

Minutes of a Regular Board Meeting held by the Town Board of the Town of Riverhead, at Town Hall, Howell Avenue, Riverhead, New York, on Tuesday, February 17, 1998, at 7:00 p.m.

Present:

Vincent Villella,	Supervisor
Mark Kwasna,	Councilman
James Lull,	Councilman
Philip Cardinale,	Councilman
Christopher Kent,	Councilman

Also Present:

Barbara Grattan,	Town Clerk
Robert Kozakiewicz, Esq.,	Town Attorney

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

Supervisor Villella: "Thank you, Katie. Are we going to approve the minutes of February 3rd and the Special Board Meeting of February 10."

Councilman Kent: "So moved."

Councilman Lull: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Councilman Cardinale, yes; Councilman Kent, yes; Councilman Kwasna, yes; Councilman Lull, yes; Supervisor Villella, yes."

Barbara Grattan: "The minutes are approved."

Supervisor Villella: "Let's all get down there, see Mr. Langhorn. and his family, would they please come up here."

Proclamation presented to James Langhorn.

WHEREAS, it is both fitting and proper that the Town of

Riverhead honor those residents who have enriched the lives of people in our community; and

WHEREAS, James Butch Langhorn has become an integral part of schools, our community and our town; and

WHEREAS, James Butch Langhorn's dedication to his family, his community and efforts to improve our town have made him a role model for Riverhead students.

WHEREAS, James Butch Langhorn is being honored by the New York National Guard for Black History Month.

NOW, THEREFORE, I, Vincent G. Villella, the Supervisor of the Town of Riverhead do hereby proclaim tomorrow, February 18, 1998, to be James Butch Langhorn Day.

Congratulations."

James Langhorn: "On behalf of me and my family to Vinny and the Town Board of the Town of Riverhead, I thank you very much for this honor. It is indeed an honor and thank you."

Supervisor Villella: "The second proclamation we were going to give out was going to be for Rashad Robinson but we're going to hold back on that one until he is out of college and will receive there himself instead of his mother and father. So we're looking forward to that."

Barbara, would you please read the reports?"

REPORTS:

Receiver of Taxes

Total collected to date -
\$30,270,395.55

Building Department

Monthly report for January of
1998 - total collected is
\$47,095

APPLICATIONS:

Petition	Muma & Tuccio for an extension to the Riverhead Public Parking District
Shows & Exhibition Permit	American Diabetes, Sunday, June 28, 1998, starting time 5:00 a.m. to 4:00 p.m. at the park west of Peconic Avenue
	Chamber of Commerce - antique show May 24, 1998, rain date is May 25th. Proposed hours is from 8:00 a.m. to 6:00 p.m.
Special Permit	Kiddie Academy, Kroemer Avenue, Riverhead, to use and improve an existing facility as a child learning center
Atlantis Seaquarium Poll	90 yes votes

CORRESPONDENCE:

Paul and Kathleen Begin	Letter in support of the Riverhead Centre
Gilda Avram	Complimentary letter to the Sewer Dept. praising two employees, Richard Bokinz and Glen Magee on their recent assistance
Janice Szczesny	Letter to the Town Board re commercially zoned space open in the Town of Riverhead
Kimberly Lucas	Letter of request to return to her former position of Town Board Coordinator
Town of Southampton	The adoption of Resolution #146,

adopted on January 23rd

Supervisor Vilella: "Thank you, Barbara. What we're going to have to do now is close this meeting and we are going to have to re-open it with the CDA resolutions. Andrea, would you please come up."

Town Board Meeting closed: 7:10 p.m.

Town Board Meeting re-opened 7:16 p.m.

Public Hearing opened: 7:16 p.m.

Supervisor Vilella: "Let the record show at 7:16 that the time has arrived. Barbara could you please read the public hearing?"

Barbara Grattan: "I have affidavits of publishing and posting of a public hearing to be held at Riverhead Town Hall, Riverhead, New York, at 7:05 p.m. on February 17, 1998, to hear all interested persons who wish to be heard regarding Chapter 54 Unsafe Buildings and Collapsed Structures, property owned by PJR Realty Corp. located at 576 Main Road, Aquebogue."

Supervisor Vilella: "Would anyone like to speak on that, please?"

Robert Kozakiewicz: "Sharon is here. I just would like to see if anyone else. If there is no one else who wishes to speak-- "

Supervisor Vilella: "Does anyone else like to speak on this please? All right. Then we would-- "

Robert Kozakiewicz: "Bring up Sharon Klos, just to put some testimony on the record."

Supervisor Vilella: "Sharon."

Sharon Klos: "For the record, would you state your name?"

Sharon Klos: "Sharon Klos."

Robert Kozakiewicz: "Okay. And do you swear to tell the truth, the whole truth, and nothing but the truth with respect to the hearing concerning PJR Realty Group?"

Sharon Klos: "I do."

Robert Kozakiewicz: "Okay. Just quickly as done in the past, could you please state your present position with the Town?"

Sharon Klos: "Building Permit Coordinator."

Robert Kozakiewicz: "And how long have you been so employed?"

Sharon Klos: "I'm in my sixth year."

Robert Kozakiewicz: "Okay. And what other prior experience do you have with respect to building construction?"

Sharon Klos: "Senior Building Inspector for the Town of Babylon for six years. At that point in time, I was the head of the commercial building division."

Robert Kozakiewicz: "Do you have any other building construction knowledge or experience?"

Sharon Klos: "Twenty some odd years in the field as a project manager."

Robert Kozakiewicz: "Okay. Now with respect to the property in question which is located at 576 Main Road, Aquebogue, do you recall visiting the site on or about December 4, 1997?"

Sharon Klos: "Yes, I do."

Robert Kozakiewicz: "And could you for the record state the location of this particular property?"

Sharon Klos: "The property lies on the north side of Main Road in Aquebogue, for a landmark, to the west of the Modern Snack Bar."

Robert Kozakiewicz: "Okay. And easterly would that be easterly

Warren's Tackle Shop?"

Sharon Klos: "Yes, it would."

Robert Kozakiewicz: "Okay. Now, I note that in this case there were a number of violation notices prepared by yourself. Could you state the reason why?"

Sharon Klos: "There are approximately 11 or 12 buildings on the site. And some instances where the buildings were either adjacent or joined, I grouped them together in say three at a time. Specifically, there were-- is a green house adjacent to a barn; there were a barn or an out building that was attached to a frame house or a frame-- in some cases the buildings were in such a state of disrepair it was difficult to tell whether it was a frameout building or whether it had been a dwelling at one point or another."

Robert Kozakiewicz: "Okay. Would you please state for the record-- I'm not going to try and go through each and every one of these particular reports-- general condition of the structures on the site?"

Sharon Klos: "The main structure going to the north of the property, which would be the one that is closest to the street, the porch is in a state of collapse at this point in time. The building itself is open and accessible in many different areas. The structure of the building is in question. There is what appear to be main girder damage to the floor. As you walk back, there are two other houses, one of which has the foundation in total collapse."

Robert Kozakiewicz: "I'm going to stop you just for a second. With respect to the house that you said was the first one you encountered, would that be the one where the report indicates two-story frame dwelling with collapsed roof over porch?"

Sharon Klos: "That's correct."

Robert Kozakiewicz: "Okay."

Sharon Klos: "That's correct."

Robert Kozakiewicz: "Okay. You may continue."

Sharon Klos: "There is also a frame garage to the rear of that dwelling which is open and accessible and in an extremely deteriorated condition. There is to the right of that a frame building that is partially collapsed. Going further north to the west of the building which has the collapsed foundation, there is another frame building which may be a dwelling or may be an outbuilding, that's partially collapsed, with another frame structure that is totally collapsed. Adjacent to it and moving west we have a collection of greenhouses, outbuildings and barns, either with roofs collapsing, in some instances sidewalls, and then to the extreme west a frame barn which is open and accessible.

As far as the structure of the barn is concerned, it's weathered and I would say in need of structural shoring at this point in time."

Robert Kozakiewicz: "Okay. And for the record, that would be the report which indicates on it frame barn?"

Sharon Klos: "Yes, that's the frame barn."

Robert Kozakiewicz: "Okay. That's the one that in your opinion could be structurally sound? Is that one here?"

Sharon Klos: "Yes, with some repair. Yes."

Robert Kozakiewicz: "Okay. Did you also post the property?"

Sharon Klos: "I did."

Robert Kozakiewicz: "Okay. And that was in accordance with the Chapter 54 requirements?"

Sharon Klos: "That's correct."

Robert Kozakiewicz: "Okay. And just for the record, the property is also known as tax map 0600-066-02-010.10. Is that correct?"

Sharon Klos: "That is correct."

Robert Kozakiewicz: "Okay. And also for the record, did you

at or about the time that you did the inspection, prepare the violation notices which were filed with the Town Clerk's Office?"

Sharon Klos: "Yes, I did."

Robert Kozakiewicz: "Okay. And were those prepared in the regular course of your duties?"

Sharon Klos: "Yes, they were."

Robert Kozakiewicz: "And were they prepared on or about the time you inspected the premises?"

Sharon Klos: "Within 24 hours."

Robert Kozakiewicz: "Okay. I would ask that those reports be marked part of the record. I have nothing further at this time."

Supervisor Villella: "Thank you. Let the time show 7:22, we will close-- I'm sorry, George."

George Schmelzer: "Where is this building on Railroad Avenue?"

Supervisor Villella: "Excuse me? We haven't gotten there yet."

Robert Kozakiewicz: "No. It's on Main Road."

George Schmelzer: "Huh?"

Robert Kozakiewicz: "This one's on Main Road."

Supervisor Villella: "It's Main Road, Aquebogue."

George Schmelzer: "We're on the first one yet?"

Supervisor Villella: "That was the first one. We'll do them all."

George Schmelzer: "I'm sorry."

Supervisor Villella: "That's all right, George. We'll get you later."

George Schmelzer: "All right. I'll get you later, too."

Supervisor Villella: "We have to continue."

George Schmelzer: "I'll get you later, too. So long."

Supervisor Villella: "Thanks. Let the time show it's 7:23. We'll close that one."

Public Hearing closed: 7:23 p.m.

Public Hearing opened: 7:24 p.m.

Supervisor Villella: "Now it's 7:24. Let the record show 7:24 as arrived. Barbara, could you please read the public hearing?"

Barbara Grattan: "I have affidavits of publishing and posting of a public hearing to be held at Riverhead Town Hall, Riverhead, New York, at 7:10 p.m. on February 17, 1998, to hear all interested persons who wish to be heard regarding Chapter 54 Unsafe Buildings and Collapsed Structures, property owned by Arlen H. Moore, located at 533 East Main Street, Riverhead."

Robert Kozakiewicz: "While Sharon is stepping up, I would just like the record to note that Ms. Arlen H. Moore has passed away. Her husband did visit my office as well as the office of the Building Department, I understand, and has indicated that he is of the mindset to repair the garage that's in question. However, since we called for the hearing, I'd like to have Sharon testify to her findings and then ask if the Board would provide him with an opportunity to cure the violation in light of his circumstances with the recent passing of his wife."

Supervisor Villella: "That would be fine, Bob."

Robert Kozakiewicz: "For the record, the witness is still sworn. Okay. And also would her prior qualifications be made part of this hearing? Okay."

Qualifications of Sharon Klos: Building Permit Coordinator in sixth year. Prior experience: Senior Building Inspector for the Town of Babylon for six years. At that point in time, head of the commercial building division. Twenty some odd years in the field as a project manager.

Robert Kozakiewicz: "Okay. With respect to this particular property, purportedly owned by Ms. Moore, as I indicated she's passed away. We recently found out; is that correct?"

Sharon Klos: "That is correct."

Robert Kozakiewicz: "Okay. Would you please state for the record where the premises is located?"

Sharon Klos: "The premises are located at 533 East Main Street, Suffolk County Tax Map No. 129-05-001."

Robert Kozakiewicz: "Okay. And the structure in question in this case is a frame garage; is that correct?"

Sharon Klos: "That is correct."

Robert Kozakiewicz: "Okay. And would you please state where it's located on the property?"

Sharon Klos: "The frame garage is located to the southerly part of the property to the extreme west quarter of the property line. The structure is in a dilapidated condition, specifically that portion of the structure to the south, is more severely damaged than the portion of the structure to the north. The building is open and accessible, however, it is relatively inaccessible to the public and given Mr. Moore's request and the circumstance of his request, i.e., the passing of his wife, the Building Department has no objection to granting an extension and allowing Mr. Moore to do the repairs necessary to this garage."

Robert Kozakiewicz: "Okay. Just-- I don't know if you mentioned which side of the street the premises is located?"

Sharon Klos: "On the south side."

Robert Kozakiewicz: "Okay. And, once again, just so that the record is clear, you prepared the report with respect to your findings that you made at the site?"

Sharon Klos: "I did."

Robert Kozakiewicz: "And did you likewise post the property?"

Sharon Klos: "I did."

Robert Kozakiewicz: "Okay. I would just ask that the report be made part of the record."

