: "Well, we have Jamesport and we have downtown but we don't have anything in the-- "

Supervisor Villella: "That Calverton schoolhouse will be a nice building if we can work out something on that."

Councilman Kent: "After he puts the million dollars into it, I wonder if he will donate it to us."

Supervisor Villella: "I heard something-- "

Councilman Kent: "Okay, so it's been moved and seconded."

Supervisor Villella: "Okay, moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1091

Councilman Kent: "This appoints a replacement temporary clerk to the Tax Receiver's Office. Since Michelle Rambo who was appointed can't serve, we're now appointing Sharon Bilunas. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1092

Councilman Cardinale: "This resolution awards the bid for street light and traffic signal repair parts. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1093

Councilman Kent: "This awards the bid for two Year 2000 ambulances. So moved."

Councilman Cardinale: "For the bargain price of \$107,894.00 each-- "

Councilman Kent: "Each."

Councilman Cardinale: "Which I'm advised is actually a good price."

Councilman Kent: "A good price, because we had put in our budget \$220,000 for both so we're a little bit under budget."

Councilman Cardinale: "Yes. We're going to save \$4,000."

Councilman Kent: "Yes."

Councilman Cardinale: "Yes."

Supervisor Villella: "Buy ice cream. Moved and seconded."

Councilman Cardinale: "Yes. I mean-- "

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1094

Councilman Cardinale: "This resolution awards a bid for a portable air compressor, paving breaker and hose reels, all for the sum of \$13,000-- no, \$13,300. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1095

Councilman Kent: "Resolution 1095 awards the bid for a portable generator for \$15,500. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1096

Councilman Cardinale: "Awards a bid for building materials. So moved."

Councilman Kent: "We don't have any price attached to this-- "

Supervisor Villella: "We don't have anything."

Councilman Kent: "I'm going to move to table this so we can have-- take again Bill's suggestion and-- "

Supervisor Villella: "You're two for two, Bill."

Councilman Kent: "-- attach the materials that are being purchased and the expense, you know, what we're paying for. What the low bid was."

Councilman Cardinale: "Certainly relevant information."

Councilman Kent: "Yes. So I will move to table."

Councilman Cardinale: "I will second."

Supervisor Villella: "It's moved and seconded to table."

The Vote: "Cardinale, yes, to table; Kent, yes; Villella, to table, yes. The resolution is tabled."

Resolution #1097

Councilman Kent: "This awards the bid for food."

Councilman Cardinale: "We've got a similar problem here."

Councilman Kent: "Again, we don't have any attachments as to-- "

Councilman Cardinale: "What we're awarding."

Councilman Kent: "What we're buying and how much and quantity."

Councilman Cardinale: "Table it."

Councilman Kent: "What expense. So I move to table."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and second to table."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is tabled."

Supervisor Villella: "Same-- well, this one-- "

Councilman Cardinale: "This one has-- I would move the award of a bid for milk at the wonderful price of \$.1625 per one half pint or \$.1525 for a half pint of one-percent milk which is better for you anyway. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "It's moved and seconded, because of milk."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1099

Councilman Kent: "1099, I do have-- Sal had a question and I don't have the answer and I think we should find out the answer, why we're paying more for bones than we are for chicken without bones. So maybe we should look into this poultry bid before we award it."

Councilman Cardinale: "We should table this because I think this is the kind of thing that Mark and Jim should have some input into."

Councilman Kent: "I think we should speak to Mark. This is an area of expertise-- pork patties, so I'll move to table."

Supervisor Villella: "It's moved to table. All right. Are you going to second it?"

Councilman Cardinale: "Seconded to table."

Supervisor Villella: "Moved and seconded to table."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. This resolution is tabled."

Resolution #1100

Councilman Cardinale: "This awards a bid for extension #55, Maritime Funding Group. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1101

Councilman Kent: "This authorizes a publication of notice to bidders for improvements to Hallockville Museum Farm. And the bid proposal is attached. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1102

Councilman Cardinale: "This I'm going to ask be tabled-- I guess that's what I want to happen."

Councilman Kent: "Yeah, I don't think this Board is seeing the SEQR report that we are claiming to have been-- "

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

Councilman Kent: "It says that we have received the SEQOR staff report recommending-- "

Councilman Cardinale: "This is the guy with the baseball project on Route 58."

Councilman Kent: "Basketball and baseball."

Councilman Cardinale: "The batting cages."

Councilman Kent: "The family recreation park on Route 58."

Supervisor Villella: "That (inaudible)."

Councilman Kent: "I didn't-- we heard about the project but I don't ever recall seeing the SEQOR report."

Supervisor Villella: "Yeah, at a work session I thought we looked at the plans and everything."

Councilman Cardinale: "Yeah, what they're saying is it should be considered an unlisted action which will not have significant impact upon the environment. I heard a lot of people talking about the environmental impacts of that."

Supervisor Villella: "Okay, so we'll have this tabled to the next meeting."

Councilman Kent: "Yeah, we'd like to at the next Board-- work session, maybe we can receive a copy of the SEQOR-- the staff report from the Planning Department."

Supervisor Villella: "We need the SEQOR. Okay."

Councilman Cardinale: "I want to thank Rick Hanley and the rest of the Planning Department for being here this evening, too."

Councilman Kent: "So move to table."

Councilman Cardinale: "I know. Seconded, to table."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The

resolution is tabled."

Resolution#1103

Councilman Kent: "This approves the special permit petition of Linda and Jim Slezak to operate a bed and breakfast facility. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1104

Councilman Cardinale: "This approves again a special permit peition for William and Carol Rowe, a bed and breakfast facility. So moved."

Councilman Kent: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1105

Councilman Kent: "This amends the site plan of Edward Broidy for a sports complex on Edwards Avenue. The amendment is to divide the proposal into two phases. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1106

Councilman Cardinale: "Yeah, this amends the site plan of

Dwayne Early."

Councilman Kent: "It actually strengthens the covenants and restrictions that were included in the original approval back in August and it allows no disturbance of any kind to occur within an area measured 30 feet from the easterly property line and along such easterly property line in its entirety. With that, I think it strengthens the C&Rs in the site plan approval so I'll move this resolution."

Councilman Cardinale: "Yeah, and I would second it."

Supervisor Villella: "That's it? Moved and seconded."

