

Minutes of a Regular Board Meeting held by the Town Board of the Town of Riverhead, held in Wading River, New York, on Tuesday, July 21, 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
Adam Grossman, Esq.,	Town Attorney

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

Supervisor Villella: "Thank you, Henry. Who is going to approve the minutes here?"

Councilman Lull: "So moved."

Councilman Kent: "Second."

The Vote: "Kent, yes; Lull, yes; Kwasna, yes; Villella, yes. The minutes are approved. 4 yes, 1 absent."

Supervisor Villella: "Take care of the Special Board Meeting on July 13th."

Councilman Lull: "I'll make a motion on that."

Councilman Kent: "Moved and seconded."

The Vote: "Kent, yes; Kwasna, yes; Lull, yes; Supervisor, yes. 4 yes, 1 absent."

Supervisor Villella: "Can you hear us out there? You can? Okay. All right. Here we go. Okay. Mr. Cardinale is here now."

Barbara, would you like to please read the Reports?"

REPORTS:

Juvenile Aid Bureau	Monthly report for June, 1998
Riverhead Police Dept.	Monthly report for June, 1998
Open Bid Reports	33 passenger bus opened on 7/9/98 at 11:00, one bid was received
	4 wheel drive responder unit opened on 7/9/98, one bid was received from Carl Vail, the bid price was \$34,623.00
	Chevrolet C/K 2500 full size 4x4 pickup opened on 7/9/98, 3 bids were received
	Groundwater monitoring well, opened on 7/17/98, two bids were received

APPLICATIONS:

Special Permit	Dwayne Early, 324 Church Lane, Aquebogue, expansion of pre-existing dog kennel
Shows & Exhibition Permit	North Fork Classic at BJ Farm in Aquebogue August 17 - 22, 8:00 a.m. to 8:00 p.m.
Site Plan	Michael Ireland-Industrial building on Main Road in Riverhead

Supervisor Villella: "Okay. And, Correspondence-- I see we have no Correspondence. So we will go in-- it's after 10 after, right? Okay, so we can start the Public Hearing."

Public Hearing opened: 7:15 p.m.

Supervisor Villella: "Let the record show the time of 7:15 has arrived. Would you please read the public hearing?"

Barbara Grattan: "I have affidavits of publishing and posting of a public hearing to be held at St. John's Parish Center, Wading River, New York, at 7:10 p.m. on July 21, 1998, to hear all interested persons who wish to be heard regarding the application of the Redevelopment Community Zoning Use District in conjunction with the existing Residence C and Business C Zoning Use Districts on property located at State Route 25, Riverhead."

Supervisor Villella: "Rick, would you like to talk?"

Richard Hanley: "Good evening. Can everyone hear?"

Supervisor Villella: "No. It's the black one. Yes, it's on now."

Richard Hanley: "It's better. As the Clerk has read, the subject of tonight's hearing is a motion by this Town Board to amend the Zoning Use District Map of the Town of Riverhead."

Supervisor Villella: "Can you hear him out there? No."

Richard Hanley: "How's this? As the Clerk has read, tonight's hearing is a-- the subject of tonight's hearing that is-- is a motion of the Riverhead Town Board to amend the existing Zoning Use District Map of the Town to provide for a new Zoning Use District in conjunction with the existing Residential C and Business C Zoning Use Districts on property on East Main Street, more formally known or vernacularly as Millbrook Gables.

Through the application of this District, it is the intent of the Board to encourage the assemblage and redevelopment of marginal single and separate properties by the CDA and allow the redevelopment of standard housing for moderate income families.

A conceptual plan of how a redevelopment of the area might look is on the easel on the chair at the front of the Board. It is important to note that this is merely a prototype and that

actual residential densities and final site design be a function of a contemplated special permit process subject to the recommendations of the Town Board, the Planning Board and the Suffolk County Planning Commission.

The public should also be aware, however, that residential densities may exceed existing densities in order to allow the private sector improvement of roadways and the supplying of public sewer connection.

That's the end of the presentation. I would invite any questions that the public might have at this time. Thank you."

Supervisor Villella: "Thank you, Rick. Would anyone like to speak on this public hearing? No one? Anybody else up here want to speak on it? Okay. I declare the public hearing closed."

Public Hearing closed: 7:15 p.m.

Supervisor Villella: "We are going to have to-- we're five minutes faster than we should be at this time. That's a record, I think, so the next public hearing is supposed to be 7:25. So we have to wait five minutes. So, do you want to do old business now? Do you have the cards? Do you want to start the resolutions? Does anyone like to speak on any of the resolutions that we have before us tonight? Steve?"

Steve Haizlip: "Steve Haizlip of Calverton. 641 and 626, award bid for installation of water mains and appurtenances, Route 25, Calverton."

Supervisor Villella: "Steve, they can't hear you. Talk into the black one, right there."

Steve Haizlip: "This one here?"

Supervisor Villella: "Yes, please."

Steve Haizlip: "Can you hear me? All right. We'll start over again."

Supervisor Villella: "Okay."

Steve Haizlip: "Resolution 626 and 641 seem to read the same and it's talking about a water main on Route 25 in Calverton. What I'm trying to ascertain here, is this anything to do with water main #52?"

Supervisor Villella: "Is Gary-- okay."

Gary Pendzick: "Good evening. Gary Pendzick, Superintendent of Riverhead Water District. Ext. 52, they are going to have the public hearing perhaps next month or early September. This is for the transmission main that's going to go between 25A and Wading River-Manorville Road to (inaudible) out the Wading River area, give us better fire protection and better water."

Supervisor Villella: "You still can't hear? But the ones up front you can hear, but you can't hear that one then, is that correct? Good. That's it."

Gary Pendzick: "Folks, just to repeat what I said earlier. I'm Gary Pendzick, Superintendent of Riverhead Water District and the main on Route 25 in Calverton is a transmission main that is going to be laid between 25A and Route 25 all the way over to where the Wading River Motel is. And this is for the purpose of looping the Wading River area to increase the amount of fire flows and eliminate several dead ends that we have in the Wading River area."

Supervisor Villella: "Thanks a lot, Gary. Don't go away. We still got two more minutes before we can go into the public hearing. Anyone else like to speak on the resolutions tonight? There's got to be some speakers here tonight. We still have time so what we're going to do is take it out of order. Nick DiPierro, would you like to come up and speak, please?"

Nick DiPierro: "Good evening."

Supervisor Villella: "Good evening."

Nick DiPierro: "I'm Nick DiPierro from Wading River. I was

wondering if there is going to be a public hearing tonight on Long Pond Road? Is that on the agenda?"

Supervisor Villella: "No. There's no public-- we can talk about it, but there's no public hearing. What we're going to do is have-- the road was paved yesterday and then we'll be putting up the stop signs in the near-- as soon as possible."