Supervisor Villella: "Thank you. Anyone like to speak on this? The time is 7:25-- 7:26, excuse me. I declare the Public Hearing closed."

Public Hearing closed: 7:26 p.m.

Public Hearing opened: 7:26 p.m.

Supervisor Villella: "7:26. Let the record show the time is 7:26. Barbara, would you please read the public hearing?"

Barbara Grattan: "I have affidavits of publishing and posting of a public hearing to be held at Riverhead Town Hall, Riverhead, New York, at 7:15 p.m. on February 17, 1998, to hear all interested persons who wish to be heard regarding Chapter 54, Unsafe Buildings and Collapsed Structures, property owned by Parvis Farahzad located at 4331 Old Country Road, Riverhead."

Robert Kozakiewicz: "On this one, if I could, there-- my understanding is I confirmed with the Building Department today is that a building permit was obtained by the new owner of record of this particular piece of property and I also understand repairs have been made to the area which was of concern to the Building Department, namely, the porch that was located on the house. I'm not sure what the Board-- whether we still wish to proceed forward with the hearing or put this hearing over for another date to see what occurs with the property. But I understand they've made the

corrections and I-- "

Councilman Kent: "They've completed the repairs or are they
st-- "

Robert Kozakiewicz: "I believe they have been completed. Yes.
Sharon unfortunately hasn't been able to get out to the site yet."

Councilman Kent: "So you just want to adjourn this?"

Robert Kozakiewicz: "If we could. That's what I'm asking the
Board."

Councilman Kent: "After Sharon has had the opportunity to
inspect, we should probably-- "

Supervisor Villella: "After they finish it, then we-- okay,
the time is 7:28. I declare the Public Hearing closed-- not closed,
adjourned to the next meeting."

Public Hearing adjourned: 7:28 p.m.

Public Hearing opened: 7:28 p.m.

Supervisor Villella: "Let the record show it's 7:28-- the
time has arrived. Barbara, would you please read the public hearing?"

Barbara Grattan: "I have affidavits of publishing and posting
of a public hearing to be held at Riverhead Town Hall, Riverhead,
New York, at 7:20 p.m. on February 17, 1998, to hear all interested
persons who wish to be heard regarding Chapter 54 Unsafe Buildings
and Collapsed Structures, property owned by John and Joanne
Calabrese, located at 254 Railroad Street, Riverhead."

Councilman Lull: "For those people who don't realize it,
although the street signs on that street say Railroad Avenue, it's
actually Railroad Street."

Robert Kozakiewicz: "Is anybody-- may I call Sharon Klos?
Sharon? Once again, for purposes of this hearing, the witness is

born and the qualifications are made part of the record."

Qualifications of Sharon Klos: Building Permit Coordinator in sixth year. Prior experience: Senior Building Inspector for the town of Babylon for six years. At that point in time, head of the commercial building division. Twenty some odd years in the field as a project manager.

Robert Kozakiewicz: "Sharon, did you-- this is Railroad Avenue, Railroad Street property we just mentioned earlier, right?"

Sharon Klos: "Correct."

Robert Kozakiewicz: "Okay. And that's 254 Railroad Street?"

Sharon Klos: "254 Railroad Street."

Robert Kozakiewicz: "Where is that located?"

Sharon Klos: "That would be located at-- that would be the southeast corner of Railroad Street and Osborne."

Robert Kozakiewicz: "And did you on or about-- on January 2, 1998, inspect the premises?"

Sharon Klos: "I did."

Robert Kozakiewicz: "Okay. And would you please, for the record, state your findings with respect to the premises?"

Sharon Klos: "At the time of inspection, the rear section of the building was open and accessible. There were large accumulations of rubbish and debris strewn throughout the rear part of the property. There-- the building itself in the rear is in a heavily weathered condition. There is no protective material on that section of the building for quite a few years. The building has been the site of previous action with respect to boarding and securing.

Apparently it's located in a highly visible area and it presents some difficulty in terms of maintaining an adequate boarding. Under previous attempts, boardings were not done in accordance with HUD regulations and in an area where there-- you do have high

exposure-- it's extremely difficult to maintain adequate boarding simply nailing or screwing in plywood sheets."

Robert Kozakiewicz: "Now, on January 2, 1998, when you did your inspection, you indicated the structure-- or is it structures?"

Sharon Klos: "They're-- actually they're joined. One structure is-- the structure to the west is a residential dwelling; the structure to the east is-- or has been I should say, in both cases they've been vacant a long time. The structure to the east was a store at one point in time."

Robert Kozakiewicz: "Okay. And would those structures be open and accessible as of January 2, 1998?"

Sharon Klos: "Yes, they were."

Robert Kozakiewicz: "Okay."

Sharon Klos: "In some cases, the exterior doors were not just open, they were missing."

Councilman Lull: "Did you see evidence there, Sharon, of-- "

Sharon Klos: "Vagrancy?"

Councilman Lull: "Vagrancy."

Sharon Klos: "Yes. Heavy vagrancy. Also heavy vandalism consistent with a site which is not in use in a high traffic area."

Robert Kozakiewicz: "Now, you've also noted on your report that you found the structure to be structurally unsafe, structurally dangerous, and structurally unsanitary. Could you state specifically what your findings were with respect to those conclusions?"

Sharon Klos: "Well, the-- there were windows that were broken in many areas. We have a building which is open to weathering, water damage becomes excessive, causing floor joists to rot out, causing sheathing to rot out. Also the condition of the site itself with the extensive dumping causes an unsanitary condition in that when you have accumulations of either overgrowth or garbage and

debris, that particular material serves as harborage for vermin, attracting vermin into that area."

Robert Kozakiewicz: "Did you observe the vermin or-- any vermin on the day in question?"

Sharon Klos: "I observed the holes of said vermin."

Robert Kozakiewicz: "Okay. Based upon your inspection, did you draw any conclusion as to the proper recourse this Board should take with respect to the structures?"

Sharon Klos: "Given the length of time that this building has been exposed to weathering and its present condition, it would be my recommendation to the Board that they consider demolition."

Robert Kozakiewicz: "Also if I could-- just a couple last questions, did you prepare a report with respect to your findings in this case?"

Sharon Klos: "Yes, I did."

Robert Kozakiewicz: "And did you also likewise post the property in accordance with Chapter 54?"

Sharon Klos: "I did."

Robert Kozakiewicz: "Let the record reflect the fact-- make the report part of the record. Thank you."

Supervisor Vilella: "Thank you, Sharon. George?"

George Schmelzer: "Does this structure have any assessed valuation on this year's tax bill? It does? Are you going to pay the owner that amount divided by the equalization rate what the Town declares its value at? Why not?"

Councilman Lull: "We're not going-- this is not an acquisition hearing (inaudible)-- "

George Schmelzer: "Well, you're assessing something that's worthless, huh? Put a value on something that's worthless; that's

what you mean?"

Councilman Lull: "The land-- "

George Schmelzer: "What?"

Councilman Lull: "The land-- "

George Schmelzer: "I'm not talking about the land; I'm talking about the building."

Councilman Lull: "The land is not worth it."

George Schmelzer: "I'm not talking about the land. I'm talking about the building."

Councilman Kwasna: "George, we're not even saying that the building is worthless. All we're stating is that it's in a dangerous condition and we're asking the owner to secure the property, to board it up to keep the vagrants out, to clean up the garbage around the yard and if he doesn't, then we'll demolish the building."

George Schmelzer: "You mean he has to stay there all night and day so no vagrants come in?"

Councilman Kwasna: "No. He has to board it up the right way by state code-- explained that."

George Schmelzer: "Special kind of nails or something? What-- "

Councilman Kwasna: "Sharon, do you want to come up and explain how it's supposed to be boarded up?"

Sharon Klos: "To adequately board a structure, the procedure is to use five-eighths plywood and depending on the spans, generally two by fours, both sides, inner and outer, and have them carriage bolted through so that there's no way to pry the plywood loose. You literally have to take a chainsaw to it."

Supervisor Vilella: "Thank you, Sharon. George, anything else?"

George Schmelzer: "Yeah, well five-eighths plywood, you can use a prybar, a crowbar and get it loose if you want to. So if you have a piece of land or building, if you don't stay there 24 hours a day (inaudible) somebody comes in and destructs it. Some system we've got. Does it cost the guy \$100 for a license to take a building down?"

Supervisor Villella: "George, it's for a safety purpose, too."

George Schmelzer: "Anybody (inaudible). It doesn't bother anybody walking by."

Councilman Lull: "George, it's obvious that people are not walking by here; that they're using it for various purposes."

George Schmelzer: "Well, that's their problem that they get hurt. It's not their problem that they get hurt on somebody else's property."

Councilman Lull: "It's not their problem if they get hurt on somebody else's property."

George Schmelzer: "Well, then if they can't-- "

Councilman Lull: "If the Town has done an inspection of that property and deemed that it is unsafe and somebody then gets hurt on that property, it's our problem."

George Schmelzer: "If a guy walks through the woods and a twig puts his eye out, is that the owner of the woods-- is he responsible for that?"

Councilman Lull: "The Town has not declared the twig to be a hazard."

George Schmelzer: "Well, I think the Town is a hazard itself. What a system you've got. You're not getting any better; it's getting worse I think."

Supervisor Villella: "George, it's a safety problem that we have there."

George Schmelzer: "Well people should watch out for their own safety."

Supervisor Villella: "But he's not; that's why Sharon is doing what she's doing with this."

George Schmelzer: "Well even Clinton is starting to work-- "

Supervisor Villella: "We'll get to that another time, George. Okay. Thanks a lot; appreciate it. Would anyone else like to speak on this? If not, the time is 7:38, we declare the Public hearing closed."

Public Hearing closed: 7:38 p.m.

Public Hearing opened: 7:38 p.m.

Supervisor Villella: "All right. It's 7:38-- let the record show that 7:38 has arrived, and, Barbara, could you please read the public hearing?"

Barbara Grattan: "I have affidavits of publishing and posting of a public hearing to be held at Riverhead Town Hall, Riverhead, New York, at 7:25 p.m. on February 17, 1998, to hear all interested persons who wish to be heard regarding a proposed local law to amend Chapter 101 of the Riverhead Town Code entitled Vehicles and Traffic. B. The parking and standing of vehicles except buses is hereby prohibited between the hours of 8:00 a.m. and 6:00 p.m. except on Sundays and holidays, in the following locations: Railroad Avenue, north, adjacent to the railroad station."

Councilman Lull: "Can we make an adjustment to that and make sure that it is on the official record as Railroad Street?"

Barbara Grattan: "Well, I don't know. It's published here as Railroad Avenue."

Robert Kozakiewicz: "Commonly known as the same so I think-- "

Supervisor Villella: "Railroad Avenue, Street."

Robert Kozakiewicz: "There's really not much to this public hearing. As Barbara has indicated, basically we're taking the present parking prohibitions dealing with the standing of buses or parking and standing of buses except parking and standing of vehicles with the exception of buses from its present West Main Street location to Railroad Street, although noted as Railroad Avenue. Anyone who has driven down West Main Street within the last three weeks or so would notice that the Suffolk County bus stop previously located at West Main Street is no longer there. We received notification I think towards the end of December, beginning January from Suffolk County advising us that they were of the mindset and did, in fact, make a determination that effective I believe on January 19th, they would reroute their buses from the West Main Street location to the Railroad Street location.

The codification is in order to change our code prohibitions to conform or be in sync with what the County has done already."

Supervisor Villella: "Thank you, Bob. Would anyone like to speak on that? I didn't think so. The time is 7:40. I declare the Public Hearing closed."

Public Hearing closed: 7:40 p.m.

Public Hearing opened: 7:40 p.m.

Supervisor Villella: "Let the record show 7:40, the time has arrived. And, Barbara, would you please read the public hearing?"

Barbara Grattan: "I have affidavits of publishing and posting of a public hearing to be held at Riverhead Town Hall, Riverhead, New York at 7:30 p.m. on February 17, 1998, to hear all interested persons who wish to be heard regarding the increase and improvements of the facilities of the Water District. The estimated cost of the improvements is \$23,689 to be paid from existing district funds."

Supervisor Villella: "Thank you, Barbara."

Gary Pendzick: "Good evening gentlemen of the Board. My name is Gary Pendzick, Superintendent of the Riverhead Water District.

The purpose of tonight's hearing is to justify the transfer of funds from our maintenance and repair reserve, \$23,689, to cause the installation of a meter on Maroke Trail in Wading River which will serve to monitor the flow of water between the Suffolk County Water Authority (inaudible) and Riverhead Water District in Wading River.

The reason this meter is needed is since last summer when we had a water crisis, we had a call for residents for a voluntary cut-back on their irrigation, we have been looking for various different ways to supplement and to help bolster our supply of water in that area. This is one of them. Part of the cost-- or all of the cost is going to be taken out of our maintenance repair fund. So it does not cost the taxpayers or the ratepayers any money."

Supervisor Villella: "Sounds good. Thank you, Gary."

Councilman Lull: "Gary, under what conditions would that be used?"