Councilman Cardinale: "This is one of my favorite topics, having as it does to do with dogs. I want to point out that I did not vote for this when it came up for a special permit. However, since this strengthens the covenants as my colleague has pointed out, I feel comfortable in voting for it. Besides nobody else is here to vote for it. So, yes."

The Vote: "Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1107

Councilman Kent: "Okay, this approves-- well, this was done back in 1996, there was a site plan for Dollar Storage on River Road. It's really in Calverton. It says Riverhead, but I believe that's Calverton area."

Councilman Cardinale: "I'm not going to vote for it anyway, so don't worry about it."

Councilman Kent: "It's changing the type of fence to be installed. So I would move that resolution."

Councilman Cardinale: "I would suggest that since we never saw this maybe we ought to sign the amended site plan before we approve the-- how can we get this in-- "

Councilman Kent: "We saw this yesterday."

Supervisor Villella: "No, I didn't see it. No, there was

no-- "

Councilman Kent: "We didn't see this one? I thought we did."

Supervisor Villella: "Not this one."

Councilman Cardinale: "I would ask that it be tabled for further discussion."

Councilman Kent: "Okay. It's just changing a fence type. But we should look at it."

Supervisor Villella: "We never saw the project to begin with."

Councilman Kent: "And if it's going from chain link to stockade it would have to go before the Architectural Review Board anyway, I believe so."

Councilman Cardinale: "All right. So, I would ask that it be tabled for further discussion. Somebody has got to second it. That's you."

Councilman Kent: "I'll second to table."

Supervisor Villella: "Moved and seconded to table."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is tabled."

Supervisor Villella: "Excuse me, one minute. Who's going to give them all these resolutions to make sure it comes in front of us, all the site plans and everything? Please."

Resolution #1108

Councilman Cardinale: "This one I remember."

Councilman Kent: "Yeah, we did this."

Supervisor Villella: "This we did."

Councilman Cardinale: "This approves the site plan of Splish-Splash at Adventureland, Inc, parking lot expansion with landscaping."

Councilman Kent: "And tram."

Councilman Cardinale: "And a tram extension, too. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1109

Councilman Kent: "Hold on a second. This approves the site plan of Peter Van De Wetering for temporary greenhouses on property agriculturally zoned located on Sound Avenue in Jamesport. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1110

Councilman Cardinale: "1110 approves the site plan approval of Riverhead Nursing Home for they're going to increase the size of their entranceway, I believe. So moved."

Councilman Kent: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes."

Councilman Kent: "By the way, the plans for that were put in by Marty Sendlewski, who is a registered architect for the Riverhead Nursing Home."

Councilman Cardinale: "Oh."

Councilman Kent: "And since he put in the nice plans, I will vote yes."

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

Resolution #1111

Councilman Cardinale: "This approves the site plan of the Meeting House Creek Restaurant to put a canopy enclosure on the back deck there. It can get pretty hot and sticky on summer days. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1112

Councilman Kent: "This approves the temporary sign permit of Jones New York Men, that's the sign. It's going to be out at Tanger. So moved."

Councilman Cardinale: "Very nice sign. Seconded."

Supervisor Villella: "Plain and simple. Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1113

Councilman Cardinale: "This-- I would like to table this approval for a temporary sign permit of the Wiz for a couple reasons. Further discussion would suffice I suppose."

Councilman Kent: "Seconded to table."

Supervisor Villella: "Moved and seconded to table."

The Vote: "Cardinale, yes."

Councilman Cardinale: "See I like this three people because anything that anyone of us says, it's like a veto power, right."

Councilman Kent: "That's correct."

Councilman Cardinale: "It's a good idea, three people."

The Vote (Cont'd.): "Kent, yes; Villella, yes. The resolution is tabled."

Resolution #1114

Councilman Kent: "Again we did not see this one."

Supervisor Villella: "This was okay."

Councilman Kent: "I know it's an outlet though, whereas the Wiz, I'm not sure if that's an outlet."

Supervisor Villella: "Well, the Wiz we didn't-- this is-- and we crossed out the old one that we had and-- new one. This is okay."

Councilman Kent: "So this approves the temporary sign permit of Not Just Coats. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1115

Councilman Kent: "Actually, I want to take 1115 separately because I'm going to move to table it. I think this needs to be discussed at the Recreation Advisory Committee meeting on the 13th of December since it's utilizing \$313,300-- \$317,300 of park and recreation fees."

Councilman Cardinale: "I'll second it to table."

Supervisor Villella: "Moved and seconded to table."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is tabled."

Barbara Grattan: "Now we've got resolution #1116 to 1135 which is (inaudible)."

Supervisor Villella: "General fund budget adjustment."

Councilman Kent: "I have one other question I wanted to-- so, let me see if I need to-- "

Councilman Cardinale: "Oh, is this 1116 through-- okay."

Councilman Kent: "Most of these we don't. We looked at all these yesterday."

Supervisor Villella: "We did all these."

Councilman Cardinale: "You want-- this is 11-- you're attempting to move 1116 through 1135-- "

Councilman Kent: "To 1134-- 34-- yes."

Councilman Cardinale: "Which are all budget adjustments-- "

Councilman Kent: "Within various departments."

Councilman Cardinale: "Right. Except that-- "

Councilman Kent: "Except the first one, 11-- "

Councilman Cardinale: "The first one. Yeah, I would move all of them as a group, 1116 to 1134 and point out that all of them are within the departments with the exception of 1116 which we went over in detail with the budget chief and they are year end adjustments from those lines which were not necessary to those lines that were and they are inter-department. We are aware of that. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolutions are adopted."

Councilman Kent: "Hold on. I'd like to-- would you like to speak on Resolution 1115? We have the department head from the

Recreation Department who I think wants to speak on Resolution 1115 which we did table."

Jane Van deThorn: "Chris, there was one part of that budget amendment that I would like to see go through and that was the part of the playground architect that was approved by the Rec Committee. I don't know if that was discussed at the work session."

Councilman Kent: "On Resolution 1115?"

Jane Van deThorn: (Inaudible)

Councilman Kent: "There's no architect. You're talking about the children's playground capital project? \$12,000 though. I thought the architect was only \$1,500. So we don't have a resolution before us that does that."

Jane Van deThorn: "That wasn't put in?"