Nick DiPierro: "Okay. Very good. (inaudible)."

Supervisor Villella: "And also on Shore Road, all over Wading River, wherever you asked for the signs, the civic group and everything. They're going to be done."

Nick DiPierro: "Okay. I appreciate the response that you've given to-- "

Supervisor Villella: "I wish it could have been quicker but we have to go through the routine."

Nick DiPierro: "There's one road you may want to check with the Town of Brookhaven, that's on (inaudible) Trail and Steven's (phonetic) Drive. Brookhaven Town Board just passed a resolution on Tuesday, this past week that they are going to also put a four-way stop, so maybe the Town of Riverhead can save a couple of bucks by not putting one-- a four-way stop there. That's going to be taken care of by the Town of Brookhaven. It's in a resolution."

Councilman Kwasna: "Stevens and what?"

Nick DiPierro: "Stevens and Pony Trail."

Supervisor Villella: "Is that in (inaudible)?"

Nick DiPierro: "No. Long Pond Road."

Supervisor Villella: "Oh. Okay."

Nick DiPierro: "And I hope that these stop signs will slow and perhaps will stop, but we're going to need some enforcement on that, I'm sure, and it will slow the traffic down. Again, thank you."

Now, another subject which I just picked up the other day, and I just got this letter today from Cablevision. I think too bad Cablevision isn't here tonight. They say that they're pleased to announce that they're upgrading the system in our area. And they are going to let everyone know when the work in the area is going to be completed. So we can all tune in to bigger and better TV. Nowhere on this card did it say anything about (inaudible). Okay. Thursday and Friday they were in the area of (inaudible). Thursday I called them up and I said, and I said, you know, your technicians are dropping all kinds of litter on the road. Would you please ask them to come and pick it up. I have what they call -- I would call scrap metal. This could be picked up by a lawnmower, it could be picked up by a car (inaudible). Well, I got kind of lip service on Thursday so I called back on Friday and I got a little hostile response this time. I got an employee who really was defending her company. Okay. I have to give her credit for that. But I also said, hey, we have a \$350 fine for littering and I think Cablevision (inaudible)-- I have a bag here-- "

Supervisor Villella: "Nick, I would like to have that bag, put everything in there. We'll call up; we'll take care of this problem for you."

Nick DiPierro: "Cablevision should set an example."

Supervisor Villella: "Yes. True."

Nick DiPierro: "I'm tired-- I pick up litter and litter-- the whole area-- I think it's getting out of hand. Maybe we have to educate the public; we have to educate our children; we have to educate our families instead of throwing these coffee cups we have from Hess or McDonald's wherever they happen to be, I'm picking up all the time. I'm afraid when McDonald's come to-- what's going to happen. They'll be all over the place. Something has to be done and the sooner the better. We have to educate the public."

Supervisor Villella: "I'm glad to brought it to our attention; I'd like to take care of that. If you can give that to Lynn McDonald, she's in the back, my executive assistant. We'd like to take care of that for you, Nick. Thanks a lot. All right we can go into the public hearing now."

Public Hearing opened: 7:25 p.m.

Supervisor Vilella: "The time of 7:25 has arrived. Barbara, would you like to read the public hearing?"

Barbara Grattan: "I have affidavits of publishing and posting of a public hearing to be held at St. John's Parish Center, Wading River, New York, at 7:25 p.m. on July 21, 1998, to hear all interested persons who wish to be heard regarding the consideration of the establishment of a proposed Sewer District Extension to be known as the Anderson/Serota Extension."

Supervisor Vilella: "Would anyone like to speak on this? Mr. Angel."

Steven Angel: "Steven Angel, Esseks, Hefter, Angel, Main Street and I'm here for the applicants-- "

Supervisor Vilella: "Can you speak into the black one?"

Steven Angel: "The black one?"

Supervisor Vilella: "Yes. There you go. That's just for the tape. Don't worry about it."

Steven Angel: "I'm here for the applicants, the Estate of Sophie Anderson and (inaudible) Serota. This is an-- it's an extension of the Sewer District to expand it to encompass all of the proposed Anderson/Serota shopping center site. The property itself is currently in the Riverhead Sewer District but approximately half of it is within the Sewer District and the other half has to be added.

I have some maps that may make this a little bit clearer for you. I'm going to-- I'll mark this thing up. I'll put it-- do I have to talk into this? Can I walk around it?"

Supervisor Vilella: "Carry that with you if you want. You could sing, too, if you'd like."

Steven Angel: "You don't want me to do that. To show you-- this is impossible. This is Tom (inaudible) our engineer."

Supervisor Villella: "How are you doing, Tom?"

Steven Angel: "This is a subdivision plan of the Anderson property. Right here is Route 58, this is the parcel that is contemplated for development as the Serota site plan development (inaudible) and this portion of the Estate of Sophie Anderson property will remain in farming. Now, there's a more detailed map but I won't go into these contortions with the next one but roughly this portion here that really extends upward, is currently in the Riverhead Sewer District. And this portion here needs to be added.

This proposal has been hanging around for some time and we had back in 1996, in the summer of 1996, we paid the then engineers for the Sewer District \$6,000 to prepare a map and a plan for this proposed extension to the rest of the 20 acre parcel. And a copy of that map-- the discussion of that map and plan and a diagram of the extension to the District was attached to the petition and I've prepared numerous copies of it which I'd like to hand out to the Board and they recommend that there's plenty capacity for the District. They recommend that there be certain changes made to the I guess the lines running from a portion of the property to one of the pumping stations, one of the collector stations that would cost about \$70,000.00.

One of the applicants, Serota, has agreed to pay for the full cost of the extension. And it also provides for a one time fee for hooking up to the District of \$76,000 in addition to the cost of making the necessary improvements, off (inaudible) improvements, and Serota will pay for that also.

So, what you have before you is an extension of the Sewer District to encompass the full extent of this particular 20 acre parcel. It will cost the Town of Riverhead nothing and it will generate an additional, like a load fee, to the Riverhead Sewer District upon hookup. I'd like to hand up a copy of that map-- "

Councilman Kent: "On that map-- both the two back parcels (inaudible) need to be added to the service? Only the middle."

Steven Angel: "While I was up before-- while I was up before the Board, Mr. Kent asked for clarification and I took too much

license in drawing on this map."

Supervisor Villella: "It's the first 20 acres? I know there's another 20."

Councilman Kent: "How big is the first piece?"

Steven Angel: "There are two 20 acre parcels. The first 20 acre parcel is divided here. This is-- Route 58, the division line between the two parcels and the remaining 20 acre parcel. This middle area that's circled "x" that we seek to add to the Sewer District. This is already served by the Sewer District. This is what we seek to add and this will remain the same as (inaudible)."