Gary Pendzick: "As a last resort strictly. We're not going to use it on a daily basis; only once we see that with our current capacity we cannot keep up with the current demand, will we open up this interconnection and use this meter."

Supervisor Villella: "Would anyone like to speak on this? Steve?"

Steve Haizlip: "Steve Haizlip of Calverton. You know, sometimes when you read in the paper about the action that what a guy has done, and in this particular case it is Suffolk County Water Authority, I recall reading a very unjust situation in St. James about what that water authority did up there to people. And I sort of recall another area but I can't precisely pin it down, but, anyhow, they say a man's past is sort of a trademark of his actions to come in the future.

Now, I put a lot of faith in Gary Pendzick as water Superintendent. I am sure that I have said here once before, quoted a hydraulic foreman once, he is the man what is the man for the job. But also we do have a Riverhead Town water attorney. I believe his name is Judge Ehlers. Now, Riverhead town water system is ours and

and I'd like to keep it that way.

Now, what I'm leading up to here is a quote from Tennessee Ernie Ford, if this guy gets into that water connection up there and if the language of the contract and the literature that you put into it is not perfect, we are going to owe our soul to the company store and it will be his. So thank you very much."

Supervisor Villella: "Thank you, Steve. I can tell you right now. I had a meeting with Mike LoGrande and there won't be any problems between Riverhead Water District and Suffolk County Water Authority. They don't have enough money to buy us out because we have the best water system there is in Suffolk County."

Steve Haizlip: "I've got you."

Supervisor Villella: "Thank you, Gary, for that."

Steve Haizlip: "I'm glad to hear it."

Supervisor Villella: "Bill?"

William Kasperovich: "William Kasperovich from Wading River. The two things on this earth that we cannot live without and that is air and water. Tonight water is the subject. We are fortunate and blessed that the township sits on top of the best source of water in all of Long Island. There is no reason why we cannot keep the water works within the township and controlled by the township and nobody else. Now a number of years ago on the west end we were in difficulties with contaminated water and we were somewhat desperate to get municipal water. Consequently, we tolerated several things and I say things without making this a long speech. We put for the future various engineering improvements and we have survived somehow 'til now. In many lengths of pipe that had to be approved by a public hearing, we heard the expression that this has to come into the network to have a balance system. I don't know if people know what constitutes a balanced system. And so little by little we have hoped and many of us have prayed that this would come to pass in short order.

Now, if we're working towards that direction, we do not need to spend this monthly \$4,000 on something that we are going to buy

water from a totally independent and strange organization. This money would be better spent on completing the network such that we do get to and have a balanced system. A balanced system is very important. The distribution within a network which we do not have completed is the only way to get a balanced system.

Now, we've heard at the work session last week the man from H2M that gave you three new gentlemen on the Board a history of our water distribution system. You also heard what is pending and what is proposed. I didn't hear this \$24,000. I did, however, hear that in a month's time we are going to be informed by H2M with regards-- on the subject of an additional well, in a month's time. And I quote the man, in 30 days more or less we are going to find what this well will cost, how it will fit into the network and how much we could expect to spend.

Now, we are not going to come up with that kind of money so this \$24,000 becomes a large piece."

Supervisor Villella: "Maybe we could have Gary explain a little bit more what the \$24,000 is for. Is that okay, Bill, that Gary explain it?"

William Kasperovich: "Well, I-- "

Supervisor Villella: "Well, do you want to know-- "

William Kasperovich: "I asked that this be explained when this resolution was passed for announcing a public hearing so that we would have documentation in the Clerk's Office to indicate this. So that anybody who is interested could see on paper exactly what is proposed and what is to be done. To date, to date, that has not been done."

Supervisor Villella: "Okay, Bill, I'd like to have Gary come up and explain about this and then if you would like, both of you can step outside because I have to get you some answers. First of all you mention control, we want no one else to control our water. You're absolutely right. No one will control our water. You don't have to worry about that. And the second reason is that it's an emergency only that these funds-- that's what the hookup is for, like 10, maybe 10, 15 days during the whole summer that we will be

ing this."

William Kasperovich: "When we have an emergency we shouldn't have to depend on somebody else. And if we have a balanced system and adequate wells, we will be able to take care of such a capacity came up last summer."

Supervisor Villella: "That's why they want to get this other well on line."

William Kasperovich: "That's not the way to go. That's not putting the horse in the right position with the cart."

Supervisor Villella: "Well, maybe if we can get the horse and cart outside in the hallway, we can get the meeting going again. Gary, would you please take Bill out there and explain to him. But first, I'd like to-- "

William Kasperovich: "Well, I want you people to hear it from me. I don't want Gary-- "

Supervisor Villella: "We heard it last week, Bill."

William Kasperovich: "You heard it last week-- "

Supervisor Villella: "Two weeks ago."

William Kasperovich: "I don't think you were listening and I don't think the other four people that were here heard about it."

Supervisor Villella: "I think the people in the audience that were here two weeks ago, they probably heard, the people on TV heard, and I want Gary to explain the \$23,000 for the people that weren't here. Gary, would you please step up to the mike."

Councilman Kent: "Well, the explanation that we received from H2M was that this interconnection will provide us emergency water source for those special instances when the demand is greater than the supply that we have. And right now there is some concern that in ultimate peak demand periods that our supply will not be enough to handle the demand. That time may never come though, also according to our consultants, we may never need to purchase water from the

Suffolk County Water Authority. But this provides us with another source in case of an emergency where either maybe our supply becomes unacceptable or doesn't meet the peak demand. And that's the only instance at this point when we would have to use this water that will be coming from Suffolk County Water Authority and it would be for the Wading River area only at very peak demands when we cannot meet-- when our supply cannot meet that demand.

But the H2M also said that that time may never come. But it's good to have it there just in case."

William Kasperovich: "This \$24,000 will be better put towards another well which will assure us that no such time would come that we would be dependent on somebody else."

Councilman Kent: "This is a relatively inexpensive way to provide us with some security that in case our supply doesn't meet the demand, that we can tap this source for water from the Suffolk County Water Authority. Now, we also have plans for improvements to our own district to increase our capacity and provide additional supply within our own district. But this-- "

William Kasperovich: "Well, we have many district, we have many districts. So when you say district you've got to be more specific."

Councilman Kent: "Well, we have one district with a number of different extensions to is, you know, really, one Riverhead Water Agency. Maybe agency is the correct word."

William Kasperovich: "But you've got to realize and what H2M did not put forth for you people to understand, is that this is a dead end line. This is a dead end section. This is not going towards balancing. This \$24,000 is better spent on piping to get this balance. And then we don't need to hook in to some-- you say this \$24,000 is a small amount of money? I say it should be-- "

Councilman Kent: "Relatively speaking I believe it's a reasonable amount of money to expend for some security in a more expeditious fashion than-- "

William Kasperovich: "What security are you going to get from

an outside agency? Now, we didn't talk about security when we were selling our water to the east of us. We had plenty of water and so we allowed this to go to the east of us. Now all of a sudden we've got a peak demand where we're in trouble. Well, if that's the kind of trouble we're in, that \$24,000 is a lot of money."

Supervisor Villella: "I still want Gary to come up front, Bill. Would you please step to the side. Gary, if you would please talk about the \$24,000."

Councilman Lull: "Gary, before you go, would you please respond to Bill's all of a sudden. Because I think it's important. This is you didn't happen all of a sudden. We had indications of a problem last year but, in fact, the amount of building that's being done in the Wading River area has caused this strain on that section of the water supply."

Gary Pendzick: "That's correct."

Councilman Lull: "And it's not something that's happened all of a sudden. It's happened over a period of years and until we are able to complete our study and complete a new well and get on line, we do need a contingent situation."

Gary Pendzick: "That's correct. This is to support us over the next year or two while we build new wells to help supply the Wading River area. It is to back us up during the construction that will give us the surplus that we feel we need. And Councilman Lull is correct. The building that is occurring in Wading River is going by leaps and bounds. Not only that, but the kind of building that's there, large parcels of property, extensive landscaping requires a tremendous amount of more than average irrigation rate that we're used to seeing here on the east end. That placed a burden or stress on what we need to supply. This \$24,000 is to provide us with added insurance to avoid this summer and next summer what occurred this past summer, which is the water-- voluntary water rationing, not water rationing but cutting back on any irrigation.

And irrigation while it may not be essential to life, you know, people taking care of themselves domestically, many people in Wading River have invested a small fortune, if not a great fortune, on their landscaping, anywheres from \$5,000 to \$30,000, and they're

going to irrigate their lawns. They have a right to do it and we have a responsibility to supply it to them."

Supervisor Villella: "That's fine. Thanks a lot, Gary. Maybe you could take Bill out and just go over a few things. Would anyone else like to speak on this? Okay. The time is 7:59. I declare the Public Hearing closed."

Public Hearing closed: 7:59 p.m.

) Public Hearing opened: 7:59 p.m.

Supervisor Villella: "Let the record show 7:59, the time has arrived and, Barbara, would you please read the notice of public hearing?"

Barbara Grattan: "I have affidavits of publishing and posting of a public hearing to be held at Riverhead Town Hall, Riverhead, New York, at 7:35 p.m. on February 17, 1998, to hear all interested persons who wish to be heard regarding the consideration of an amendment to Chapter 52 entitled Building Construction, Section 52-6 Application for a Building Permit. Section 52-10, Building Permit Fees."

Robert Kozakiewicz: "The public notice is to amend Chapter 52 which is our building construction chapter in order to provide for an amendment in the fee schedules. Currently a minimum building department fee-- or minimum fee for applying for a building department permit is \$30. Under the proposed change, it would be increased from \$30 to \$45."

Also, when determining a fee that's over and above the minimum fee, it is calculated on a number of different alternatives and one of which is based upon the cost of construction and that is for each \$1,000, there would be an additional \$5 fee per thousand dollars of construction costs. The current amount, \$5 per each \$1,000 of construction cost would be increased to \$7 per \$1,000 of construction cost.

In addition, the-- it talked about again in Section C, the

minimum fee being \$30 and as mentioned before, the fee would now be increased to \$45. So what the public hearing is doing is asking for the public's input with respect to the proposed fee changes. These have been offered to the Town Board by the building department after looking at a number of factors including surrounding communities and how they schedule and set their respective building department fees and realizing that our fees were quite a bit below that of adjoining and surrounding communities."

Supervisor Villella: "Thank you, Bob. Sharon?"

Councilman Kent: "The last increase was 14 years ago. Is that correct?"

Sharon Klos: "The building permit fees for the Town of Riverhead have been unchanged for approximately 14 years. Last year there was a small increase on the price per thousand, but there has been no change with respect to the minimum fee for 14 years. Essentially what is important to remember is that our purpose for asking for this increase is to assist in the modernization of the building department, specifically in the areas of computerization, radio communications and also upgrading our filing system to file by tax map number which will assist us in record retrieval. All of these things are aimed at servicing the public in a more efficient fashion and, again, additionally it's important to remember that while this does-- it does represent an increase in fee, this fee will not be borne by the taxpayer. The concept of the building department is to make these fee increases apply specifically to the users of services so that the taxpayer is relieved of any burden in maintaining the running expenses of the building department.

If you would like to get a concept of what we're referring to with respect to overview, if you were to be considering a 1,500 square foot ranch, under our present system that building permit fee would be \$325. What we're proposing would be \$458. The same dwelling in Southold, you would be paying \$553 and for the same dwelling-- same size dwelling in Patchogue, you would be paying \$506. East Hampton is a little bit lower, \$385; Brookhaven is essentially equal. And if anyone has any questions, I'll be happy to answer them."

Supervisor Villella: "Thank you, Sharon. George?"

George Schmelzer: "You call these services? People don't ask for these services; they're imposed upon people. You call it services. I remember when they started this zoning nonsense, it was \$1.00. They didn't charge the people more because they'd get thrown out of office otherwise. But in 1950, they had a (inaudible) referendum whether to adopt this or not and it got knocked down four to one. Later on they said, well the state law said we don't have to give you the right to choose; we have the right to choose. So they stuck it to everybody. Every town did it. So are you trying to get as bad as Southold, huh? You ought to be proud to be not as bad, but I guess you're proud to be worse than Southold, maybe, I don't know. See the people don't ask for this stuff. You impose upon them.

I can compare it to the lighting company. The lighting company gets a lot of kicks about lighting rates. But I wish the town was as bad as the lighting company. And since 1945, the lighting company, their rates have gone up maybe fourfold. The tax rates have gone up 52 times. I've got a piece of land home been in the family since 1911, and 1945 the taxes were a few cents under \$20, call it \$20. Fifty years later in '95, it was \$1,072, 52-- or 53 times as much. So I say, again, if you are only as bad as the lighting company, I'd be very happy. But if the lighting company was as bad as you, I mean, the town-- I don't mean personally, we would be paying maybe \$2 or \$3 a kilowatt hour. What a system. I think there's a disease comes around; there's nothing you can do about it. I don't know what it is. Of course, you've got two lawyers on the Board now, some people think it's better, some people think it's worse. I don't know; we'll have to wait and see. You hope it's better? Yeah, I hope so, too. But, I don't know, we've got to wait and see. Don't forget Congress is full of lawyers and they screwed the whole country up, 95% of them are lawyers in Congress, that's the trouble. And maybe if the Supreme Court was -- if half of them were farmers, maybe they'd have more sense. Who knows? I don't mean these modern farmers who are acting like a bunch of welfare bums. They want special deals, special this, special that. I mean the old time farmers who were on their own see? What a difference. Thank you. You didn't expect the town to run your shoe store, did you? No. You have to do it on your own. Something goes-- make a mistake, it's your hard luck."