Supervisor Villella: "No."

Jane Van deThorn: "Okay, it should have been put in."

Councilman Kent: "That doesn't do that. This does not do that."

Jane Van deThorn: "Oh, okay."

Councilman Kent: "Okay. Thank you."

Barbara Grattan: "Now, are we ready for 1136, Councilman Kent?"

Resolution #1135

Councilman Cardinale: "Well, 1135."

Councilman Kent: "1135 is the-- "

Councilman Cardinale: "No, no, you're right. It's 1136."

Councilman Kent: "No. 1135 is the 18 Melene Street-- "

Councilman Cardinale: "The demolition. We're going to do a demolition-- "

Councilman Kent: "Yes, 18 Melene Street demolition capital budget adoption-- budget adjustment."

Councilman Cardinale: "All right. So moved."

Supervisor Villella: "Moved and seconded."

Councilman Kent: "This is a capital project item, not an operational budget. That's why it's separate."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1136

Councilman Kent: "This authorizes the establishment of a petty cash account for the Riverhead Animal Control officer, I would imagine-- or department."

Supervisor Villella: "It's department."

Councilman Kent: "So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1137

Councilman Cardinale: "This resolution authorizes the Supervisor to execute a change order for \$255 regarding the Riverhead Water District rehabilitation of well #4.2 and I hope it's feeling better. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1138

Councilman Kent: "This releases the performance bond of Sunset Construction for Tall Trees at Wading River. So moved."

Supervisor Villella: "This was taken care of? Okay, thank you."

Councilman Kent: "It's completed."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes."

Councilman Cardinale: "You recommend that we release this?"

Supervisor Villella: "He checked into it."

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

Resolution #1139

Councilman Cardinale: "This designates the Jamesport Manor Restaurant on Manor Road-- "

Councilman Kent: "It's the Jamesport Manor Inn."

Councilman Cardinale: "Jamesport Manor Inn, I'm sorry. As a landmark, which is impressive and also allows us to purchase one landmark plaque at a total cost not to exceed \$350. Well, I should think it would not exceed \$350."

Supervisor Villella: "Well, I just got the figure. It's \$220."

Councilman Cardinale: "That must be a hell of a plaque."

Supervisor Villella: "Yeah."

Councilman Cardinale: "All right."

Councilman Kent: "Instead of not to exceed, let's put at a

total cost of-- "

Councilman Cardinale: "225?"

Supervisor Villella: "22-- "

Councilman Cardinale: "We're saving those big bucks tonight. Okay. Now-- and as amended, I will move it."

Councilman Kent: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1140

Councilman Kent: "This is unusual that this would come up tonight. This authorizes the Town Clerk to publish and post notice of public hearing for amendments to the zoning ordinance regarding the number of uses that are allowed in a shopping center."

Councilman Cardinale: "How coincidental."

Supervisor Villella: "108-3."

Councilman Kent: "Actually-- and I think it's not-- I don't think it's appropriate to have this public hearing on January 4th which is the Organizational meeting. I think the public hearing should be January 18. Right. Well, that's why. Let's put it over to January 18th. Okay. And, hopefully, by that time, we can-- "

Councilman Cardinale: "Do we want to table or do we want to put-- change the date of the hearing?"

Supervisor Villella: "No, don't table-- don't table it."

Barbara Grattan: "Table?"

Supervisor Villella: "You've got to go on with this. This has been going on and on and on."

Adam Grossman: (Inaudible)

Councilman Kent: "Okay, I'll tell you what. I'll move to withdraw-- "

Supervisor Villella: "You're thinking this is like for favoritism or is that just one individual? It's for the whole-- every-- all projects."

Adam Grossman: "No. We have to have SEQOR. We have to have SEQOR done before we (inaudible)."

Supervisor Villella: "Make sure that's done right because we don't want it messed up-- "

Councilman Kent: "Why don't we move to withdraw this resolution rather than table it."

Supervisor Villella: "Just table-- do you want to withdraw it?"

Councilman Kent: "Yes."

Councilman Cardinale: "Seconded to withdraw."

Supervisor Villella: "Withdrawn. Take a vote."

The Vote: "Cardinale, yes, to withdraw; Kent, yes; Villella, yes. The resolution is withdrawn."

Resolution #1141

Councilman Kent: "I move we pay bills."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Do you have any money?"

Councilman Kent: "I thought we had about-- "

Supervisor Villella: "Yeah, we have a lot of money."

Supervisor Villella: "Moved and seconded to pay bills."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution to pay bills is adopted."

Resolution #1142

Barbara Grattan: "Now we've got 1142. How about Kent?"

Councilman Kent: "No, this is Cardinale."

Councilman Cardinale: "I'm going to offer this resolution approving the special permit petition of Crystal Coast Communications. I would offer it with an amendment at paragraph 2 on the second page. The last two lines of which should read as follows: such site plan shall require a declaration and covenant be filed restricting development of the subject real property as set forth in the Planning Board resolution. With that amendment, I would move it. And the Planning Board resolution is the most recent one on the subject and I think it's a November 12th date. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1143

Councilman Kent: "This supports the creation of a licensing and fitness testing procedure by the County of Suffolk Department of Consumer Affairs for fire extinguisher and fixed extinguishing system service maintenance contractor. This was done at the request of the Fire Marshal of this town and the Association of Fire Marshals because there are a lot of contractors out there who do not have knowledge or expertise who are passing themselves off as fire extinguisher inspectors and fire extinguisher maintenance contractors. So they would like the Consumer Affairs Department to get involved."

Councilman Cardinale: "And when you find out your fire extinguisher isn't working-- "

Councilman Kent: "It's usually too late."

Councilman Cardinale: "-- it's usually too late, right."

Councilman Kent: "So I would move this resolution."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Resolution #1144

Councilman Kent: "This authorizes the submission of-- oh, did we want to table this-- "

Supervisor Villella: "No, no, no. This is just to get-- "

Councilman Cardinale: "If you look at the language, I'm comfortable-- "

Councilman Kent: "Yeah, actually it does just makes the application for the \$25,000 from the state, so authorizes the submission of a grant application for North Fork Promotions Council Tourist Booth. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Villella, yes. The resolution is adopted."

Barbara Grattan: "That concludes resolutions."