Supervisor Villella: "What about natural gas. I know we have the lines coming up on Mill Road that you can hook into also."

Steven Angel: "Well, the time that the original plans were made, there was a moratorium in effect and so we honored that moratorium. I believe the moratorium has just been lifted."

Supervisor Villella: "Right. We already granted Marketspan (phonetic) to go ahead and expand the District and they are doing that. So that might be something for you to look into."

Steven Angel: "When they did some work on the building next door to our office we were under the moratorium and we have gas in one building and oil in the other and three months later they lift the moratorium."

Supervisor Villella: "That's typical."

Steven Angel: "Typical. Anyway, I really have nothing further to add to the application. I can introduce you to Tom (inaudible) from Boulder Engineering (phonetic). He's the site engineer who's done all the engineering. The survey was done by Young & Young so don't get confused when I say the survey. But if you have any technical questions, Tom's here to answer them. And to the extent that I can answer any questions, I'd be pleased to try."

Supervisor Villella: "Does anybody have any questions? Mike Reichel, you want to expand on this any, you know? You're in charge of the Sewer District. It's your baby."

Michael Reichel: "Good evening. Michael Reichel, Superintendent of Riverhead Sewer District. I just want to say that the \$77,000 that they're going to be paying to the District is going to help to fund the plant upgrades which will include (inaudible) removal at the Sewer District plant and it will improve the water quality in the (inaudible) from the sewer plant."

Supervisor Villella: "Good. Thanks a lot, Mike. Would anyone else like to speak on this public hearing? Yes. If you could just state your name."

Anna Zurinski: "Anna Zurinski from Wading River. I didn't come here to talk about this but I am concerned as a taxpayer, I noticed in the resolutions there are many improvements to be done, road improvements, water-- "

Supervisor Villella: "We-- "

Ann Zurinski: "-- improvements and now the extension of the sewer. My question is how large an impact will all this be on the taxes, the real estate taxes?"

Supervisor Villella: "Mike? It's a special-- it's a Sewer District, so, but he'll explain to you."

Anna Zurinski: "Somewhere-- I know that they said the initial installation they'll take care of and I heard the Superintendent of the Sewer District indicate that that would help. But in the long run, there's got to be some kind of a financial impact on the real estates taxes. My question is, if not in dollars, what is the percentage in the next five years as far as this extension of the sewer?"

Supervisor Villella: "Okay. Mike, would you like to answer?"

Michael Reichel: "Michael Reichel, Riverhead Sewer. In the Sewer District, residents-- people who are in the Sewer District are taxed a special tax for being in the Sewer District. That

money goes to fund the upkeep and maintenance of the pump stations, the collection system and the treatment plant. Anything that is -- any expenses that occurred by this new project, the developer will pay for those expenses."

Supervisor Vilella: "She's talking about down the line."

Michael Reichel: "Further down the road, he will pay his fair share because it's paid on the water usage."

Supervisor Vilella: "Water usage, right, okay."

Michael Reichel: "And the water that he sends down to us, he will be charged on that amount."

Supervisor Vilella: "Okay."

Councilman Kent: "is this part of the special commercial district along 58?"

Michael Reichel: "No. It's not."

Supervisor Vilella: "Steve?"

Steven Angel: "I believe on that question, I think Michael is still here, I believe that there's-- that the burden on the Riverhead Sewer District is imposed upon the properties within the District and so it really doesn't increase any general tax obligation. It would be when we have probably a user fee, his share of it but to the extent that there's any burden, it would be spread among the people in the district, not Wading River residents."

Supervisor Vilella: "Right. Okay. Is that answer okay? Thank you. Okay. Anyone else like to speak on this? If not, I declare the public hearing closed."

Public Hearing closed: 7:35 p.m.

Supervisor Vilella: "And we are going to have public comment on any of the resolutions that we have tonight. We are going to open that up again. So if anyone would like to speak on

the resolutions, now is the time. No one wants to speak on them. Okay. We are going to start the resolutions then."

Resolution #618

Supervisor Villella: "Excuse me. Bill, would you like to speak on the resolutions?"

William Kasperovich: "William Kasperovich, right here in my home ground, Wading River."

Supervisor Villella: "All right."

William Kasperovich: (inaudible)

Supervisor Villella: "Bill, they can't hear you."

William Kasperovich: "How's this? How's this? Much better?"

Supervisor Villella: "Sounds good."

William Kasperovich: "On old resolutions from years back (inaudible) as to what the resolution was for by the title which I differed with and I was always conscious of the titles that these resolutions carried. And this happens to be one that I've mentioned twice before. When a (inaudible) is resolved to accept or approve and authorize (inaudible) the title shouldn't say that they approve the drainlayer for the Riverhead Sewer District. We're not approving them or anybody in the township; we're approving them as an acceptable authorized drainlayer."

Supervisor Villella: "Correct."

William Kasperovich: "This is Resolution 625."

Supervisor Villella: "And that was brought up about two weeks ago-- four weeks ago when you mentioned it."

William Kasperovich: "(inaudible) The other resolution 635 is a resolution to accept the resignation of a town employee but there is no name."

Supervisor Villella: "Bill, I don't think we-- we don't have to have a name on that."

William Kasperovich: "Well, how is anybody going to know who this resolution applies to?"

Councilman Kent: "It refers to a stipulation of settlement dated July 9th and it was done as a result of some-- an action that was taken against that employee. This is-- it refers to a stipulation of settlement dated July 9th that was entered into as a result of an action taken by the Town against an employee. So I think we want to keep that confidential."

William Kasperovich: "All right. But your title of the resolution accepts resignation of Town employee. That's what the title says."

Supervisor Villella: "True. That's what we did."

William Kasperovich: "You're telling me differently."

Councilman Kent: "No. It says right in the resolution. It refers to the stipulation in the resolution."

William Kasperovich: "All right. I'm not going to belabor the point."

Supervisor Villella: "We really don't want to bring this up because it's an employee that we had a little problem with; we took care of it, and he resigned and that's the way it is. I think we should leave it that way, Bill. I appreciate you bringing that up."

William Kasperovich: "All right. My last item is (inaudible) resolution-- "

Supervisor Villella: "Well, can we wait until after public comments to speak on that? I appreciate it if we could that. Okay."

William Kasperovich: "Thank you."

Supervisor Vilella: "You're welcome, Bill. Thank you.
Okay. All right, Barbara."

Resolution #618

Councilman Kwasna: "Resolution authorize the Town Clerk to publish and post a notice of public hearing for a special permit for Swezey of Riverhead, LLC. 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 #619

Councilman Cardinale: "This resolution authorizes the Town Clerk to publish and post public notice to hold a public hearing for local law enforcement block grant. 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 #620

Councilman Kent: "Approves the application for the North Fork Classic. So moved."

Councilman Lull: "Seconded."