Supervisor Vilella: "I wish I could run Town Hall like a

business instead of the way it is. I can't with the laws."

George Schmelzer: "I'm hoping you do. Really."

Supervisor Villella: "The union's got you."

George Schmelzer: "The union's got you? Well, you put the jobs out on bids every year. Maybe that will work better. You put material-- you buy materials out on bids, do that the same with jobs."

Supervisor Villella: "Okay, we're off track, George. Is there anything else?"

George Schmelzer: "Well, you mentioned about unions, I didn't."

Supervisor Villella: "Yes, but I forgot about it real quick."

George Schmelzer: "But I didn't. So, maybe the salaries could go on bids, too, I don't know. Maybe your own salary. Okay, so long. I'm just kidding you."

Supervisor Villella: "Thank you, George."

George Schmelzer: "Yeah. You're very welcome."

Supervisor Villella: "We appreciate your knowledge."

George Schmelzer: "You do?"

Supervisor Villella: "Yes, I do."

George Schmelzer: "Well, thank you."

Supervisor Villella: "Anyone else like to speak on this? Okay, the time is 8:13-- 8:08, I told you I can't read-- can't see either. The public hearing is closed."

Public Hearing closed: 8:08 p.m.

Supervisor Villella: "Now we are going on to public comment and Katie, would you like to be first?"

Katie Ocampo: "I have a comment about the Riverhead Center and the building in Riverhead. I highly oppose building that is not necessary and I do not think that Riverhead Center is necessary. We have many stores and we don't need more. And I don't mind driving 20 minutes to go the movies and I don't see any benefit from it. And that's my opinion and I wanted to voice it."

Supervisor Villella: "Thank you very much, Katie. I really appreciate that. Patricia Holland."

Patricia Holland: "Supervisor Villella and Members of the Board. I didn't expect to be up so soon, I thought maybe I'd come after the North Fork Environmental Council. I had heard that you were going to rescind the building permits for Maidstone and I was just coming up to support the Board in their decision and appreciate the fact that you have taken all the considerations of the Town people in making this decision. It was a courageous thing to do and appreciate what you've done. Thank you."

Supervisor Villella: "Thank you very much, ma'am. Sandy Sajek."

Sandy Sanjek: "Good evening, Sandy Sanjek, Calverton. Thank you. While I was waiting at the beginning of the meeting, Joyce (Inaudible) who is president of the Mobile Home Association out here, because you know I'm on the Cablevision Committee, gave me a petition to give to the Board. She was going to stay here, but unfortunately she has illness at home and had to leave. So I'll read the petitions that she gave me."

We, the undersigned, feel helpless and frustrated at what the FCC and PSC calls competition and freedom of the marketplace. On Long Island, Cablevision is still a monopoly. But now has been given free rein to raise rates with a magician's flair by moving programs around by adding this and removing that. The result is the basic rates have been raised 74%. While we still are getting more garbage with plenty of fluff, we are not stupid. We protest and demand the PSC deny this action to raise Cablevision's rates.

So, I will present it to the Board."

Supervisor Villella: "Thank you very much, Sandy. As a matter of fact, we just got back from a conference in New York City, the Towns Association, and Phil has some information maybe he can pass onto you, Sandy. Because he met with the Cablevision people and the state."

Councilman Cardinale: Yes. This morning-- we spent the morning in fact with our old friend, John (inaudible), and his boss at Public Service in a two hour seminar on cable problems that municipalities were having when they sought to renew franchises. And I also met with the representatives of Southold and Shelter Island. The Southampton representative had left before and we are expecting to meet-- I didn't get a chance to tell you before the meeting because I just got back from New York, either March 2nd or March 4th, whatever is most convenient for most parties, for all of the east end towns. That is a good negotiating stance; it's one that was suggested by the Public Service Commission throughout the state, and it has been successful elsewhere. And, if anything, I thought that my committee was enraged at Cablevision but, if anything, you are the calm group compared to what I saw."

Sandy Sanjek: "Well, you have to remember, we've been carrying on this for about six years now because Cablevision really hasn't had a franchise out here because they took certain things away."

Councilman Cardinale: "I also learned that that is not unusual. The system is really failing in the renewal process that renewals are taking three to five years throughout the state and what else is occurring I was told this morning at the seminar, is that the entire deregulation just isn't working, it isn't-- there's no competition to speak of not only in the rural areas, but there's very little in the populated areas."

Sandy Sanjek: "That's right."

Councilman Cardinale: "So the whole concept of regulation versus deregulation is being re-thought at the federal level. But for the moment, we're just going to muck along and do the best we can at this particular renewal of franchise. So I'll be meeting with you right after the meeting if you're still here or else I'll call you tomorrow. We'll try to get a date."

Sandy Sanjek: "All right, great. Thank you very much."

Supervisor Villella: "Thank you, Sandy. Jim Brietenbach."

Jim Brietenbach: "How are you doing? Jim Brietenbach, Riverhead. I just have some questions in regard to like the aquarium proposals and bond sales and mitigation money. I know I've asked this question before, but who exactly is in charge of the mitigation money? Is it the BID or is it the Town Board or is it both?"

Supervisor Villella: "The CDA."

Jim Brietenbach: "The CDA?"

Supervisor Villella: "Which is us. The Board members."

Jim Brietenbach: "All right. Another-- in regard to the aquarium project, where did ACA get their proposal money to put this proposal together? Did they get mitigation money to put their proposals together? They got no mitigation money? I know in the paper it said that they didn't get any money from RFMRP."

Supervisor Villella: "They got some of the mitigation money."

Jim Brietenbach: "Did they get mitigation-- they got mitigation money to put their proposal together? Is ACA still asking for the \$600,000 in the rest of the mitigation money?"

Councilman Lull: "Jim, the answer to all your questions as far as that is concerned is this Board as a Board of the CDA has to make a decision as to which of the two proposals that we're going to go with. When we make that decision, then we negotiate. What we do is we make a decision as to who we're going to negotiate with. That's what the decision that we have to make is. Once we have made the decision then we can negotiate. If that negotiation is not successful, we have other alternatives. But we have to make a decision before we can negotiate."

Jim Brietenbach: "All right. One of the problems that I'm having is it seems that the Town has given Atlantic Coast Aquarium money to put their proposal together. I would think that that would be a conflict of interest considering these are supposed to

be private proposals."

Supervisor Villella: "That money was earmarked for-- a generator for downtown for an aquarium. You're saying it's going towards ACA not to (inaudible). Is that what you mean?"

Jim Brietenbach: "Well, it seems like the town is backing one project over the other."

Councilman Lull: "All right. There was no money given to the ACA after we went out to a RFP."

Jim Brietenbach: "It was given just before that then."

Councilman Lull: "Well before that. At a different time."

Jim Brietenbach: "All right. In regard to the \$260,000 given to RFMRP, I haven't seen the town generate not one dollar from them. That mitigation money I believe is supposed to help the downtown Riverhead. How has it helped downtown Riverhead? In other words, we put out a quarter of a million dollars. What did we get for it?"

Supervisor Villella: "Some went to the movie theater which was - I was complaining about during the campaign and the rest is for the Riverhead Foundation. We had to fund for the CO's and everything. As a matter of fact, the Business Improvement District okay'd I think it was \$200,000 at that time."

Jim Brietenbach: "All right."

Councilman Kent: "Jim, you're kind of putting us in a tough position because we inherited-- much of the spending was done prior to our coming on the Board. We inherited this problem and we can only move forward from where we are at at this point."

Jim Brietenbach: "All right. I mean, it's obvious-- I mean I'm for the (inaudible) proposal. I'm kind of fed up with not-for-profit. Everything that's going on with this program is really-- really bothers me. One of the things that I don't understand is why this Town Board would even consider a fourth bond sale."

Councilman Lull: "This Town Board is not considering any bond

sale."

Jim Brietenbach: "But if you took the-- "

Councilman Lull: "The Town Board is not considering any bond sales."

Councilman Kent: "We're considering two proposals that we have before us. At one point, we're going to make a designation of who we're going to negotiate with. When we make that designation, we will sit down and we will discuss their proposal. They have made certain requests that are not iron clad and they may change. It's a dynamic proposal. The funding of it may change after negotiations, or during the negotiation process."

Supervisor Villella: "That's both of them. Not just one, but both of them."

Councilman Lull: "Yes. We also have this rather peculiar issue right now which is a song and dance that's going on. We put out an RFP back in October. That RFP has very, very specific, very specific issues involved in it that we were to use in order to make a decision. Those-- that RFP came in in December, was not supposed to have been considered (inaudible). It was supposed to have been a final proposal. That's what was asked for. And the decision that we make will be based on what was presented at that time and what has been presented to us in terms of negotiations. Our job is to select the facility that we think will do the best and will guarantee that our project will stay in downtown Riverhead and then once we have made that decision, we have decided with whom we are going to negotiate, we will sign an agreement to negotiate and then at that point we will work on the specifics. None of the specifics that appear any place else in paper, in conversations or anything else, have anything to do with anything. They're not real. The only thing it has to do with, the only real issues are what they negotiate with us when we decide. Everything else is fluff."

Jim Breitenbach: "I would just like to let you know that I would like to somebody who knows how to make money go in there and who wants to make money and I really-- this not-for-profit stuff is really I think I and many of the town residents are fed up with it."

Councilman Cardinale: "Mr. Brietenbach, I want to just note something that Jim said. I think I'm going to agree with something Jim Stark said before he left office which is that one of the good things about the process here has been that when we got the two requests for proposal, both of them have gotten better because each of them are answering the adjustments made by the other. However, I don't entirely agree with what Councilman Lull said in regard to that we're only selecting so much to negotiate with. What's happening the last several months has been that both of these proposals have changed dramatically, I think in many ways for the better of the town. And it is really hard for anybody up here to know exactly what's being offered because it is a very fluid situation. The \$600,000 for example, I've discussed that because I think that's very critical. If somebody wants \$600,000 and somebody doesn't, that would be a big factor in my decision and I know that there is -- it is unclear at this moment whether the \$600,000 would be a gift to the ACA or whether it would come back at some point. And all of these things are changing so quickly. It is good advice not to read what's currently in the paper because it changes every day. But I do share your frustration with the not-for-profits and I think privatization-- real privatization necessitates profit making entities being involved."

Jim Breitenbach: "You know, with the \$600,000 that's what I couldn't understand is why the town was even considering or whether how that proposal got in there that, why would a company or whatever that's going for privatization, ask for money. I mean, you know, that's like if I wanted to go open a store or something, I'm going to come to the town and say, hey, give me \$100,000? You know."

Councilman Cardinale: "Well, Chris is going to speak. He's just-- "

Councilman Kent: "They've requested it as part of their proposal and I believe what they're looking for is to have a fund balance so that when they go to sell their bonds, they'll be more attractive. What we're trying to do as a town, I believe the rest of us share that feeling, is that that \$600,000 at some point, we're hoping that it will not be needed by the ACA. And we're actually negotiating that at some point that will come back to the town. They're looking to have that sort of as equity so that when they go to borrow the money or really in this case sell the bonds, which is

the way they're raising the money, they will have a collateral or something in their account to show that they are a going concern. That's basically what they're looking to have the \$600,000 available to them."

Councilman Cardinale: "On the other hand, if they collapse, we wouldn't see the \$600,000. So there is some risk there. So that's why it's very tricky. The other thing that's tricky is the tax. The tax on the ACA-- the ACA will pay special district taxes only, they will not pay like you and I pay real estate. But the interesting thing about this is that this proposal does not propose to pay a full tax either because when you bring in people such as that, you give them tax abatements. So for some-- for the first five years it doesn't look like we'll get much tax from either proposal. However, later on, we'll see real differences between the proposals -- will pay a lot more."

Supervisor Villella: "I just want to add to that, too, Jim. First of all, Jim Lull is right about the RFP. It stipulated certain reason and that's the way it should be. But I threw the wrench in there and messed up everything because I still want the liability of the town to be taken care of as soon as possible. I said that during my campaign and I'm still saying it now. I think that's where the problem is."

Jim Breitenbach: "I realize that neither proposal does that though."

Councilman Lull: "We're sitting here right now with both proposals offering us exactly the same in terms of making the town whole."

Jim Breitenbach: "See, I don't understand how anybody can consider the two proposals the same. One guy is sitting there with six million dollars and the other one is sitting there begging for \$600,000, I mean, how do you even-- how is that even close to being the same?"