Supervisor Villella: "Okay, let's go on to public comment."

Councilman Cardinale: "Everybody left."

Supervisor Villella: "Mike. You didn't fall asleep yet, huh?"

Michael Davidson: "I didn't fall asleep. I-- read a letter-- Michael Davidson (inaudible). Alex (phonetic) just left and asked me to read a letter from the Chamber which I will read and then I will read my comments."

I am here this evening on behalf of the Riverhead Chamber of Commerce. The Board of Directors (inaudible) voted to present this

statement to the Town Board. This statement is intended to express the concerns of the Riverhead Chamber of Commerce for the end of 1999 and into the year 2000. Although each of the concerns set forth in this statement are important to the business community, our concerns relative to parking downtown as it relates to the opening of the aquarium on Memorial Day warrants your immediate attention.

The Riverhead Chamber of Commerce is of the opinion that the most important issues facing the Town of Riverhead at the close of 1999 into the year 2000 are the drafting and implementation of the year 2000 master plan, the revitalization of Grumman Calverton, the design, coordination and implementation of a traffic plan with special emphasis on Route 58 and parking in downtown.

This last issue warrants your immediate attention. The aquarium will open Memorial Day 2000. A comparative study of a-- a comparative feasibility study, indicates that over a million visitors will visit the aquarium starting May 29, 2000. Even if attendance is half that number-- we hope it isn't-- the effects on parking will be dramatic. There are businesses downtown that depends on traffic flow such as McCabes and (inaudible). If all the current available parking is taken by day trippers to the aquarium, there will be an adverse effect on those businesses.

Conversely we want the aquarium to succeed. Thank you.

Part of the success will be making the day tripper happy and eager to return, shop, etc. Part of the experience will be convenient, safe and accessible parking. If this means parking lots on Route 58 and busing people into downtown, those plans must be made now. Parking areas must be identified, buses must be rented or purchased and employees hired to run the same.

If parking spaces, areas, are to be reserved for other businesses, those areas must be identified now and regulations put in place to enforce rules relative to the same.

There's a safe bet that the aquarium will necessitate some extra special police law enforcement needs. Those plans, scheduling, summer hiring, etc., must be put in motion now.

The Riverhead Chamber of Commerce looks forward to assisting and supporting the Town Board in this effort. We thank you for consideration on the action of these matters. Very truly yours, Alan

A. Smith."

Councilman Kent: "'M", Allen M. Smith."

Michael Davidson: "'M" Smith, sorry. It's late. I'm just going to follow with my own comments and these are from the aquarium. First of all, I'm pleased to inform you that the Atlantis Marine World is on schedule and we are going to open in spring, 2000. And if the Last Explorer, our environmental tour boat, which welcome more than 9,200 people aboard from May to October and it's virtually booked with school groups for April, May and June of 2000 is any indication, Atlantis Marine World could become Long Island's most visited attraction.

We at Atlantis Marine World are working hard to ensure that everyone who walks through our doors will have a first rate experience. That is our responsibility and we are confident that we are up to the challenge. What I would like to do tonight is take a few minutes to discuss what we believe is the Town of Riverhead's responsibility and to offer some ideas for both short term and long term solutions to what we, the Chamber and the BID all agree is the most immediate issue that the town must address before the grand opening this spring.

Of course, that is parking. There is no doubt that aquariums are hot. We have recently visited two aquariums that opened within the last two years. The Newport Aquarium in Kentucky and Ripley's Aquarium in Myrtle Beach, South Carolina. Both are close in size and numbers of exhibits to Atlanta but neither offer the marine mammal shows or the tour boat experience which would extend the stay at Atlanta by as much as two to two and a half hours, making almost a five hour stay.

Most aquariums that surpass their attendance estimates of a million visitors. Atlantis Marine World through our aggressive marketing program will bring between 800,000 and 1.2 million people through our doors and to Main Street, Riverhead. The town needs to act now to ensure that these visitors are welcomed when they arrive in Riverhead.

As any good businessman would tell you, you only have one opportunity to do it right. Riverhead needs to adopt that sound business principle.

The excitement of Atlantis Marine World and our advertisement will bring people here the first time. How they experience Riverhead will determine if they return not only to the aquarium but they return to Main Street, Riverhead. Visit our shops, eat in our restaurants or experience the cultural programs offered by the East End Arts Council.

According to the National Amusement Association, the most common reason people give for not returning to a museum, an aquarium, amusement park or a zoo is inadequate parking. Let me repeat that. The most common reason people give for not returning to a museum, aquarium, amusement park or zoo is inadequate parking. I know it's almost 10:30 at night but I hope that's a wake up call for all of us. The time for studies is long past; the time for action is now. We need to build additional parking that is ready for spring, 2000.

Studies show that there are about 1,100 parking spaces in downtown area, not nearly enough to meet the needs of the aquarium and existing downtown businesses. Not even take into consideration new businesses that will surely open following the aquarium. We have both a short term solution for the town to look at. We are suggesting the purchasing or the leasing of the Riverhead Building Supply property located on Ostrander Avenue, leveling the existing buildings, paving the four acres. This will add 500 new parking stalls that will be ready for opening of Atlantis and the tourist season.

Those who believe that we should be busing people in from existing outlying parking areas, such as Tanger, Route 58, or even the government center, while this may meet the parking needs of Atlantis, we don't think it really serves the need of downtown Riverhead. The town correctly views the aquarium as an attraction who will draw people to downtown Riverhead.

The aquarium concept was always viewed as an economic developer for downtown but if people arrive by bus, they'll leave by bus and only see the downtown from the windows of those buses as they drive back to their cars on their way home. We want and the town should want, people leaving the aquarium and experience our downtown the only way you can really experience a downtown and that's by foot.

Begin tonight and do everything necessary to add 500 new parking spots-- because a long term solution must be addressed also. The elevator parking garage located behind Swezeys should be undertaken with all due speed. The town, by charging for parking, something we've seen at many other aquariums, can quickly repay the bonds needed

to build a parking garage. We urge the town to move ahead on this plan as soon as possible.

In closing, I'd like to say that the town has worked hard to bring the aquarium to Riverhead but your work is far from over. You now need to assure-- prepared to be a tourism friendly town. Let's begin by addressing the parking issue. As I said before, you only have one opportunity to do it right.