Supervisor Vilella: "Moved and seconded."

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

Resolution #621

Councilman Lull: "621 adopts an amendment to Chapter 52 entitled Building Construction of the Riverhead Town Code. Additions and deletions to the Town Code in that chapter. So moved."

Councilman Kwasna: "Second."

Supervisor Vilella: "Moved and seconded."

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

Resolution #622

Councilman Kwasna: "Adopts an amendment to Chapter 58 entitled Dogs on the Town of Riverhead. This has to do with certain fees and regulations at the dog pound. 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 #623

Councilman Cardinale: "This resolution declares lead agency and determines significance of action regarding East Riverhead Equities, special permit, site plan. I would move at this time to table this motion. I believe it needs additional discussion in the work session next week. So I would make that motion to table at this time so that we can further discuss this."

Councilman Kent: "I'll second that."

Supervisor Vilella: "Moved and seconded. Is there any discussion on this? All right. Roll call."

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

Villella, yes. The resolution is declared tabled."

Resolution #624

Councilman Lull: "Authorizes the Town of Riverhead to join the five townships of eastern Long Island for the preparation of an emergency evacuation plan in anticipation of the reopening of the Millstone 3 nuclear power plant in Connecticut. 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 #625

Councilman Kwasna: "Approves Ruttura & Sons Construction Co., Inc. as a drainlayer for the Riverhead 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 #626

Councilman Cardinale: "This resolution awards the bid for installation of water mains and appurtenances on Route 25, Calverton in the Riverhead Water 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 #627

Councilman Kent: "Resolution 627 awards the bid for installation of water mains and appurtenances Country Vue Estates, part of the Riverhead Water District. So moved."

Councilman Lull: "Second."

Supervisor Vilella: "Moved and seconded."

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

Resolution #628

Councilman Lull: "Also awards a bid for the installation of water mains and appurtenances Village at Wading River. So moved."

Councilman Kwasna: "Second."

Supervisor Vilella: "Can we take it off the floor?"

Councilman Kent: "It's been moved and seconded and discussed."

Supervisor Vilella: "Wait a minute. Let me get a second first. Was it seconded? All right. Moved and seconded. Is there any discussion? Actually we don't do this, but go ahead."

Barbara Grattan: "You have to come here to the mike."

Ann Zurawinsky: "Again, just a simple question. In reference to the installation of water main at Wading River, just exactly where is the location for these water mains?"

Gary Pendzick: "Gary Pendzick, Superintendent of Riverhead Water District. The village of Wading River is a 40 home sub-division that's located just to the west of the Little Flower Orphanage, north of North Wading River Road and west of I believe (inaudible) and there's two entrances, one that goes past Remsen and it come out to the (inaudible)."

Supervisor Vilella: "Okay. Thank you, Gary. Now can we

have the roll call?"

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

Resolution #629

Councilman Kwasna: "Authorizes the Supervisor to execute a lease agreement on behalf of Riverhead Water District with Omnipoint. 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 #630

Councilman Cardinale: "This resolution awards a bid for a four wheel drive first responder unit for the ambulance corps. 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 #631

Councilman Kent: "Ratifies the appointment of Jamie Dupree as a part time summer recreation aide to the Riverhead Recreation Department. 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 #632

Councilman Lull: "632 ratifies the appointment of Howard Gassert as a part time summer recreation aide in the Riverhead Recreation Department. So moved."

Councilman Kwasna: "Second."

Supervisor Villella: "Moved and seconded."

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

Resolution #633

Councilman Kwasna: "633 promotes a laborer in the Water District to the position of maintenance mechanic II. 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 #634

Councilman Cardinale: "This resolution appoints an assessment clerk in the Assessor's Office, Diane Wilhelm, pursuant to the recommendation of the Personnel Committee. 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 #635

Councilman Kent: "Accepts the resignation of a town employee pursuant to a stipulation of settlement signed with that employee on July 9th. 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 #636

Councilman Lull: "Is a budget adoption for the Pulaski Street road improvement capital project. So moved."

Councilman Kwasna: "Second."

Supervisor Villella: "Moved and seconded."

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

Resolution #637

Councilman Kwasna: "Capital project budget adoption for Edwards Avenue road improvement. 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 #638

Councilman Cardinale: "This resolution is a budget adoption 66 Bell Avenue demolition capital project. 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 #639

Councilman Kent: "This is a budget adjustment for the senior citizens day care center. 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."

Resolution #640

Councilman Lull: "It's well pump #4-2 improvements capital project budget adoption. So moved."

Councilman Kwasna: "Second."

Supervisor Villella: "Moved and seconded."

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

Resolution #641

Councilman Kwasna: "This is a capital project budget adoption Calverton Route 25 transmission main. 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 #642

Councilman Cardinale: "This resolution awards the bid for a 1998 pick-up. 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 #643

Councilman Kent: "This amends the site plan of William Tittle stoves and stone in Calverton for a 4,000 square foot building addition to its existing structure. 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."

Resolution #644

Councilman Lull: "Authorizes the retention of the law firm of Smith, Finkelstein, Lundberg, Isler & Yakaboski, LLP regarding the possible acquisition of various premises located on Railroad Avenue in connection with the Railroad Avenue Urban Renewal Plan. So moved."

Councilman Kwasna: "Second."

Councilman Cardinale: "Discussion, please. On this, I would ask that it be tabled for further discussion at the work session. I note that it's been assigned to our counsel who generally do our tax work. However, I think this is for the negotiation process. So I would like to further discuss this at the next work session next Tuesday. So I moved to table."

Councilman Kent: "I'll second the table motion."

Supervisor Vilella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Vilella, yes. The resolution has been tabled."

Resolution #645

Councilman Kwasna: "645 deals with the same property. Authorize the Town Attorney to order appraisals for various Railroad Avenue, Riverhead properties in connection with the Railroad Avenue Urban Renewal Plan. These are nine parcels of property along Railroad Avenue that we'd like to do appraisals on. So moved."

Councilman Cardinale: "I would second that motion."

Councilman Kent: "For discussion. Adam, would you be ordering this yourself, or would you be going through Smith, Finkelstein?"

Adam Grossman: "Under the circumstances being that we're going to discuss it at the work session next week, the appraisals (inaudible) and then we'll further discuss who we are going to be using to handle these matters. So, I'll-- "

Councilman Kent: "You are going to go forward with inquiries as to who to order appraisals from. Is that correct?"

Adam Grossman: "No. I'm sorry. I won't order the appraisals but I will wait for subsequent action on the part of the Town Board as to who's going to do the subsequent work after the appraisals are completed in terms of acquisition of the properties, which law firm we will retain."

Supervisor Vilella: "All right. So we had-- "

Councilman Kent: "Have we decided who we're ordering the appraisals from?"