Councilman Lull: "What Vinny means by making the town whole, by protecting the town, is he wanted the money for the project-- for the property up front. Okay. Neither proposal will do that. That doesn't make good sense for either one of them to do that. However,

both of them will remove the need for the town to pay anything on that money that's been borrowed-- on that bond that's been borrowed, to pay any of that bond service, from now until the time it comes due, at which time they will both pay off the bond. So in which case at the decision-- the final decision, the town ceases to have to pay on that bond. So that's-- in that way they're making the town whole. In the end, the bond will belong to whoever we chose.

The one issue that we can have a conversation on and it's a good conversation, and that is the issue of not-for-profit. Just because a company is a-- just because a company and we all see many companies are not-for-profits, they're doing very well, thank you. Just because a company is not-for-profit, it does not mean it's not out to make a profit. It is bound by the law to put that profit right directly back into the process where it got the money. So if you have a John Wesley Village, it turns a profit, the money must go back into it. If you have a non-profit aquarium and it makes money, the money must go right back into the aquarium. So one way or the other, I mean, it's a different kind of view of profits."

Jim Breitenbach: "I guess I'm upset with the way everything is going with this project. I guess is the main-- "

Councilman Lull: "The speed is not-- "

Jim Breitenbach: "I mean in the way of \$100,000-- \$150,000 in rent that they were supposed to pay Okeanos-- you know, Okeanos was supposed to pay that they never paid the town."

Councilman Lull: "That association is gone."

Jim Breitenbach: "I know. I'm saying that money's lost. There was no money over the last year that was-- they were allowed to stay there rent free last year. There's no money there. I mean \$260,000 in mitigation money is gone, I guess it's gone, there's no money left I would imagine. And how did a small little place like FMRP spend \$260,000 in one year, or a little over a year? Where did that money go? Has this town kept track of how that money was used?"

Councilman Lull: "There has been a very careful accounting."

Jim Breitenbach: "There has?"

Councilman Lull: "One of the things that we demanded of the MF-- one of the things we demanded of the foundation when they began, monthly reports, and we did receive monthly reports that were very clear. And they are clear and they are open to an audit at any time. That's not to say that it's not a lot of money to spend. Saving wildlife as they do is not cheap. The transportation alone of an animal from here to Florida for example is significant. And the medicines that they must purchase are significant. But they are not large enough to bring in large donations.

What happens with a non-profit aquarium project is once that gets under way, they can qualify for large grants and donations. That is the hope."

Jim Breitenbach: "But-- "

Councilman Kwasna: "We're all frustrated with the speed of which things are going, Jim. Things are moving so slow, Jim. There's so many things involved. You talk about Bissel (phonetic) proposal. Even if he came in here with one hundred million dollars in the bank if he refused to sign a lease with the town that complies with the RFP that this town put out last year, then he can take his hundred million dollars and throw it out the window if he refuses to sign the kind of lease that we want. And there's just so many issues out there that people just don't understand and haven't been put in a newspaper, you know. We are reading all the paid advertisements in the newspaper; nobody is getting the real news."

Jim Breitenbach: "Now, getting back to RFMRP, the \$260,000, how the way, you know, I understood it was that money was to benefit downtown. I mean, how did the saving the seals benefit downtown?"

Councilman Kwasna: "To keep the project alive, the project of the aquarium, traffic generator for Main Street."

Jim Breitenbach: "What traffic has it generated? I mean, come on."

Councilman Kwasna: "I don't know what the attendance roll has been down there but there are still people going there and there

schools coming there. We are just trying to keep it alive."

Councilman Lull: "The thing is there are associations with other organizations and that kind of thing, Jim, but the one thing you must keep in mind is that whatever aquarium project we have, when you have something like a marine foundation, it provides the kind of publicity that you cannot get under any other circumstances. I was thinking of the aquarium down in Sarasota where they have a-- one of their facilities is a fish hatchery. Their releasing of the fish into the ocean each year is a major news event and that major news event leads right back to the aquarium. Even though it is not necessarily the aquarium that's doing it, it's an associated business. It provides you with the pictures of the seals that appeared in the New York Times last winter. That kind of thing is invaluable. It's something you can't touch in any other way. And, plus it provides the kind of environmental concern that I believe we on the east end must have for the mariculture around here."

Supervisor Villella: "Thanks a lot, Jim. Really appreciate it. George, George Schmelzer, you're next. Town affairs."

George Schmelzer: "This is really comical."

Supervisor Villella: "You've got five minutes, please. That's it."

George Schmelzer: "Too late. You should have said that before I got up. The other guy (inaudible) five minutes."

Supervisor Villella: "Might be two minutes. You're quick, George."

George Schmelzer: "Well, reading this about this Chapter 54, unsafe buildings, think about the Rimland building."

Supervisor Villella: "You're right."

George Schmelzer: "Is the Town going to have a public hearing against itself to knock it down or anything?"

Supervisor Villella: "We are hoping that we don't own that building in a little while."

George Schmelzer: "Well, you might-- somebody might say you ought to give yourself your own medicine that you give somebody else."

Supervisor Villella: "You're absolutely right."

George Schmelzer: "I'm afraid to go by there sometime, a brick might fall down."

Supervisor Villella: "Looks like Manhattan now with, you know, the way it's-- "

George Schmelzer: "Yeah, I don't know how you can put a (inaudible) through bricks and make it safe. Like, oh, I forget her name-- "

Supervisor Villella: "Sharon."

George Schmelzer: "Sharon said."

Supervisor Villella: "George, do you have anything else?"

George Schmelzer: "Yes. We have a neighbor across the tracks, River Road, Calverton, who wants to put a garage up. DEC wants to get \$650 from him for a permit. He's been fooling around with them for three months. He's not halfway through yet. That's some nonsense we got. That's a hangover from Joe Janoski and Ken LaValle. Scenic river nonsense. Maybe you ought to try to get our state legislature to rescind that for the Riverhead side. Just bypass LaValle and go to the rest of the State Senators and get rid of this crazy park the Town Board last year proposed because the state isn't going to pay for it and Riverhead town ain't going to pay for it, and so the land is being deteriorated."

Supervisor Villella: "Maybe your friend should get ahold of Steve Tanger, Mr. Tanger, and find out how he got his exemption from that wildlife."

George Schmelzer: "He probably wouldn't even tell you, would he?"

Councilman Lull: "George, we have a proposal in front of the

DEC that's been in front of the DEC for more than two years for changing the lines in the-- under the Wild Scenic Rivers Act. It's been there; it's been active for a long time."

George Schmelzer: "Why did you have to ask for that park for, that crazy park along the river? Huh? Well, the Town Board asked for it. I've got papers on that."

Supervisor Villella: "You mean the greenbelt?"

George Schmelzer: "Yes. They can't even run the park they've got now in Grangibel Park. A kid got drowned there years ago, they did nothing to cure it. Would be very simple. How do you expect them to run a park two and a half miles long; can't run stuff 500 feet long. Really. This is getting nutty. We should do something to get rid of that DEC Scenic River nonsense and the so called greenbelt Park and that's very valuable land. If you're going to do that, the excuse was didn't want any cesspools to leach into the river. Well, they've got cesspools on Peconic Bay Blvd., why not make that a greenbelt, too, for the same reason? And if we're talking about improving Main Street, why not extend the sewer? The sewer stops about where the Maple Tree Diner is-- I mean delicatessen. Extend it down to where the dog hospital is and beyond Mickey's Auto Parts, there's no public water. What the hell is this? Talking about helping Main Street. It's a farce. Take some of this mitigation money, I call it bribery money, or another word, they're forcing it out of them, see. Either extortion or bribery. Jim Stark would say it was both; I don't know, maybe he was right. You've got to help West Main Street. So I can talk to you about that some other time."

Supervisor Villella: "On the committee, the four of us. The four of us; we'll bring that up."

George Schmelzer: "Yeah, sure. I have no use for the DEC."

Supervisor Villella: "I noticed that. I heard the story last week, so. We have to go on."

George Schmelzer: "Yeah. I've got some more stories, too. I can't tell you now."

Supervisor Villella: "Thanks a lot, George."

George Schmelzer: "Okay, good enough. Thank you."

Supervisor Villella: "Lou Passantino."

Lou Passantino: "Lou Passantino, Wading River. I originally filled out the card tonight to speak on 4331 Old Country Road. The reason I wanted to speak on that was before you consider demolishing such building, and I understand that the owner of the building has made some improvements, I was glad to see that, but I'd like to see the Town require that anything that happens along there, require that that building be brought up to the proper standards of the Town and kept that way. Because each time another project comes in, that building was getting worse and worse. It wasn't so bad when the first project came in. But during the time that those-- there was-- the transfer station was being considered, that's the time that the building was broken into; was vandalism by kids. So I'd like to let the Town Board know that whatever project is being proposed for that site, please make sure that that building is cared for.

I'd also like to see that if it is a historic building, to make sure it is done to the proper codes if it is a historic building."

Councilman Lull: "I don't believe that building is a historic building."

Lou Passantino: "Well, again I don't know that."

Councilman Lull: "You're talking about Fresh Pond Manor, and that's what we used to call it when our friends lived there. But the last two projects we've had including the one that sits in front of us right now, has a complete restoration of that building and that is what we demanded-- I say we, the Town Board, four years ago, demanded of OMNI as part of their project and which has been presented as part of the project that is now proposed for that building-- for that property. In both those cases, the complete restoration of that grand old building is planned. That-- the building was never marked for demolition. You have to realize, the Chapter 54 is not a demolition, it's a health and safety part of our code, it's a chapter of our code and what we do is when we see

something at that particular point, the front porch that goes most of the way around that building, was hanging just by the roof and everything underneath it had collapsed, anybody underneath it, any child underneath it, any person underneath it could have been seriously injured. At that point, it provides a serious health hazard."

Lou Passantino: "I was quite aware of that. I'm glad to see you kids did have that one-- "

Councilman Lull: "That was the point at which we went to the building department and asked them to do a Chapter 54 on it. But obviously it's up to the owner to make a decision as to whether or not the building is reclaimable. We can't make that decision. He made the decision that the building is reclaimable and restored the porch. Or is in the process of restoring the porch. Which is the way it should be."

Lou Passantino: "I've observed the work that he's done and I'm glad to see that he is doing it. But, again, I think maybe what I'm trying to say is that during the process of them applying for a project to be built and they put nice things on paper, but during the time that they had it, it deteriorated. The windows could have been boarded up in the way that Sharon Klos was explaining, or at least to a point where kids could not gain access to the building. There were quite a few buildings in the town of Riverhead that have gone by the wayside because of neglect. And even though it's a great project and they said they were going to restore the building, they still let it go."

Councilman Lull: "They let it go because they never got the project and that was their final kicker to us."

Lou Passantino: "And I would like to see that the town require that even when there's a project being proposed, that they do proper boarding up or proper securing of a building so this way it doesn't get to that point."

Councilman Lull: "A great-- they were supposed to do the window and they simply let it fall."

Lou Passantino: "Well, they let it all or they knocked it

down, whichever.

And, also, on the Water District, we have-- we've noticed that there's a lot of building going on in Wading River and I thank you for bringing to the attention of the public that there's an increased demand on it caused by increased development and when a SEQRA is done on a project, sometimes it may say there's no significance, but if it is going to change, let's say the draw on the water system, roads, the school systems, they are all impacts that I believe should be looked at during the SEQRA process. Sometimes SEQRA processes are short circuited for the-- I would say for the betterment of the project, not necessarily for the betterment of the people that live around it. So please keep your eyes open on those things because maybe we can stop them before the town has to pay \$24,000. Thank you."

Supervisor Villella: "Thank you, Lou. Jim Flood."

Jim Flood: "Jim Flood, Aquebogue. I have just a question, Vinny. Let's see. In the applications there's a section where a petition where Muma & Tuccio for an extension to the Riverhead Public Parking District. Can you tell me what that's about?"

Supervisor Villella: "I can't, but maybe someone else can."

Councilman Lull: "It's a piece of property on Court Street which is physically separated from the Parking District. They are making a request to the Parking District to be included in the Parking District. Any merchant downtown, any town owner downtown has a right to request to be included in the Parking District. There are some Parking District properties that aren't directly contiguous with parking. And you may do that. It's just an application. It goes first of all to the Public Parking District liaison group, the citizens group, and then we make a recommendation to the Town Board, who is the governing board of the Parking District."

Councilman Kent: "It's directly across the street from the Court Street parking lot."

Jim Flood: "I think I know where it is now."

Councilman Kent: "It's just west of Cedar-- is the cross street."

Jim Flood: "Yes. What I suggest to the Town Board is before we entertain any petitions from Mr. Tuccio, perhaps there should be some quid pro quo and just-- you can go down East Main Street and look at a couple of these properties there and there's abandoned cars. You know, maybe you should make that parking lot over there an impound yard and start, you know, towing away some of these junked cars that are parked not only on his property, but other landlords' properties."