Riverhead, the time is-- it's time to step up to the plate and let's hit a home run for the businesses and the citizens of Riverhead. Thank you very much."

Supervisor Villella: "Very good, Mike."

Councilman Cardinale: "Thank you. I am personally delighted that we will have a parking problem in Riverhead, Main Street, because most-- I haven't seen much of a parking or people traveling down there other than not having enough (inaudible). So I'm hoping that you're right."

Michael Davidson: "Okay. And I'm hoping that the town-- "

Supervisor Villella: "Can you give us the days that-- obviously Saturday and Sunday will be the biggest days. Because we are in the-- well, we've got the condemnation process going on, Railroad Avenue, for eight parcels plus the big parcel that we own. When we redo that whole area, that's going to be equivalent to, I think it was 375 extra parking spaces right there."

Michael Davidson: "Okay. You feel that could be ready for the summer because we need it to be ready for the summer. We shouldn't fool around with this."

Supervisor Villella: "Why not?"

Councilman Kent: "This condemnation takes a long time."

Supervisor Villella: "No, no. They agreed to-- "

Councilman Cardinale: "I do have a question, however."

Supervisor Villella: "They agreed to sell the property."

Councilman Cardinale: "In the-- preliminary to the aquarium being approved, I heard that phase 1 of the aquarium did not require additional parking. Everybody told me that."

Supervisor Villella: "They did 1 and 2 together."

Councilman Cardinale: "Did you do more than one?"

Jim Bisset: "We had-- we expanded on phase 1 (inaudible)."

Supervisor Villella: "Jim, I'm sorry. You're going to have to come up here-- grab that mike, Jim. We've got to get you on record."

Jim Bisset: "Atlantis Marine World. We brought the quality of the project in phase 1 up. Actually the number of exhibits hasn't changed, it's just the (inaudible) of phase 1. And we did some comparison studies of other aquariums equal in our size and found that the attendance numbers were much higher than which was originally studied by the foundation and the ACA. The studies from the ACA were inaccurate with some aquariums that were under construction are now completed and have-- you know, had a year of attendance which is the Ripley's Aquarium in the Carolinas and the Newport Aquarium."

Michael Davidson: "I understand Newport, Kentucky, which is across the river from Cincinnati does not have a real large population to draw from. We're talking about New York Metro, 10 million. We know that what Splish-Splash does well over half a million in a 90 day period. This aquarium is going to be a year-round aquarium and the million number is not an unrealistic number to think about and I always understood that the idea was the town was going to provide parking as on a need basis. We think the need is demonstrated right now. If Newport, Kentucky is doing 1.6 million people, there's no doubt that our aquarium could draw a million people and we have had a year already to promote the project. The tour boat operation gave us an opportunity to already reach out to school groups across Long Island and as I said our tour boat is virtually booked April, May and June. The schools are going to also come in great numbers. So the aquarium is going to do very large numbers and we think, and, again, we want Riverhead to be a tourism friendly town. And if the study that we talked about-- "

Supervisor Villella: "We all do."

Michael Davidson: "-- said that parking is a major concern to

people, we should address it now. Let's not wait until later because really it should not be a big deal to get this project together. Again, 500 spots will go a long way to help. It's not going to be (inaudible) solution because I'm not even considering Swezeys which is going to open also which is going to draw additional-- "

Supervisor Villella: "No, what I'm trying to figure out is that we were thinking about the extra parcels on-- by the railroad tracks there, the hub. Talmage has a couple of those trolleys for sale, very reasonable. You could circle it, you could get the people."

Michael Davidson: "I really think you want people walking downtown. I think that's what the idea of this project was."

Supervisor Villella: "The original plans was to have them park in the parking lots and walk to your place. But in the wintertime, they're not going to want to walk."

Jim Bisset: "And that's why one of the concerns and I think it's stipulated in the contract of sale, that additional parking be provided by the town or the parking district within walking distance. I don't think we're going to apply that parking area within walking distance. There's going to be a need for busing or a trolley or a tram service which I think would hurt the downtown businesses. There's an opportunity now since the property on the other side of the railroad has been vacated by Riverhead Building Supply, for more parking which definitely would be within walking distance. People aren't going to need to get on a bus where they're not going to want to carry packages. I took the initiative to talk to the Goodale family to make sure that property was for sale. It is on the market. They haven't been approached by the town about it but they said they'd be willing to talk about a sale or a lease-- "

Councilman Cardinale: "Or a gift, maybe. Or a gift."

Jim Bisset: "Or a gift-- I didn't mention gift."

Councilman Cardinale: "You know, when you talk about the-- you know-- an as needed base, that's really the issue here, obviously you're talking about the parking district that's going to do this. And that pleases me because that means that the general budget, the general fund is not going to be impacted. And we just heard from the Chamber of Commerce that they would like some more parking. Well, they're going to probably get that and with it some more taxes."

I can only think of one thing worse than an empty downtown and that's an empty downtown with a lot of parking. So what we really don't want to do is over anticipate. So, really, we're going to be looking to you particularly for the validity of your figures as sitting here as the district-- the Commissioners of the Parking District, we've got to get some science into this as to how much parking you need and we've got to believe your estimates. And not that I don't believe that you're very well-meaning and all, but my observation is that businessmen and developers tend to be optimistic about their product. So I really-- we need some solid numbers. If you need it, we should get it for you for the spring because I do believe what he said, that if we screwed up the first year, they're not coming back. So they have to have enough parking when you open. But I don't want to have so much parking down there that, you know, we-- "

Councilman Kent: "Well, that's why I believe a lease might make sense."

Councilman Cardinale: "Maybe a lease-- "

Jim Bisset: "I feel our numbers are conservative on our attendance and, again, I tend-- as a businessman, tend to look at worse case scenario-- best case scenario if you make a dollar, you've made money. I wanted to know what my worse case was and what we needed. I personally-- and our group didn't do an attendance study. We took the attendance studies-- "

Supervisor Villella: "From the others."