Supervisor Vilella: "No, we haven't. We haven't decided

that yet. That's up to-- "

Adam Grossman: "I have a few different places we can use, we can discuss that."

Supervisor Villella: "We just have to have a few places. It's moved and seconded. Now can we have a vote on it?"

The Vote: "Cardinale."

Councilman Cardinale: "(inaudible) this authorizes the Town Attorney to order appraisals-- I have confidence that you'll order good appraisals. Therefore, I vote yes. Make them low."

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

Resolution #646

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

Councilman Lull: "Second."

Supervisor Villella: "Moved and seconded."

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

Resolution #647

Councilman Cardinale: "This is an added resolution which was discussed at a special Town Board Meeting this morning. It authorizes the Town Attorney, Adam, to commence litigation against the Town of Brookhaven regarding the boundary line dispute right here in Wading River Creek. Chris Kent will comment further on it since he's more familiar with it."

Councilman Kent: "Well as many of the people in this room are probably aware, the boundary line between the Town of Riverhead and the Town of Brookhaven is Wading River Creek. And over the course of time, that boundary line has meandered east and west based on flow of sand and water in that area. George Schmelzer

might be able to give us more exact details of the last 400 years since he had personal experience with that. But in more recent history, that Town boundary line has been relocated by man-made structures, by the construction of the Shoreham nuclear power plant which decided to use the creek as an inflow and outflow water-- for water purposes-- for cooling. They then moved the boundary line to the east and hence-- they moved the creek to the east and hence the boundary line between the two towns is farther east and we've lost some property-- some beachfront property and it has also forced the creek to find a different course. Quite often it's being closed from the flow of sand and some of the beach owners down in that area might be able to attest, and it has caused some problems with our boat ramp and access to the sound for boaters.

So we're going to commence this lawsuit. We have some good aerial photos. We have some maps that show that the creek-- the natural course was farther to the west and the man-made structure has moved it east and we're entitled to some of that property which is now located between the water-- between the creek that was man-made for cooling purposes at the Shoreham nuclear power plant and where the creek is now located. So that's what this action is about and we think we'll be successful because the law is pretty much on our side on this. So that's what this resolution does, authorizes the Town Attorney to move forward with litigation against the Town of Brookhaven."

Supervisor Villella: "Thanks, Chris."

Councilman Kent: "I second it."

Councilman Cardinale: "Yes. Thank you."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale."

Councilman Cardinale: "I'll vote yes on this. I want to make one other note that this has been discussed, this litigation, at some length between Vinny and the Supervisor of our neighboring town. We've tried every way we can to resolve it without litigation and we've turned to litigation only because it could

not be resolved by negotiation. And with that, I vote yes."

Councilman Kent: "This also came to light out of some on-going litigation-- Lilco over the dredging of the creek and as part of that litigation, we realized that the creek has been moved by man-made structure which means the boundary line is still further west of where the creek now is located. So I vote yes for commencing this litigation."

The Vote (Cont'd.): "Kwasna, yes; Lull."

Councilman Lull: "Yes, I'm in favor of the resolution and I -- the discussion between Riverhead town and Brookhaven town on this project-- on this boundary line has been going on for two and a half years now and obviously it's going nowhere. Robert Frost said good fences make good neighbors and that applies to good boundaries as well.

And what that really means is that both parties work at keeping the fences up. Both parties work at keeping the boundaries up. The boundaries should be clear and meaningful and not cause problems, rather solve problems. That's not the case here. It has not worked out this way. So we're passing a resolution that leads to litigation-- might mean an end to these ongoing negotiations, then I'm certainly in favor of that. So I vote yes."

Supervisor Villella: "Everybody spoke so I guess I have to speak. No, anyway. I want to thank Mary also for helping us out with a lot of work on this, the civic association, the beach association. We initiated the Lilco suit, we got that back on track because that was stalled for quite a few months and I think in February we told Jonathan (inaudible) to go ahead full blast and go after Lilco which is not Marketspan. Since Lipa and Marketspan came on board we were hoping Lipa would have gotten this case instead of Marketspan which is still the Lilco because if Lipa would have gotten it, we would have been settling right now and you would have your creek dredged. But being that Marketspan is keeping the suit we are going full blast and we know it's a problem for you people over there in the boat ramp, and it's a shame what's happening there but we cannot touch that property until this lawsuit comes into effect. I asked the lawyer to negotiate a settlement so that we can have that dredged when

possible, because the people in that area they deserve it. So on that I guess we are all voting yes for the lawsuit, the boundary line which I have good relationships with Felix and I know his reasoning why he wants not to have this suit, but we also need to have this suit to stop what he wants there. I don't want to go into it, but I think you know what it's all about. So I vote yes."

Barbara Grattan: "The resolution is adopted."

Supervisor Villella: "And that's it for the resolutions. Public comment. I got the cards right here. So we're going to start. David Conover. Is that correct how I say it? Is that correct, David?"

David Conover: "David Conover. The discussion-- the last resolution, addresses some of my questions relating to the boat ramp situation in Wading River, the creek. I wanted to add one additional question which is might it be possible that we could at least entertain a discussion with Southold Town to find out whether or not they would permit Riverhead residents in the meantime to use the boat ramp at Mattituck which presently if you want to use, and you are not a Southold Town resident, you have to pay a \$100 fee to use. So we basically have no access to Long Island Sound, anywhere in Riverhead Town, and the other towns have such high fees for out of town residents that it makes it impossible to get out on Long Island Sound anywhere on Long Island. Even there's not even any commercial-- "

Supervisor Villella: "Yes. The areas in Riverhead on the Sound, we have to-- "

David Conover: "Four wheel drive."

Supervisor Villella: "Exactly. That's where the problem is."

Councilman Kent: "We're working on trying to solve-- I know it's been going on for a long time and we're still working on Iron Pier with some hopes to have some type of resolution for that situation."

David Conover: "Yes. You know, lawsuits can drag on a long

I don't know how many years we're going to have to wait until we have a boat ramp access to the Long Island Sound."

Councilman Kent: "I agree with you."

David Conover: "I hope we don't have to wait-- "

Supervisor Villella: "No. It is a problem and even the Iron Pier situation that Chris was talking about is going to take a while because the DEC doesn't even want us to do so we're going to have to go step by step, hand walk them through the process because we want this at Iron Pier. So at least we have one boat ramp that we can do besides the Wading River when the suit comes."

Councilman Kent: "I'm going to look into a reciprocal agreement with Southold because I believe they use-- Southold residents use the Town of Riverhead boat ramp to access Peconic Bay. So I'm going to see if we can't work out some type of reciprocal agreement-- "

David Conover: "There are a lot of jet skis meanwhile are using those ramps so the rest of us can't (inaudible)."

Supervisor Villella: "I know there are a lot of jet skis that go in the creek."