I know you've heard of the abandoned car situation before, but Mr. Tuccio is one of the landlords that has cars abandoned on his properties. So before we do anything for Mr. Tuccio, anything at all, I suggest that we get something back from him. Some of the landlords in this town have sucked the life out of this-- the poor area of the town. And, again, I took a look around town again today before I came in and the same abandoned cars in backyards are still there that were there two weeks ago and four weeks ago and six weeks ago, and--"

Supervisor Villella: "Jim, I didn't want to bring this up tonight-- I don't think I-- well, you forced me. What I told you in my office last week, you almost blew a sting situation."

Jim Flood: "Vinny, let me just tell you something. I did not appreciate you telling me, calling me into your office-- "

Supervisor Villella: "Well, I had to tell you."

Jim Flood: "Yeah, I understand that. I had no idea about that. And you know what? When that building inspector came up here, I said I didn't want to know anything about it. We didn't have to continue that conversation. What I did not appreciate from you, Vinny, was asking me-- telling me that you did not appreciate me grandstanding. Well, I'll tell you what. I'm going to be here every week, every other week-- "

Supervisor Villella: "You should be here every week."

Jim Flood: "Because I'm concerned about what's happening. All

right. We have landlords in town and I don't want to go naming names of these landlords. Okay."

Supervisor Villella: "Well, you already did."

Jim Flood: "Well, I did because in this particular case we have a petition from a landlord that has multiple abandoned cars on his property. It looks like crap. Okay. You know, and when my property value decreases and my taxes increase, it upsets me. All right. So you know that's where I'm coming from on this and that's why I'm asking the Town Board to take that into consideration before we proceed with any kind of application from any landlord, I think there should be some quid quo pro."

Second of all--"

Supervisor Villella: "I'd like you to help me out with that. Get the houses you are talking about, the cars, and we'll sit down with me, yourself, and Mr. Tuccio, if you would like to be there, and we'll talk about the situation."

Jim Flood: "You know, that's a job for your building department. But when you reassign people from the building department-- "

Supervisor Villella: "I want to make sure it's true. I want, you know, I just want everything out there in the open."

Jim Flood: "It's very simple. Why don't you just ask Ed to drive around and take a look at some of his properties. He knows where they all are. Okay."

Councilman Kent: "Jim, I think we responded to that re-assignment question a couple meetings back. We did not reassign anyone out of the building department back to the police department."

Jim Flood: "Well, Frank is back in the police department. He's not working for the building department. He is not working full time for the building department."

Councilman Kent: "It's not something that we did."

Jim Flood: "Well, I suggest that you get him back because

that's going to make a hugh difference."

Councilman Kent: "He is available when we need him."

Jim Flood: "Well, you know there's a full time job open for him to take care of these situations and until it's done, he shouldn't be doing anything else."

Councilman Kent: "You might want to speak to him also because he's got some other things ongoing with the town where he was not happy doing what he was doing."

Jim Flood: "Well, you know what? He makes a ton of money and we appreciate the good job that he did. But sometimes people can be unhappy in their jobs when they're getting paid between \$60,000 and \$75,000 a year, you know, sometimes you have to be unhappy. He got - he earned his (inaudible) by doing a good job. However, when you get a gold shield for doing inspections, perhaps he should finish to job."

Second of all, real quick-- "

Supervisor Villella: "I just want to-- I would like Chief Grattan to come up and just explain the situation with Detective Hernandez. Joe, could you please come up."

Chief Grattan: "Gentlemen. I'd like to set the record straight. Officer Hernandez at the time was told by me, me only, no member of the Town Board, present or past, to return to the police department. Nobody asked me to send him back there; I did it on my own. There were several reasons why I did this. Frank Hernandez was working over here in the Town Attorney's office, sharing a table with the Town Attorney, sharing a desk with Laura Lennox. At times he was trying to use a desk over in the building department. When he couldn't find room there, he was downstairs in what they used to call the green room. He needed a place to sit. He needed a computer. He needed certain software he works with. He needed access to the teletype. He needed access to county records. That is the reason I brought him back. On January 2nd, I met in your office on an unrelated matter with you, Mr. Villella, Jim Lull, Councilman Kent, and Councilman Cardinale for a short period of time, and I made it very clear at that time that if you need the man, I

will send him back here. And that's it very simple. It's nobody's choice. You, Mr. Villella, or the two new members of the Town Board, did not order me to take him out of Town Hall. I did it on my own. If you need him back here for any reason whatsoever, in fact, just the other day, Councilman Kwasna and myself, the Town Counsel, Bob Kozakiewicz, and I, I guess-- Leroy Barnes, visited certain areas and we've targeted them and he will be addressing it very, very shortly. He just took a couple of days off. He'll be back I think tomorrow or the next day. If it's your desire, gentlemen, let me know and he'll be back here. Thank you."

Supervisor Villella: "Thanks a lot, Joe. Appreciate that."

Councilman Kent: "I hope that will end the (inaudible) of this because it's coming up over and over that we reassigned him. This is not the first time you've brought it up at one of our meetings."

Jim Flood: "Well, I'm not saying that he is not-- right now, is he doing 40 hours of work investigating rental problems. Or are we finished with that?"

Supervisor Villella: "According to Leroy Barnes, he's doing the same work as what he did when he was over here. Now he has a desk, computer and everything."

Jim Flood: "I can understand the desk. That's great. You know, I understand why-- I knew that he was over in the police department because he needed a desk. What I want him to do, what I'm asking the Board to do, is you have a trained investigator who cut his teeth on this specific-- "

Supervisor Villella: "And he's still doing the same thing."

Jim Flood: "I would like to see his expertise used full time until the rental-- until we're over the hump with this rental problem. And that's my-- "

Supervisor Villella: "I thought we squared that away two weeks ago because we are hiring another code enforcer. As a matter of fact, the building department is going to be-- is expanding quite well right now and over-expanding. But we need this. This is what the town needs is get a strict rental law. And I appreciate your

concern. I think Leroy Barnes, his committee, his group, is doing a very good job."

Jim Flood: "They are. I just want to see, you know, nothing is going to happen in downtown until we get this poor area cleaned up."

Supervisor Villella: "Absolutely right. You're right. You have the same concerns as we do, Jim."

Jim Flood: "Thank you. That's what I want to hear."

Supervisor Villella: "You can come into my office any time you like and speak to me, and we can get Leroy and we can has out quite a few things. I hate to see it on TV mentioning houses, certain houses and stuff, but-- "

Jim Flood: "Well-- "

Supervisor Villella: "It's not right, especially when they go there the following day and they, you know, issue summonses and stuff, so-- "

Jim Flood: "Well, I was glad and I was unaware of that. Okay. Once that was brought up, I-- with my training, I knew that perhaps, you know, I just happened to be in the wrong-- I mentioned the wrong house at the wrong time."

Supervisor Villella: "Okay. I know you're concerned and I appreciate it, Jim. Thank you. Mary Laura Lamont."

Mary Laura Lamont: "Good evening, gentlemen. My name is Mary Laura Lamont. I'd like to thank you for your time and for your patience and for listening, listening to various people on the issue I want to speak about and that's Maidstone Landing. I understand there'll be a resolution tonight to rescind the permit on Maidstone Landing and I support that. I support that wholeheartedly and I hope that the Board would also respect the original conservation easement areas and not trade off any lands with that. And I just would like to thank you all for listening to the other side. Thank you."

Supervisor Villella: "Thank you, Mary. Charles Cetas. You have two cards; you might as well stay up for both portions-- "

Charles Cetas: "I'll try to be short. My name is Charles Cetas, North Fork Environmental Council. I'm the Vice-President of the NFEC and also a resident of the Town of Riverhead. I guess you acknowledged the fact that you're going to rescind Maidstone site plan approval tonight. Okay. We wholeheartedly support that as well, the North Fork Environmental Council. We also believe that you should hold onto the scenic and conservation easement, the entire easement. However, we do feel that if you can find ways to add to that easement, we would not be opposed to that.

I guess you've basically amended the resolution you were going to pass the last time."

Councilman Kent: "There actually will be a couple of amendments to that resolution tonight that I will be offering."

Charles Cetas: "Okay. I probably don't have the final version then, okay, so I won't speak to-- on your version does it say unless it conforms to the prior site plan, the condominium map on file. I assume that refers to the seawatch?"

Councilman Kent: "That's correct."

Charles Cetas: "Okay."

Councilman Kent: "Or it offers an alternative."

Charles Cetas: "Or until an amended site plan and condominium map has been approved. Okay. I guess you did that to allow flexibility or was there a specific reason for changing it?"

Councilman Kent: "Well, there may be another-- an amended site plan that is submitted that is-- that can be approved."

Charles Cetas: "Okay."

Councilman Kent: "That conforms with the conservation easement."

Charles Cetas: "To the easement and also maybe adds other-- "

Councilman Kent: "Right. We don't want to leave them only having to conform to the prior site plan which is not acceptable either."

Charles Cetas: "Okay."

Councilman Kent: "We give them the opportunity to submit a site plan that conforms to the existing easements."

Charles Cetas: "Okay. And I understand when that site plan is submitted, then there will be another review process and-- "

Councilman Kent: "That will be with the Planning Board."

Charles Cetas: "Right, was there going to be another session where all parties could get together and-- "

Supervisor Villella: "Do you want to have another meeting in my room?"

Charles Cetas: "Yes. I'd like what we had before."

Supervisor Villella: "You liked that one, huh."

Charles Cetas: "I mean, were you planning to do that?"

Supervisor Villella: "We can. We can."

Charles Cetas: "All right."

Councilman Kent: "We're really putting it back in the applicant's hands to come forward with a new proposal."

Charles Cetas: "Right. Well, that's as it should be. Also, of course, we would like to see the easement areas that have been disturbed cleared, restored to their former conditions."

Supervisor Villella: "That's why we need that meeting."

Charles Cetas: "Okay. So you didn't discuss the restoration in this resolution as far as-- "

Councilman Kent: "No. That will be part of site plan."

Charles Cetas: "Okay. All right. And also I guess the issue of fines, I guess-- because the Town Board had-- the previous Town Board had said that they were considering fines."

Councilman Kent: "I'd rather see the money put into restoration than into fines."

Supervisor Villella: "Restoration and a monitor on the property to make sure it's being done right. That's going to be something that we're going to be-- we have to do a resolution on that."

Charles Cetas: "Right. Well, because we had brought up the issue does a mandatory-- in the Town code there's a-- I believe the Town code reads there is-- on land clearing violations, site plan violations, that the fines are mandatory. There's not really any discretion the Town Board has on that. As far as I understand."

Supervisor Villella: "We'll talk about that in the meeting in my room."

Charles Cetas: "Okay. So that's it on Maidstone. We support you rescinding the Maidstone site plan that was approved in 1996."

Councilman Kent: "Thank you."

Supervisor Villella: "Thank you."

Charles Cetas: "Okay. I want to-- I have a couple concerns about resolution #119. Designates lead agency and determines environmental significance of the change of zone petition of Traditional Links. I don't think-- the concern is more like a question, the concerns that I have (inaudible). So, I've got a couple questions about it. Well, I guess, who is being determined lead agency?"

Councilman Lull: "The Town Board is."

Charles Cetas: "The Town Board. Okay. And does it determine the environmental significance? Is it a pos dec?"

Supervisor Villella: "Let me back up on that, Charlie. The Planning Board is going to have-- they're going to be in charge of all site reviews and everything, site plans."

Charles Cetas: "Well, this is a change of zone. It's not a site plan. This is a change of zone. The Town Board-- this is a legislative act. The Town Board has the-- "

Supervisor Villella: "Yes, we'll be taking care of that."

Councilman Kent: "It's a Type 1."

Charles Cetas: "Okay. And, have you determined whether it's a pos dec or a neg dec or not?"

Councilman Kent: "We're requesting an environmental impact statement to be prepared."

Charles Cetas: "So it's pos dec. Okay. That was one of our big concerns. We most definitely would think-- we believe an environmental impact statement is required for this project because the zone change is going to bring with it a project that's going to encompass 450 acres converting farmland and woodlands into, you know, golf courses, hotels, clubhouses, and beach amenities, and all kinds of other things, I suppose.

Also, one big concern we have, I guess there'll be a scoping hearing on the environmental impact statement at some point?"

Councilman Kent: "Yes."

Charles Cetas: "Because we would like to know when the hearing is going to be. Can you-- do we have to keep calling in to find out when that hearing is going to be or-- "

Councilman Kent: "Well-- "

Charles Cetas: "Can you let us know?"

Councilman Lull: "The resolution directs the Planning Director to hold a scoping hearing but there's been no plans as of yet."

Charles Cetas: "Okay. So there's not a set time at this point. We would like to be informed-- "

Councilman Lull: "Stay in touch with Rick."

Charles Cetas: "Okay. Because there's a couple big concerns that we have. We would, of course, detail our concerns at the scoping hearing as to what should go into the impact statement."

Councilman Kent: "Do you have a copy of this resolution? I think it's in the-- is it in the packet?"

Supervisor Villella: "Do you have #119?"