Jim Bisset: "-- from the other town, the Okeanos, the foundation, it was-- we had a lot of studies and a lot of dollars spent. I knew what I was going to bring to the town and how that would fall into place against those studies. Since then we did take a look at two aquariums that had recently opened, and it's going well and we know our project and product that will bring in a similar demographic market is as good if not better. And one of the concerns is the stay time which (inaudible) that aren't shopping, both of those projects do not have a marine mammal show which is an hour-- could be as much as an hour added to the stay time and then the tour boat which obviously is limited to maybe 300 passengers a day, is a two and a half hour increase in stay time. But I have looked into getting another study done. If we need a study it would be quite expensive. So to evaluate what we're building that is under construction and our

plan to finalize against the plans that were done by Arthur Anderson, Coopers and (inaudible), the Lion Group and I'm sure they would be (inaudible), but that would be a cost of about between \$15,000 and \$20,000 to repeat this review plans that have already been done. I don't know if the town would like to take an issue on that.

As far as we're concerned, we-- if the people are going to get bused in or they have parking locally, it's going to be great for us. We're going to get them. We're spending over a million dollars in our first-- "

Supervisor Villella: "No, the bus-- the trolley that we were talking about, it's a route, they go all the way around. So they just don't get off at their stop. I mean, you know-- this way they see the whole town."

Councilman Cardinale: "Can I get a clarification on something? Since the Parking District is going to be paying for parking-- "

Supervisor Villella: "Well, that's not-- they're going to be paying for most-- the town has to-- the Parking District cannot do it themselves."

Councilman Cardinale: "Well, wait a minute. If it's in the Parking District, doesn't the Parking District pay for their parking?"

Supervisor Villella: "Yeah, but there's no way. You'll bankrupt the Parking District with the magnitude that we're talking about."

Councilman Cardinale: "If the Parking District is asking for the parking and the BID is asking for the parking and the Chamber of Commerce is asking for the parking and they're going to pay for it, the people in that area, I can't imagine why any Board even the one that's coming in, would not do the parking."

Councilman Kent: "Well, the Chamber-- "

Supervisor Villella: "The Chamber is not a-- "

Councilman Kent: "The Chamber is a membership group not a-- "

Councilman Cardinale: "Yeah, but if the BID and the people in the community that are going to be paying for it want it, we should do

it. I think what I'm really intrigued about is why would you think that the general fund would be hit for this parking?"

Supervisor Vilella: "The original parking garage that was stated four or five years ago was going to be part town general fund and part Parking District. It will be through the general Parking District-- "

Councilman Kent: "It would be a capital project-- "

Supervisor Vilella: "-- project, through the Parking District, but we would have to pay some of it off from the general funds."

Councilman Cardinale: "I'll look at that closely but I think you're talking about further on. This is phase 1 and 2 basically we're doing now.

Well, I appreciate your bringing it to our attention because I wasn't aware that this was necessary."

Jim Bisset: "(inaudible) where would the funds possibly come for another study as far as (inaudible). Again, I think, I'm being told by other aquarium owners, managers and consultants informally that our numbers for our facility were much too conservative."

Supervisor Vilella: "Right."

Jim Bisset: "So I-- "

Supervisor Vilella: "The worse case scenario is 300 and something thousand."

Jim Bisset: "383,050 and we were assured when we were building it that we were going to be able to attain that. We never looked at really the high side. I was concerned about making the low side and now that we're well underway with the quality stay time that we're building, we see that there could be an opportunity to come close to a million which was the original goal from the Okeanos Foundation. Because we are, you know-- "

Supervisor Vilella: "That was fully built out, too."

Jim Bisset: "That was fully built out but, again, a large-- extremely large percentage of the original Okeanos Foundation if I

remember was the foundation wasn't for real exhibitry, exhibits and the public, there was a lot of behind the scenes and it was total 55,000 square feet. I think 20,000 square feet of that was for science and back of the house. We're approaching 45,000 square feet which probably 80% of that is exhibits."

Michael Davidson: "I think also we should realize that the improvements the town made and just go down to the waterfront right now and see how beautifully that's designed. Remember we're connecting our dock with the town dock. It's going to make that area more attractive again for other people just coming down there. I mean, doing a lot of good things that are making the town more attractive and more people are going to come down there. We really just want to make sure that they can park, they can have an enjoyable experience and they leave feeling positive about Riverhead. Because, again, the aquarium-- we're involved in it for our reasons obviously, but, again, the town wanted it to stimulate business in downtown. Let's make sure we service the customers that come here directly and this is our concern and that's what we're bringing to you."

Supervisor Villella: "No, it's a big concern."

Michael Davidson: "Okay, thank you very much."

Councilman Cardinale: "Thank you."

Supervisor Villella: "Thanks, Mike."

Councilman Cardinale: "Good, can we go home?"

Councilman Kent: "Is there anybody else?"

Supervisor Villella: "Bill, you're the last one unless someone else would like to speak. Last one on the card-- everybody else left that was on the card."

Councilman Cardinale: "Thank you."

Supervisor Villella: "Good job."

Councilman Cardinale: "You've got to get a life, David. You shouldn't be hanging around these meetings."

William Kasperovich: "William Kasperovich from Wading River. I

hope that things are so good that you'll have to park in Wading River in order to come downtown to see the (inaudible). This should not be overlooked. For example, the public bus service-- let's put it this way-- is better than nothing."

Supervisor Vilella: "There is no public buses."

William Kasperovich: "(inaudible) for example, you couldn't come visit me and go over to see the aquarium. People couldn't come and park with relatives and friends and take a bus (inaudible). The first time impression that people talk about, I can see they are influenced by their exhibit, the initial impression."

(Some inaudible discussion among the Board members.)

William Kasperovich: "(inaudible) and I have to park my car. My first worry is when I get back there, will the windows be broken, or will the car still be there. I (inaudible) to Patchogue to use their library there and more likely than not the police escort me to the entrance."

Councilman Cardinale: "Better than being escorted to the exit."

William Kasperovich: "(inaudible) park the car and what I have to walk through to get to the library, they figured I'm not going to make it. Not physically, that I get mugged. Now this leaves you with more than a happy feeling. And if people are going to park several blocks away from the aquarium in the side streets and what have you, we need a patrol that will make the visitors feel that their car is safe when they park in Riverhead. Otherwise they won't come back regardless how good the exhibit is."

Supervisor Vilella: "We do have the meter maid people and-- no, you're right though. We should have more-- "

Councilman Cardinale: "That will make them really welcome-- give a ticket."