David Conover: "That's right. You can still get a jet ski in and out of Wading River Creek. Presently that's about the only motorized boating going in and out of there and given that that's a conservation area-- "

Supervisor Villella: "They're not supposed to be doing that, too."

Councilman Lull: "Also, in our discussion with the DEC and with Congressman Forbes on this issue, one thing that was mentioned is the possibility of the taking over of the fine boat ramp on the Lilco property by the state to convert it to a state ramp. That we'd like to pursue further. Again, it's down the road."

Supervisor Villella: "Thanks a lot. Fred, I know you're out there. Where's Fred? There he is. Okay."

Fred Kohnken: Fred Kohnken, from Wading River. (inaudible) the gentleman, Cablevision, boy they're sure making some mess, leaving their junk all over the place. Besides that, you have two trucks, and cable on a trailer and they're all over the road. They have no flagman out; it's real dangerous coming (inaudible). And they have to put somebody (inaudible). So if we could get even more police enforcement on there. Give some tickets out. Let these people know that they're around. Let them pay through the nose. I don't think it's the local people so much as someone going through (inaudible). And that's all I have to say."

Supervisor Villella: "Thanks a lot, Fred."

Fred Kohnken: "Let you off the hook with the other one."

Supervisor Villella: "No. You can still hit me on the other one. Go ahead. That's what this is all about. I want to hear the problems."

Fred Kohnken: "I'm talking about the repaving over there and that big old tree that's sitting out there and it's going to kill somebody one of these days. I don't know who's going to pay through the nose is somebody does get killed. So you better get it out of there because if somebody does get killed."

Supervisor Villella: "I know there's a lot of people in Wading River think that's a landmark in Wading River."

Fred Kohnken: "There's a lot of landmarks all over the place. Oh, yes. Well, lady, I hope you're not in the car that gets killed in it, so-- you don't have to go the speed limit. All you need is somebody to poke you in the back and you're dead."

Supervisor Villella: "Fred, Fred, you've got to address that-- "

Fred Kohnken: "Okay, I'm sorry. Well, that's about all I have to say."

Supervisor Villella: "That's fine, Fred. Thank you."

Councilman Lull: "You know, I would encourage anybody else, and we've got two people up here already mentioning about the litter

from the Cablevision trucks, I would encourage anybody who sees that to report it to the Supervisor's office. I'm not sure-- I should say this without asking Vinny-- but we have a sanitation supervisor. We could dispatch his truck to pick up those pieces of litter, whatever needs to be picked up and I believe we could bill Lilco for doing it. Sorry, Cablevision. I'd like to bill Lilco. I believe we could bill Cablevision for picking it up. Keep us informed about that."

(Someone from the audience spoke)

Councilman Lull: "That would be preferable. But if they say no or if they don't do it-- "

Supervisor Villella: "No, they do it. They do it."

Councilman Lull: "Okay."

Supervisor Villella: "They do it."

Councilman Lull: "Okay. Then please do report it, call in, call the Town Hall and report it."

Supervisor Villella: "Next speaker, Anna Zurawinsky."

Anna Zurawinsky: "Anna Zurawinsky. I along with my family have been coming out to Wading River for about 20 years and we are now permanent residents. Everytime people hear that we live out here on the eastern end, Wading River, various areas such as Baiting Hollow, etc., they say, my God, it must be God's country. I wanted it to be preserved as God's country and one of the reasons that I supported you, Vinny, as well as some of you-- not everyone-- is that you were-- you indicated that you were pro-environment. Okay.

My feeling is that in order to keep this beautiful area beautiful there has to be restrictions on developments such as at least a minimum of one acre, if nothing else, and also to preserve what is very vital. Believe it or not, some people may not believe about nature being vital to our existence but we must preserve natural areas that are vital to our existence such as the (inaudible) dunes. I am asking you please, one, to think about the restrictions on developers, because they're like leeches coming out, and, two, to

to please publicize a public hearing on the (inaudible) dunes. I was very, very disappointed-- that's the word disappointed, not angry-- "

Supervisor Villella: "But we did do that. We have one for August 3rd."

Anna Zurawinsky: "Which I will be there."

Supervisor Villella: "Right. And also there will be an EIS-- once we get the Environmental Impact Statement, there will be another public hearing. And there might even be another one after that."

Anna Zurawinsky: "Well-- "

Supervisor Villella: "You're going to have plenty to say. And let me just clear up when you said I was pro-environment. Yes, I am for the environment, but I'm not pro like on one side all the way. Here's the environment; here's the developers. This is where they've got to come, right in the middle. That's me."

Anna Zurawinsky: "Yes. Well, what's happening is-- "

Supervisor Villella: "Well, I know what's happening-- "

Anna Zurawinsky: "-- here's the environment and here's the developers."

Supervisor Villella: "You're right. And we intend to change that. What's fair for both groups, that's what we're looking for."

Anna Zurawinsky: "And, hopefully, that this August 3rd meeting will be well publicized."

Supervisor Villella: "It already has. It's been in the papers and the environmental groups all know about it. I mean, Phil and I took a tour yesterday on this property you're talking about. So we just want to update ourselves to learn more about it. But we can't make any judgment or anything on this, you know, on this situation until the Environmental Impact Statement comes before us."

Anna Zurawinsky: "Okay. I'm glad to hear you say that because one of the reasons of why I'm here is that I've heard from many sources, including newspapers, that you have-- when I say you, I mean the general you, have already made your decision."

Supervisor Villella: "We can't. We're not allowed to. You have to go through the whole system."

Anna Zurawinsky: "Okay. Then I'm glad to hear that."

Adam Grossman: "I just want to add just so you understand, I mean, whatever the newspaper coverage may or may not be, for a government entity like a Town Board to make-- reach any conclusions prior to a process that they have to go through, every applicant has to go through, would subject that Board or that entity to possible litigation regardless of where-- whether an application at the outset may seem objectionable to lots of individuals in a community, the government has to allow-- this Town Board has to allow the process to proceed forward and at the appropriate point, a decision is rendered. But we cannot render a decision before the process gets to a certain point. So I just want you and people here tonight to understand that. That I understand there's a lot of publicity in connection with this application, but there also is a process that we have to follow."

Anna Zurawinsky: "And I'm glad to hear you support the democratic process but as you know in all levels of government, whether they be federal, whether they be the town, there's always a way to sidestep the democratic process. I just want to keep you guys-- "

Supervisor Villella: "Well, that's the reason why we're having this special meeting because-- "

Anna Zurawinsky: "I know, and I appreciate that."

Supervisor Villella: "-- okay. Thank you. Sal Mastropolo."

Sal Mastropolo: "Sal Mastropolo, Calverton. Could you tell me if the town has a noise ordinance?"