Charles Cetas: "No. I don't. I just saw it's on the agenda tonight that you're going to vote on it. That's all. But, two concerns that we have with this project already even though we haven't reviewed the whole project, you know, we haven't reviewed the project yet. I guess all the plans haven't come in yet and-- "

Councilman Kent: "No, they haven't. There's going to be a-- resolved that the Planning Director hold that scoping meeting."

Charles Cetas: "Right. Okay. Mostly the character of the land is what-- is two concerns that we have, is if one there is a very extremely rare plant community on that-- as far as that property, it's called the maritime dwarf beach plant community. It's been recognized by the Department of-- New York Department of State as a globally rare plant community, so this project could definitely-- most likely impact that."

Councilman Kent: "Well, we're aware of that."

Charles Cetas: "All right. Okay. And, of course, we're concerned about the conversion of farmland to other uses. Thank you."

Supervisor Villella: "Thanks, Charlie. Anyone else? Anyone else like to speak? Steve? No."

Henry Pfeiffer: "Henry Pfeiffer, Wading River. The measure of society is the manner in which it treats its population, especially

the most vulnerable, the very young, the very old, and the infirm. Riverhead gets high marks for this and it's particularly and the action taken most recently by Mr. Mark Kwasna in sponsoring and helping pass a resolution to protect the infirm and their parking field. Now, I notice in tonight's publication that Southampton has notified the Town of Riverhead about a certain resolution they passed. And my question is, among others, do we do this likewise? Do we notify all the towns nearby and the county?"

Barbara Grattan: "Yes, we do."

Henry Pfeiffer: "We do. Okay. As a regular thing."

Barbara Grattan: "The Town Clerk's office does."

Henry Pfeiffer: "Beautiful."

Councilman Kwasna: "Anything that pertains to their town also is when they're notified."

Henry Pfeiffer: "Right."

Councilman Kwasna: "No, we don't give them the whole list of 100 resolutions, only what pertains to both towns."

Henry Pfeiffer: "You've got a very beautiful write up in one of the papers recently, I guess a full page spread, complimenting you on this. Now my question is then, having notified these other towns, I would say Southold, Southampton, Brookhaven, of the change in our parking practices in requiring a photograph and so forth, have we received any responses from them? How are they going to handle our people when we move into their town? Are they going to require a photograph on their-- in other words, what kind of reaction are we getting to this?"

Councilman Kwasna: "Well, we haven't gotten any reaction as of yet because it's just happened in the past month or so. We are hoping that we're taking a lead on this and the other towns are going to follow. There is an east end handicapped committee that has just recently been set up and we are going to try to meet with them-- that represent the other towns on the east end of Long Island so we can all sit down together and go over this together."

But, we're expecting I guess some feedback very shortly from the other towns on how we're going to work this out between us."

Henry Pfeiffer: "Oh, great. I'm glad to hear that. I was at the legislative meeting last Tuesday and there was somebody there in a wheelchair making a further representations for the handicapped. In other words, what they have asked the county to do was to arm a host of volunteers who would go around and take pictures of cars parked in these handicapped spaces."

Councilman Kwasna: "That's the polaroid posse. That's already in effect in Suffolk County."

Henry Pfeiffer: "Right. And they would then pass these photographs along. The police department would research them and determine whether or not they were legitimate or not. So this is not a dead issue and I'm very interested and I'm going to watch with a great deal of care and see how successful this is going to be and being adopted county wise, state wise, national and so forth. You are going to have a good opportunity to pat yourself on the back. Thank you."

Supervisor Vilella: "Thank you, Henry. Steve?"

Steve Haizlip: "Steve Haizlip of Calverton. Mr.-- when Mr. Breitenbach was up here talking about those-- pardon me for the type of language that I use-- fishtanks, or aquarium tanks or whatever you want to call them, I don't remember the exact date in December when a hearing was held for the Seaquarium and the Atlantic Aquarium. And I remember-- I think it was about the 23rd or something like that-- and I remember you spoke from right here, this podium, that you wanted the-- about \$2,000,000 given back to the Town that was probably loaned to them or given to them to get started as Mr. Flood said-- "

Supervisor Vilella: "No, no, no. That's not-- the \$2,000,000 was for the property that they bought from Riverhead Building Supply."

Steve Haizlip: "Oh, all right."

Supervisor Vilella: "And the improvements that they made."

Councilman Lull: "Purchase and improvement to the property. That's the bond."

Steve Haizlip: "All right. Now, okay. The question is. Do you think we'll ever get it back in this town or is the taxpayers has been given a kick and say so long, old buddy. I took you for \$2,000,000, just like (inaudible) said one time."

Supervisor Villella: "We will get it back and I will be meeting with both groups and I'm going to finalize it and see-- because I still can't vote on this issue. They can-- the four of them can, you know, three of them vote for one, it passes, is fine. But I can't vote on this; I have to abstain the way it is now because during my campaign and up until that meeting that you're talking about, I have liability-- the town's liability-- the residents-- I want that taken care of as soon as possible."

Steve Haizlip: "Yeah, all right."

Supervisor Villella: "So, that's what I would vote for."

Councilman Kent: "Steve, both proposals as they are now provide for the town being repaid at the time our bonds would be due in full, which would be April, 2005."

Steve Haizlip: "April-- in other words, in 2005, you are expecting that money to come-- "

Councilman Kent: "That's when we would have to- "

Supervisor Villella: "I want it sooner than that."

Councilman Kent: "That's when we would have to-- "

Councilman Lull: "In between then and now, Steve, both organizations are going to be paying the debt service. So there will be no further charge-- cost to the town."

Steve Haizlip: "Jim, when you say both organizations-- "

Councilman Lull: "Both of the two organizations-- both of the proposed plans will be paying the debt service on that bond until

the time that the bond comes due, at which time they will purchase."

Steve Haizlip: "All right. Now, my third item here which I am definitely in (inaudible) with George Schmelzer on this. Ken LaValle-- I might as well give him his full title-- Senator Ken LaValle, when he put in that Wild River Scenic Act or whatever you call it, with that law that man practically, well, I'll take away the practically, he did take property away from people. It was actually confiscated. I will give you an example. Mrs. Susan Jacobs, who is the current Postmistress in Calverton, owns that land along Railroad Avenue. She cannot do anything with it, they have got it sealed up, they won't let her do anything with it, but yet the Town says you must pay taxes on it. Now, if you are going to take somebody's property away from them, through a state act, but yet the Town has authority to level taxes on it, then I think something should be done here and my way of thinking that something should be done if all the citizens of the First Senatorial District knew what he did to us here on that, I don't believe he'd get back in office.

Now, you know, the American language gets very difficult sometimes to understand. And especially the way sometimes it is written. You've got this resolution 120. It says you are going to reassign a secretary to the Supervisor to the Town Board Coordinator vacancy."

Supervisor Villella: "Correct."

Steve Haizlip: "I mean-- that don't make sense right because-- "

Councilman Lull: "Steve, the way it would read better would be that the secretary to the Supervisor is to be reassigned to the Town Board Coordinator."

Steve Haizlip: "Okay. Thanks for that clearing up that clarification."

Councilman Lull: "Been there for 32 years."

Supervisor Villella: "It's getting late. Let's-- Bill, you're the last one, and then we'll do the resolutions."

Councilman Lull: "Steve, I think you know that the Wild Scenic

Rivers Act does not apply just to Long Island. I mean it's a state-wide act."

Steve Haizlip: "But I don't think-- "

Councilman Lull: "Everybody's suffering and we should not have it here because it does not apply to us the way it applies upstate."

Steve Haizlip: (inaudible)

Supervisor Vilella: "Okay, Bill?"

William Kasperovich: "William Kasperovich from Wading River. There are two resolutions I would like to bring to your attention. One is resolution 129 and in the notice to bidders, in the last sentence, the right is reserved to reject any or all bids, waive any informalities and to accept the lowest responsible bid. After our experience on the Hulse Landing drainage project, where we spent -- took the lowest bidder at \$280,000 and we spent closer to a third of a million dollars on the project, it was all in the strength of legal wordage of that last sentence. That should be modified to allow the town to do anything, any way, in any manner. And that's all quite legal, it's just a matter of wordage. This wordage as I read it needs serious legal scrutiny and rewording.

The other resolution-- "

Supervisor Vilella: "Which words are you concerned with, Bill? The whole sentence or just-- "

William Kasperovich: "The whole sentence."

Supervisor Vilella: "The whole sentence? Okay."

William Kasperovich: "The other resolution is 128."

Barbara Grattan: "How do you want it to read, Bill?"

William Kasperovich: "I'm-- I can't take the position of a counsel at law in which to offer the rewording. That would be inappropriate for me to reword it."

Councilman Kent: "Bob, do you think this provides us with the protection to reject bids that we feel are unsatisfactory?"

Robert Kozakiewicz: "I wasn't paying attention to Bill, and I apologize for that. I was looking at something else at the moment he was asking the question. It reads the right is reserved to reject any and all bids. As I read this, it gives the Town the authority to reject any and all bids that it deems are not proper and fitting for the Town to proceed forward on. And-- I don't believe we need a reason under New York State law. We can determine that reasons that we are just not comfortable with the way the bidding came in, that the bids came in too high, that there might be a need to recompute or reconfigure things. There's a number of reasons that could come up why we reserve rights to reject and proceed forward with the second notice to bidders."

Councilman Kent: "At the time the bids come in, is it customary that we review these with our town engineer at a work session?"

Robert Kozakiewicz: "That's generally what we would do on these particular type of bids where the Town engineer's expertise or if it required H2M's expertise would be required, that's the way it's done, yes."

Councilman Lull: "Chris, we underwent-- we went through one drainage project last year in which we got a series of bids rejected, all the bids, realized we had configured it wrong, reconfigured it and put it out, came back still too high, we reconfigured it a third time and put it out a third time. Then it was satisfactory. So you do have the right to make choices."

Supervisor Villella: "Is that satisfactory, Bill?"

William Kasperovich: "I can't comment on that."

Supervisor Villella: "Okay, well, we have to close-- "

William Kasperovich: "We had an experience and the word around town is that we were supposed to take the lowest bid."

Councilman Kent: "No, obviously we're not doing that. We're reserving the right to reject."

William Kasperovich: "The word is just similar but we-- the word around town is that we had to take the lowest bid."

Councilman Kwasna: "You might have heard that, Bill, but we don't always take the lowest bid. We take the lowest responsible bid."

William Kasperovich: "Well, you took the lowest bid-- "

Councilman Kwasna: "That we believe was responsible."

Supervisor Villella: "Responsible bid is the word-- "

Councilman Kwasna: "At the time we believed was a responsible bid we took it as the lowest bid."

William Kasperovich: "Well, speak for yourself. Because I informed other people and the source of my information that the lowest bid was not reasonable and that was ignored and the word was that we had to take the lowest bid and that's why I speak of this sentence the way I do here and now."

Supervisor Villella: "The lowest bid doesn't mean it's the best job, Bill, so we'll check into that at a work session."

Councilman Kwasna: "We have rejected the lowest bid."

Robert Kozakiewicz: "The law requires us to accept the lowest responsible bidder, lowest responsible must be read together. And in instances in the past we have, in fact, rejected lowest bidders. The most recent example I can think of was when we were rebidding our Garbage District, we looked at a couple of the carters who were currently providing service, looked at other townships and determined that they were, in fact, not responsible and therefore proceeded forward to the next lowest bidder we determined to be lowest and responsible. So, I'm not sure if that's the concern, but I know we have done it in the past and we try to do it on each and every bidder as carefully as we can."

Supervisor Villella: "Thanks a lot, Bob. Bill, thank you very much."

William Kasperovich: "I have resolution 128."

Supervisor Villella: "Last one, because we have to get going."

William Kasperovich: "Last one, yes. Last one. If I don't make it home tonight, it will be the last one."

Supervisor Villella: "Let's not get sour grapes, Bill."

William Kasperovich: "In the second paragraph, Whereas, by memorandum from Sharon E. Klos, Building Permits Coordinator, said construction has been completed to the building department's satisfaction. I object to the word memorandum. I object to one individual of the building department being used as the criteria of the decision of which is the building department's."

Robert Kozakiewicz: "That's not what the resolution is meant to imply."

William Kasperovich: "Well, all I can tell you is what I-- "

Robert Kozakiewicz: "It's-- what-- if I may be heard, please."

Supervisor Villella: "Yes, Bob."

Robert Kozakiewicz: "What the-- if you read the balance of that paragraph, it goes on to point out that a certificate of occupancy has been issued, certificate of occupancy 19-- 13935, I'm all flustered. But what the memorandum is doing is advising my office that the time has now come to draft a resolution because of the building department's giving a certificate of occupancy to the structure. Perhaps it doesn't read that way, but that's the intent of that particular paragraph."

William Kasperovich: "Well, to me it does not read that way at all. No way. You're-- it specifically (inaudible) to one particular individual of a large expensive department with other expertise and other specialities that come into bear prior to the issuance of a CO."