Supervisor Vilella: "No, don't give them any tickets. Just, we have to protect-- actually, we haven't had any problems in the parking lots like we used to have years ago."

William Kasperovich: "All right. But-- "

Supervisor Villella: "We don't have that many people in the parking lot."

William Kasperovich: "(inaudible) a different crowd. You can have a different traffic movement."

(Some inaudible discussion among the Board members.)

William Kasperovich: "People are leaving Splish-Splash, if you happen to hit that particular time, you would think you're in the middle of New York City."

Supervisor Villella: "Yeah, a lot of traffic."

William Kasperovich: "A different kind of traffic, a very aggressive traffic, a pushing traffic. A different kind of traffic. Now, you (inaudible) in the developed streets of Riverhead, downtown Riverhead, and you get an entirely different-- you get an experience that we haven't had before. So, I think the other side of the concern with coming here and getting the pleasant experience on a weekend outing or a day outing and leaving with a good frame of mind having a safe place to leave the car should be pretty near the high top of the list."

Councilman Cardinale: "That's true. Thank you."

Councilman Kent: "Thank you, Bill."

William Kasperovich: "I had a number of things I wanted to talk about but at this hour I think it will keep and I could probably bring it up at a work session. Sorry, I missed you gentlemen at the work session yesterday but I do think that there are several items in town that should be the concern of the Town Board that I could speak of without public exposure. Thank you."

Councilman Cardinale: "Thank you."

Supervisor Villella: "Thank you. John, you want to-- and then Sal. Rolph, did you want to speak tonight? Okay."

John White: "John White, once again. As far as the aquarium and the busing and everything like that, I own a building on Main Street also. Now, I would say that the parking lot by the courts would support (inaudible) on the weekends, you know, that's going to

be the high traffic time for the aquarium. I don't see why that couldn't be utilized in the very beginning. Like I say, behind my building on Main Street on Saturday and Sundays, is very barren. I mean the offices and everything like that. There really aren't a lot of cars there. I don't think that the town should really be jumping into really putting up a lot of parking spaces when you have something as large as the court and like you're saying the hub over there. It really isn't that far from the aquarium. I mean-- "

Supervisor Vilella: "No, it's not."

John White: "-- if you put a bus down there, I mean, a lot of people say, you know, if they want to stop somewhere, they're going to walk back into town. It's really not that far. I mean, my building is across from the old savings bank building. I used to walk down to Woolworths all the time to get things, walk up to Griffing Hardware, you know, back and forth, go to Sears. It really isn't that far. And it's a very expensive cost. Like Vinny said. As far as the Parking District absorbing the cost, there's no way, you know, that the property owners downtown can afford this. I mean, this is totally offset what they're trying to get back by generating more business down there. You know the rents and everything down there. They're not like they are up on 58. You know, the property owners really can't afford that type of money.

I think that the bus idea what Vinny was saying, you know, running the trolley around like that, that's a very cost effective way to do it. You know. And to see how it really works out to start off with. I mean, they're going to be going to the high numbers, you know, and realistically they are probably lower than what their expectations are. I mean, I understand what they're saying about the first year, you know, making a big difference. I mean, they really need to come back with numbers, you know, how many of these people that come here are kids that are coming on a bus from a school? Like they were saying. They have a lot of trips coming. Those kids aren't going to be going downtown. They're going to be coming on a bus, going in the front gate, the bus should be taken away, parked in a remote location, and then pick them up later. Same thing, you know, if you get groups, you know, from somewhere up west. Up in the City or something like that. Like the library runs, you know, the buses to the City and you meet at the library and do what you want to do for the day and come back. I mean, I assume they're going to have a lot of people coming in by bus, you know. I have no idea what the numbers are that people are going to come in by cars by themselves. How many

people, you know, normally would come in a car. I would think probably three to four, you know, for a visit like this.

So I'm just afraid like you were saying that we're going to end up with a huge parking lot that nobody parks in. You know. You have the railroad. How many people are going to come in by the railroad? You have the trolley running right there. You know, they just jump off, get on the trolley and they go right to it. It really works out well. And being that the town has that property and they're trying to develop it, it doesn't hurt to have them go there."

Supervisor Villella: "It fits into the picture. It does."

John White: "I really think so. The one other thing I wanted to bring up was the-- on the correspondence from this Gendot petition for the subdivision on Deep Hole Road as far as the water extension. Now in this request that they're putting in, are they asking the town and the taxpayers to pay for that water extension?"

Supervisor Villella: "No one. A developer always pays for their extensions."

John White: "Okay. That's what I was told, you know, I just happened to see this. I didn't know anything about it before. Rick had told me that."

Supervisor Villella: "There's no sweetheart deals for anyone. They have to pay."

John White: "Well, I just thought maybe the developer was coming in and trying to hit. I mean, you know-- "

Supervisor Villella: "He can try all he wants."

John White: "-- I mean, if the town gave it to him, well, then he's one up on us. But-- "

Supervisor Villella: "Did we figure out how many square foot the houses are going to be-- I mean the lots?"

John White: "The lots we had talked about, you know, the 40,000, and what had happened is Walter Hoden (phonetic) had called, left a message for me that the developer, this Gendot, he had given me the gentleman's name and phone number to give him a call and he wanted

to speak to me in regard to it, I did call. I left a message on his machine but I never did get a return call back. So I really haven't heard anything more on it, you know. Last I knew, you know, it was supposed to be 40,000 square foot. Like I say, he hasn't called me back and this is the first I've seen of anything else, you know, going forward with that. At the last meeting that I was at about it, there wasn't anything else said."

Supervisor Villella: "Okay, John. Thanks. I want to hear Sal first and then Rolph and then Steve. Who else wants to?"

Sal Mastropolo: "Sal Mastropolo, Calverton. Just a quick comment. You're going to address parking. Are you going to give them a consideration to traffic flow coming into town and going out of town like possibly changing some streets to one-ways? One-way coming in and one-way going out and direct them right to the parking lots that we have? Sometimes Main Street can get pretty hectic."

Supervisor Villella: "That was the original plan and the State shot it down. We were going to make Main Street one way going east."

Sal Mastropolo: "Well, what about things like Osborne Avenue and some of the avenues that come from 58. Okay. You know, like if you made some of them one-way coming in-- "

Supervisor Villella: "Nugent Drive going past the library, Second Street, right into the parking lot where the courts are, that's the way to the railroad station, that won't affect anything. Yeah, circulate the back streets."