Councilman Kent: "Yes, we do."

Sal Mastropolo: "And could you tell me is there any limitation to helicopters flying at 10 to 6 on a Sunday morning to fly-- to spray fields?"

Supervisor Villella: "I hope so, because-- 7 in the morning."

Sal Mastropolo: "Try 10 to 6 Sunday morning. Lewin flies from his farm over to Fresh Pond to spray those fields and he comes over the corner of Gregory Way. Can we do something to stop that?"

Adam Grossman: "Sir, I would suggest that if there is a problem with a violation of the noise ordinance, first of all notify my office and I'm going to look for-- since we have a-- I'm the Town Attorney, as well as letting the police department know. There is a noise ordinance, there are time periods, also the noise ordinance has to rise-- the noise has to rise to a certain level to, you know, to violate the Town code. However, that can be pursued and please call my office and I'll be happy to assist you with that."

Sal Mastropolo: "Okay. Do I also call your office for dogs barking all day long until 10:00 at night?"

Supervisor Villella: "No, that you don't-- "

Adam Grossman: "Well, that really goes directly-- call, Vinny."

Sal Mastropolo: "Doesn't that come under the noise ordinance also?"

Adam Grossman: "We also have a section on barking dogs."

Supervisor Villella: "It does."

Councilman Kent: "That comes under barking dogs."

Supervisor Villella: "Phil is in charge of that now."

Sal Mastropolo: "Just let me know who to call."

Councilman Kent: "But there's also a right to farm law. So you have to be careful when you're meshing the two laws together, you have to see where there's protection-- "

Sal Mastropolo: "Well, there's a very simple solution to Mr. Lewin. All he has to do is move his tank truck, okay, with his fertilizer over to Fresh Pond and just take off from there. There's no reason why he has to keep flying back to his barn."

Councilman Kent: "I think 10 minutes of 6 is a little early though, so-- "

Supervisor Villella: "On the dogs, you should get in touch with the police department. They'll take care of it."

Sal Mastropolo: "Okay, thanks."

Supervisor Villella: "Charles Hager."

Charles Hager: "I am Charlie Hager from Wading River. I participated in negotiations with Lilco that led to the original dredging of the creek and I just wondered, I think, Mr. Villella, you had indicated you had authorized your attorneys to settle that suit. I know that Mary Gardner as a party to it has to consent to that. I'd like to know what the process is for settling the suit and what kinds of approvals we have to give. There are sensitive issues there, the environment, the end of the road, the use of the road, the ramp, etc. What approvals-- "

Supervisor Villella: "We didn't go into that yet. We're just to the early stages of once we could reach a settlement, then we could get into that, but first of all it would have to be dredged when needed. That's one of the stipulations. Now, once that's dredged, I think it would-- the salt marshes, you know, they'll clean themselves out because you need the flow with the creek open. So that will take care of most of the environmental issues that we have back in there. Right now it's flooding; it's not flowing out. There's a lot of problems back there."

Charles Hager: "Well, I guess my question goes more to what formal approvals of this settlement will be required."

Supervisor Villella: "We just told him to move it along see if he could settle it. We didn't get into any of the facts yet. Because like you said, we have to go into-- you're in the lawsuit, too."

Charles Hager: "I would just like to express my concern that there are a number of different points of view on the problems raised by the dredging of the Wading River Creek."

Supervisor Villella: "Well, whatever's in the lawsuit, that's what they're going to have to take care of. I think there was four -- we won on four of the five issues, if I'm correct. Three of the five, I wasn't correct."

Charles Hager: "Sir, I'm sure Mary will speak to this also. I just wanted to express my concern."

Adam Grossman: "Vinny, I just want to add-- "

Supervisor Villella: "Go ahead, Adam."

Adam Grossman: "Sir, just a couple points. The current status of the proceeding, the lawsuit, the Town of Riverhead versus Lilco, is that we still are in settlement negotiations. Nothing has been finalized at this time. There are settlement negotiations going on. In addition to that there is an appeal of the decision of the Supreme Court judge that has been perfected and is going to be shortly argued at the Appellate Division, Second Department. So settlement negotiations are continuing as the litigation is continuing. So things have not been resolved at this point. The litigation is still continuing. So I just wanted to clarify that, you know, other than, you know, Vinny's comments that, in fact, the litigation won't move forward unless we can get it resolved and we'd like to resolve it. We just recently found out that the party that we're going to be negotiating with rather than Lipa, we weren't sure who we would be working with, is Marketspan. So that we found out and it's given-- this particular litigation project has been given to outside counsel from the getgo and Mr. Sinreich continues to work towards settlement negotiation on the advice-- with the guidance of his Town Board. And all litigants would have to approve any settlement, but no settlement has been reached as of this date."

Charles Hager: "Thank you."

Adam Grossman: "Okay, thank you."

Supervisor Villella: "Mary."

Mary Gardner: "Mary Gardner, Wading River (inaudible). On Sunday, July 19, we had a meeting of the Wading River Beach and Conservation Association of which I am President. I was directed at that time to write a letter to the Board to be presented this evening to request that the jurisdiction issue of the 1100 feet west of the current mouth of the creek be addressed. I wrote a letter-- I faxed a letter to the Town Clerk. This morning, I spoke several times with Supervisor Vilella and I have withdrawn the letter because the letter spoke to the action you took tonight and so, therefore, the letter was no longer required.

We the residents of Wading River thank you for this action and hope the litigation will be expeditiously and vigorously pursued. The cause of our concern is larger than just having some more land under the jurisdiction of Riverhead. There are potentially many uses of this land, it's a very valuable piece of land. We all know the (inaudible) word is always ominously there and clearly we are much more comfortable having Riverhead control that land than Brookhaven because we know that Brookhaven is much more prone to put a ferry there and than we believe you do.

There are other issues as well because that land may be involved to a solution to the creek problem. It had been suggested at some point that the west side of the creek may be involved with some kind of a (inaudible) situation. We don't know, but as long as Brookhaven controls that it can't be part of the total solution. So it's a very vital piece of land. It may just seem like 1100 feet to you on a map but to the residents of Wading River, it is a critical piece of land.

The Riverhead Party campaigned on the promise that they would oppose the ferry and would help maintain the rural nature of our place. We expect these promises to be kept. Again, as President of the Wading River Beach and Conservation Association, I thank you for understanding how important this issue really is and not only for Wading River, but it's important for the surrounding areas as well.

One other thing I'd like to allude to, and that is I wish that there was no signage at the creek in terms of parking where the permit was necessary. There is signage there now. I would urge that the code enforcement be increased. The 4th of July, the police gave tickets down there. There were no signs until earlier this

week, at all. But on Saturdays, particularly when the window of using that creek is now so narrow because the creek is so narrow that it's really-- someone is going to be hurt down there. You've got kids on the jet skis and people backing up and I would urge that the police ticket the cars that don't belong there. I think, by the way, you spoke-- or maybe it was you, Adam-- I think that what Charlie Hager was alluding to is I am a litigant as well as the organization in the Lilco suit and I assume that there can be no sign off until we agree."