Robert Kozakiewicz: "I'm-- I-- "

William Kasperovich: "Your intent may be there but it certainly doesn't read into the wording."

Supervisor Villella: "We just have her name here, Bill, she did speak to the rest of the people."

Robert Kozakiewicz: "I don't think we're going to ask every person from the building department to give us some sort of notification. We've adopted a process where once a CO is issued and there has been a site plan bond, the 5% bond filed, we provided for a procedure or mechanism whereby once that work is done, once the site plan work is done, once the CO is issued, I would like to have some sort of verification from the building department that this has occurred and, therefore, now is an appropriate time to release the site plan."

If your point is you would rather see Mr. Barnes issue the memorandum, the point is taken and will be discussed with Mr. Barnes. If that's your point, then we'll so note it."

Supervisor Villella: "Thanks a lot, Bob. Bill, thank you very much."

William Kasperovich: "I have to respond to the most learned attorney there."

Supervisor Villella: "Make it quick because we have to do the resolutions, please. I don't want people walking out. It's very important to get these done."

William Kasperovich: "Well, it's also very important to me to know where the certificate of occupancy stands in this township."

Supervisor Villella: "We could do that-- we don't have to do it tonight, we can do it other times."

William Kasperovich: "When you put this thought or intent into one sentence, you cannot detach one phrase from the other phrase to show your intent. If your intent was on the basis of the CO being issued, that in itself, is a Whereas in another sentence but putting it into one sentence in this manner, by a memorandum, is to me just not the way to run the shop. Thank you."

Supervisor Villella: "Charles, you're going to be quick?"

Charles Cetas: "Yes, a couple of responses to the Wild Scenic Recreation River comments that were made. It's not whether I like it or not but it's a question. Just a-- I guess you are aware that the Town of Riverhead did sue the DEC when they applied the Wild Scenic & Recreation Rivers Act to the Riverhead's portion of the river and the Town of Riverhead lost that lawsuit and one way for the Town of Riverhead to get-- the reason why the Wild Scenic & Recreation Rivers Act was applied to the Town portion of the river was the state felt that the town zoning was not adequate to protect the river. And one way for the town to get jurisdiction back on that property is one to develop better zoning for that area, and two, to develop a plan that protects that river equally as well as the Wild Scenic & Recreation Rivers Act. The Act's not going away; it's there for all-- the legislature put that Act in for very good reason."

Councilman Lull: "That was my point. The Peconic River Management Plan that we presented two years ago-- "

Charles Cetas: "Yes, well, Tanger (inaudible) as a result of Tanger 1."

Councilman Lull: "Yes, it developed out of the Planning Department and that change in the River Management is only a change in the outline of the district. As of this point, it's a very fragmented outline of the Wild Scenic & Rivers line, it's very fragmented. This is a more specifically drawn line. The DEC has told us very simply, they don't want to hear it. They don't want to hear it. They want to settle it off."

Charles Cetas: "I know. Once they get jurisdiction, it's hard for them to-- they don't like to give it up."

Councilman Lull: "They want to bargain off one parcel at a time. That's what they want to do."

Charles Cetas: "Right. Well, they're a permitting agency and that's what they do, but, as I say, that's a way for the town to get jurisdiction back on that land is to develop a solid plan that meets all the requirements of the Act."

Supervisor Villella: "Thank you, Charlie. Okay, we are going to go to the resolutions."

Resolution #55

Councilman Kent: "I move to call off the table Resolution #55."

Councilman Cardinale: "I would second that."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution to take off the table has been adopted."

Councilman Kent: "I'd also-- I move now to amend the resolution as follows: in the fourth Whereas clause, after the comment the Riverhead Planning Board has considered, I want to add the words, and denied, the condominium map application of Maidstone Landing Condominiums as prepared by Young & Young-- it's in the fourth Whereas clause-- I'd like to add the words and denied after the word considered, and continuing on, prepared by Young & Young Land Surveyor after holding a public hearing on said map on January 7, 1998. Because they did consider to deny this application after holding a public hearing. I move that we amend the resolution by adding that language."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna-- "

Councilman Kwasna: "Hold on, I just want to be able to read this-- there is no and in there."

Councilman Kent: "We're adding the words and denied after considered."

Councilman Kwasna: "I just thought it had said in here further on down that it-- they had denied it. It's not said anywhere else in the resolution that they denied it?"

Councilman Kent: "I don't believe it states-- this written prior to their denial. The first draft. I just want to-- when we read it tonight-- "

Councilman Kwasna: "Okay, yes-- "

Councilman Kent: "We'll be substituting-- after the word Surveyors, we'll take out the words and has held and say after holding."

The Vote (Cont'd.): "Kwasna is a yes; Lull, yes; Villella, yes. Amended resolution has been adopted."

Councilman Kent: "No, we're moving to amend it."

Barbara Grattan: "To amend it."

Councilman Cardinale: "I would now move the resolution as amended for a vote."

Councilman Kent: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Resolution #111

Councilman Kwasna: "111 authorizes the Supervisor to execute a change order No. 2 for Edwards and Riley Avenue Road and Drainage Improvement Project. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Resolution #112

Councilman Cardinale: "This resolution rejects offer of dedication of Tap Street as shown on Warsaw Park Subdivision map at the suggestion of the Planning Board. So moved."

Councilman Lull: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Resolution #113

Councilman Lull: "113 authorizes the Town Supervisor to execute change order No. 1 for the Commercial Sewer District Extension Sewer System construction. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Resolution #114

Councilman Kent: "This authorizes the attendance of the Seniors Recreation Department head at the New York State Coalition for the Aging Legislative conference to be held March 3rd and 4th in Albany. So moved."

Councilman Kwasna: "Who is the department head? It doesn't state in here."

Supervisor Villella: "Russell is going to that."

Councilman Kwasna: "Okay. I'll second it."

Supervisor Villella: "Russell, are you here? You are going March 3rd and 4th? Okay. Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Resolution #115

Councilman Kwasna: "115 approves special permit of Clarissa Roesler. This is with reference to the Conklin House bed and breakfast. So moved."

Councilman Lull: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Resolution #116

Councilman Lull: "Approves the plan of the First Congregational Church to shore up their west wall. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Resolution #117

Councilman Cardinale: "This resolution authorizes the Town Clerk to publish and post notice to bidders for processing and disposal of household hazardous waste. So moved."

Councilman Kwasna: "Seconded."

Supervisor Villella: "Moved and seconded."

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

Resolution #118

Councilman Kwasna: "118 is resolution authorizing participation in the financial assistance to business program and the filing of an application with the New York State Environmental Facilities Corporation. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Resolution #119

Councilman Kent: "119, are we amending this to designate Planning Board as lead agency or are we going to take the lead agency on this. We haven't passed a resolution-- "

Supervisor Villella: "We haven't passed a resolution so we have to do it now until we do pass the resolution."

Councilman Kent: "Okay. This designates the Town Board as lead agency and determines the environmental significance of the change of zone petition of Traditional Links, LLC. So moved."

Councilman Lull: "Is that my second? Sorry. Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Resolution #120

Councilman Lull: "This resolution reassigns the secretary to the Supervisor back to the job of Town Board Coordinator. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

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

Supervisor Villella: "I just want to explain what this is all about first. Kim Lucas will not be full time secretary in my office; she's going back to the Town Board Coordinator for the Councilmen on a part time basis like she had before and I am looking for a secretary for my office. Laverne is not-- and my vote is yes."

Barbara Grattan: "The Resolution is adopted."

Councilman Cardinale: "We should also add that was add Kim's request."

Resolution #121

Councilman Cardinale: "This resolution authorizes-- "

Councilman Lull: "Yes, just a second. Is there a difference between 121 and 113? Or are they two resolutions prepared by different departments?"

Councilman Kwasna: "They're the same resolutions prepared by different departments."

*(Discussion was held between the Board members.)

Councilman Cardinale: "This 121 may well be duplicative of 113 but which we'll move anyway. It's a resolution authorizing the Supervisor to execute a change order regarding commercial Sewer District Extension Route 58 Riverhead Sewer District. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Resolution #122

Councilman Kent: "This resolution authorizes the Town Clerk

to publish and post a public notice regarding the change of meeting time. March 17th meeting will now be at 2:00 p.m. So moved."

Councilman Kwasna: "And seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Resolution #123

Councilman Kwasna: "Authorizes the Supervisor to execute a service agreement with Lucent Technologies Company. This company does maintenance on our Merlin telephone systems in the Sewer District. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Resolution #124

Councilman Cardinale: "Authorizes the Supervisor to execute signal agreement for intersection of County Road 58 (Old Country Road) and Doctors Path. So moved."

Councilman Lull: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes, Lull-- "

Councilman Lull: "Just a second. George, with all your wonderful comments about the government and their inefficiency, how about the project that the Suffolk County is undergoing putting up signalization at an intersection that's going to be redone? They are going to reroute the entire intersection, but now they're signalizing it."

Supervisor Villella: "Route 58 and Doctors Path."

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

Resolution #125

Councilman Lull: "Approves application of the American Diabetes Association. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Resolution #126

Councilman Kent: "Resolution authorizing the publishing of bids for janitorial supplies. So moved."

Councilman Kwasna: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Resolution #127

Councilman Kwasna: "Authorization to publish bid for electronic supplies. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Resolution #128

Councilman Cardinale: "This resolution authorizes the release of certificate of deposit of Riverhead Building Supply Corp. since the C of O has been issued. So moved."

Councilman Lull: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Resolution #129

Councilman Lull: "Authorizes the Town Clerk to advertise for bids for the Riverhead Water District Extension No. 50, Wendelken Subdivision. So moved."

Councilman Kwasna: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Resolution #130

Councilman Kwasna: "Authorizes the Town Clerk to publish and post public notice for a proposed local law to amend Chapter 101 of the Riverhead Town Code. This is pertaining to a public hearing on March 3rd, change of stop signs in the Baiting Hollow are off of Southfield Road. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Resolution #131

Councilman Kent: "Resolution authorizing the release of park, playground and recreation fees bond of Aquebogue Associates at the-- on the findings of the Planning Board. So moved."

Councilman Lull: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Resolution #132

Councilman Lull: "132 is a budget adjustment in Street Lighting. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Resolution #133

Councilman Cardinale: "This resolution #133 adopts the capital project for Sound Breeze II. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Resolution #134

Councilman Kent: "This resolution is-- transfers funds for the Meadowcrest III at Hidden Acres water extension capital project budget adoption resolution. So moved."

Councilman Kwasna: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Resolution #135

Councilman Kwasna: "135 is a Hallockville I.S.T.E.A. grant money capital project budget adjustment. So moved."

Councilman Lull: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Resolution #136

Councilman Lull: "136 awards bid for meat and poultry products. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Resolution #137

Councilman Cardinale: "This resolution awards bid for grass seed and lawn chemicals. So moved."

Councilman Kwasna: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Resolution #138

Councilman Kwasna: "138 awards bid for food for the Nutrition Center. So moved."

Councilman Kent: "Seconded."

Supervisor Vilella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Vilella, yes. The Resolution is adopted."

Resolution #139

Councilman Kent: "This seems like a duplicate, too, 139. Didn't we already do this FAB air program? It's a good program. We're getting state funds to administer the FAB motor vehicle inspection and maintenance program. Clean Air Act, bond act. I'll move this anyway. Shall we move it? So moved."

Councilman Cardinale: "Seconded."

Supervisor Vilella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Vilella, yes. The Resolution is adopted."

Resolution #140

Councilman Lull: "140 amends Resolution #78 which approved the special permit of Coastal Gasoline. Simply a change in the wording. So moved."

Councilman Cardinale: "Seconded."

Supervisor Vilella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Vilella, yes. The Resolution is adopted."

Resolution #141

Councilman Cardinale: "This resolution authorizes the attendance of one of the assessors at a seminar in Newburgh, New York on March 3rd through March 6th, 1998. So moved."

Councilman Lull: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Resolution #142

Councilman Kwasna: "I make a motion to pay bills."

Councilman Lull: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Resolution #143

Councilman Kwasna: "I want to bring a resolution off the floor here, Resolution #143. This is an emergency resolution that should have been done last Friday but Jack Hansen was out of town last Friday and hasn't returned yet, to establish a budget line in the amount of \$5,200 for the demolition of a building on 23 Melene Street in Riverhead. This was authorized by Town Resolution #602 adopted July 15, 1997. We really want to get this taken care of; don't want to put it off for another month, so that's why I brought this resolution off the floor tonight."

Councilman Lull: "An ever since then you've been trying to find out who owns it."

Councilman Kwasna: "Do we need a resolution to bring it off the floor or just-- so moved."

Councilman Lull: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Supervisor Villella: "Do we have any more resolutions?
Meeting adjourned."

Meeting adjourned: 9:40 p.m.

Meeting re-opened: 9:40 p.m.

Resolution #144

Councilman Kent: "Offered resolution Rimland Building -
extension. So moved."

Councilman Lull: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. The Resolution is adopted."

Meeting adjourned: 9:41 p.m.

*Barbara Hutton
Town Clerk*