Sal Mastropolo: "I know if I have to get into town, I know all the back streets."

Supervisor Villella: "Right."

Sal Mastropolo: "Okay."

Supervisor Villella: "They'll be signs. Signs is the key to everything."

Sal Mastropolo: "Signs are the key to everything but sometimes two-way streets can be a deterrent because of left turns, right turns, they create bottlenecks. If you go to some of these towns that have big attractions or for example like where the ferry comes in in New

Haven, a lot of the streets are one-ways and it moves the traffic a lot faster. I'm just saying you may want to consider, you know, the traffic flow in and out of town particularly to the areas where parking is a major (inaudible). Some streets one-way going out, some streets one-way coming in."

Supervisor Villella: "Thanks, Sal. Rolph."

Rolph Kestling: "Rolph Kestling, Wading River. I thought you may find this interesting. The gas-- the oil tanks up in Northville, they belong to Cotsco Industries (phonetic) now, I believe."

Supervisor Villella: "They've always-- yes."

Rolph Kestling: "Did you read in the paper this morning, in the business section, they may be taking over the Mobil oil--"

Supervisor Villella: "Gas stations, yeah."

Rolph Kestling: "Now, they're going to need a place to store gasoline. Can they store gasoline up there?"

Supervisor Villella: "That's what they do."

Rolph Kestling: "I thought they only had oil up there."

Supervisor Villella: "No, they have combinations."

Rolph Kestling: "Oh, they have gasoline. So, then in other words, when they had that tax reduction a couple years ago-- "

Supervisor Villella: "Their taxes went up. We reassessed them."

Rolph Kestling: "Okay. I just wondered if the town was aware of it."

Supervisor Villella: "We've been aware of it. As a matter of fact, he's a friend of mine, Dan, that runs-- the manager, and I said to him, I know you've got a lot of oil in those tanks now."

Rolph Kestling: "One more thing. When you get ready to talk about parking garages, I spent 11 years, five days a week, in parking and municipal parking garages. And when I tell you what goes on in

those, you wouldn't want to touch it."

Supervisor Villella: "Some day you've got to tell me what that's all about."

Steve Haizlip: "Steve Haizlip of Calverton. Ever since the 16th of November when at the Town Board meeting, I've been inquiring about Resolution 957 and can't get no answer yet. So I was directed to the Town Engineer. I have talked with the system engineer and he has given the Town Engineer a copy of the resolution and-- "

Councilman Cardinale: "What is it?"

Councilman Kent: Excuse me, could you tell us what 957 is so we can sit here with knowledge rather than blankly?"

Steve Haizlip: "Resolution 957 deals with Mr. Donohue's sump and it was on a resolution with R&D and Geronimo (phonetic) and I think the answer was that you are hiring that firm to-- "

Supervisor Villella: "Reappraise."

Steve Haizlip: "-- to reappraise because the lawsuit says that he didn't get enough and he got-- so now, I want to know this. Why was Young & Young included in that resolution and these two lawyers here must have the answer because this is a lawsuit. Not a surveying outfit (inaudible) sump has already been purchased, paid for, surveyed and done. Now, the lawsuit says I want more money. I didn't get enough money, Mr. Donohue. So now my question and I've been trying to find out, why is Young & Young involved in this when it's a lawsuit? How can they come in? Does anybody know this?"

Councilman Kent: "No, but I'm going to find out. I'm taking down some notes to ask why we have-- why we're reappraising with Geronimo and why Young & Young is-- "

Supervisor Villella: "That I know why we're reappraising it. We're reappraising it because our attorney for the lawsuit came to us and said that the original guy back in '96, '97 when he appraised it, there was wetlands on the property."

Councilman Kent: "Well, then Young & Young might be involved with mapping the wetlands."

Supervisor Villella: "Yes."

Councilman Kent: "There would be some consistency there."

Steve Haizlip: "Vinny, how can he farm it for 40 or 50 years and say at the time when it's being condemned that his best land was being taken away from him."

Supervisor Villella: "Yeah. Actually, it's under litigation."

Steve Haizlip: "I mean, I can understand having an attorney to represent you in town or get more money when he thinks he got a low appraisal, lower money for that property. I can understand that. Let the attorneys do the lawsuit. I don't know why Young & Young has got to be in the act."

Councilman Kent: "I agree."

Steve Haizlip: "I mean, I just can't figure it. All right. We'll move on. Now, on water extension 52, I want to really and sincerely thank you gentlemen for working hard on it and pushing it. I waited and begged and pleaded for seven years to get it and when you come into office I brought this up and you really worked hard on it and got it and the people there are very happy and as of today, which I think will be cleared up probably by the 20th of December if it don't freeze on them, there are three desperate people there that is getting some assistance from this CDA office to-- "

Supervisor Villella: "Right. They do a great job with that."

Steve Haizlip: "To go in with water. And one person are down to a trickle and without the town water and getting some assistance to go there, I don't know how they would have made out (inaudible). So I really thank the Town Board for working on it and getting-- "

Supervisor Villella: "Well, you've got to give yourself credit, too, you helped with that, Steve."

Steve Haizlip: "Oh, I talked until I was blue in the face with this other outfit and never got nowhere. And we said at the CAC meeting-- "

Supervisor Villella: "We listen."

Councilman Cardinale: "We listen and we lose."

Steve Haizlip: "(inaudible) in town hall in '98 we formed the CAC. But unfortunately we-- "

(Some inaudible discussion among the Board members.)

Steve Haizlip: "-- because of too much interference is what I mean by that. You could never stay with us for one half hour and during that time that we were (inaudible) we did push to get the thing accomplished and get input into (inaudible) of getting them done.

Now, one last thing. Is there any law in this town about when a person puts up a sign and over a period of years that sign face obliterates and you can't see what it is anymore? I remember a story - I cannot substantiate this being the truth, but I remember a story the (inaudible) went out and painted his sign, brightened it up and brought it back to life, then he was cited for alteration to the sign. Now, I mean, that don't sound exactly right, does it?"

Councilman Cardinale: "No."

Supervisor Villella: "No. Anyone else?"

Meeting adjourned: 11:00 P.M.

Barbara Quatton
Town Clerk