Supervisor Villella: "Definitely. Definitely. I mean that's the law. You're in the lawsuit."

Mary Gardner: "Yes. Well, I just-- okay-- we are personally and for many, many years involved and it's a very important issue to the character of Wading River. And I thank you again for being so (inaudible). Thank you."

Supervisor Villella: "Thank you, Mary. That must be a hot row because Steve, you're next. Three in a row we got there."

Steve Haizlip: "Steve Haizlip from Calverton. I want the gentlemen of the Board's attention here. I go down to the recreation department one day this past week to get a parking permit-- a beach permit-- so I go down Edwards Avenue to the end, take my grandson down there so he can fool around with the water at the beach. Now, Charlie Monroe and Bill Monroe wrote a song about 70 years ago is Live and Let Live. Now what I want to do, I want to let this guy live but this fellow has got this house on the corner, has taken up all the beach practically with a picket fence and a 16 square foot sign saying that it's private property. Now, I'm no connoisseur on real estate like George Schmelzer. Maybe he might have the answer. But I thought that when God made the beachfront and put the sand and mixed it with some gravel in the northern region, that it was beachfront for the residents of the town that they're getting charged for. Now, I would like for someone here to look into this and (inaudible) that you only get a few feet from what they call it, main high tide, all right, and then it gets a little bit lower and you get a little bit more. But I don't see where two people probably living in a house is entitled to a whole entire beach when the residents is paying parking permits and fees to go down there. All right."

Councilman Cardinale: "I want to get clarification. Is this at the end of a public road? Is that your point? Why is it a public area? I'm not clear on what you're saying."

Steve Haizlip: "Edwards Avenue-- "

Councilman Cardinale: "Yes, the end of it, is that what you're talking about?"

Steve Haizlip: "Phil, goes down and makes a right turn and own to the beach."

Councilman Cardinale: "Okay."

Steve Haizlip: "And there's a house right on the corner."

Councilman Cardinale: "Right."

Steve Haizlip: "And that's the fellow that's got it all fenced off with a 16 square sign. Well, I hope he got a permit for the sign."

Councilman Cardinale: "He's fenced off the area that is the extension of Edwards Avenue? Is that what you're saying? If you were to drive down Edwards Avenue right into the water, he's fenced off that area?"

Steve Haizlip: "He's got the east side all fenced off."

Councilman Cardinale: "If it's in front of his property, does the fence go down to the high water mark?"

Steve Haizlip: "I wouldn't know high water mark, main water mark, low water mark. I don't know any of that stuff."

Councilman Cardinale: "It's typical when you're next to a street where there is public access at the end of the street, to put those fences, but you can leave them only up to the high water mark because beyond that, of course, as you say is public land. But he's not putting his fences on the public-- in the area that is the extension of Edwards Avenue. If he's doing that, then that's totally incorrect."

Steve Haizlip: "No, no, no. Edwards Avenue comes up and then goes like that."

Councilman Cardinale: "Okay."

Steve Haizlip: "You know, just a right angle turn."

Councilman Cardinale: "Does Edwards hit the water there? Does it reach the water?"

Steve Haizlip: "Not (inaudible). No."

Councilman Cardinale: "It hits the beach though."

Steve Haizlip: "It hits the beach, sand, because they launch boats there."

Councilman Cardinale: "We'll have to take a look at it but the general rule is that if it is the extension of a street, he should not be blocking it off obviously."

Steve Haizlip: "Well, all right."

Councilman Cardinale: "Chris, tell Steve."

Councilman Kent: "I'll go look, Steve. I'm right close to here."

Steve Haizlip: "All right. Very good."

Councilman Kent: "But if it's his private property there's not much-- you know, we don't have any say over it. We're going to make sure he didn't put a fence on public property though because we got in trouble with that in Wading River."

Steve Haizlip: "Well, I didn't know that anyone was allowed to take the whole beach to themselves. Something new, you know, I can learn something every day."

Councilman Kent: "Well not the whole beach; just the beach portion that you own."

Supervisor Villella: "Do you have anything else, Steve?"

Steve Haizlip: "Yes. Just two things. I want to commend Jim for getting this Splish Splash road squared away. I have surveyed that, went up, and now all the signage is proper, just as it should be and there's been no more complaints about cars getting confused going in and trying to back out."

Councilman Lull: "Not that long ago, that was only three weeks ago that I was driving west on 58 and three cars came off the expressway over the bridge and made the turn-- made the turn, the U-turn as if they-- they thought they were going to Splish Splash, instead they were in the U-turn to turn around. They got halfway there and all three cars turned around and backed up into Route 58. I mean this has been happening right along. That was why that was really necessary. I thank you for keeping after us."

Steve Haizlip: "Well, I observed it the other day and these types of people they're supposed to be licensed and able to read road signage."

Councilman Lull: "If they can see them."

Supervisor Villella: "You've got one more, Steve, for us?"

Steve Haizlip: "Only if you want a progress report on that manhole situation on Court Street in front of the library, that I talked to the telephone company today and if you're not then I'm finished."

Supervisor Villella: "What did they say to you on that? I think, Lynn, did you-- the man cover by the library, did someone bring that to your attention once before? Did anything develop? I think Bill did. Where's Bill Kasperovich?"

Steve Haizlip: "Yes. Bill and I have been together on this."

Supervisor Villella: "Okay."

Steve Haizlip: "But anyhow-- "

Supervisor Villella: "On Court Street, Lynn. Okay, we'll take

care of that. Did they say anything to you?"

Steve Hailzip: "I talked to a young fellow named Tom and he's the OIC, the officer in charge there. And it's already in the works and I said I don't want none of this here slow seven year itch and six years behind on scratching."

Supervisor Vilella: "All right, Steve. Marie Becker."

Marie Becker: "My name is Marie Becker and I live on Hulse Landing Road in Wading River. We have a situation on Hulse Landing that has to be rectified. The town spent a lot of money last year to improve the parking lot and to build a road down to the beach where we could have drainage, sewer and drainage down to the water. My property as well as my neighbor's is right on Hulse Landing. We had a three foot asphalt wall which was bulldozed when they plowed up the road to put the sewers in. They never reinstated that wall. As a result the sand is now draining into the road-- "

Supervisor Vilella: "Into the parking lot or into the road?"

Marie Becker: "No. Into the road. It has nothing to do with the parking lot. This is from the parking lot to the beach. The sand is now draining which is my house right on top of the cliff and it's plugging up your sewers and the cliff. I-- my neighbor and I both went to see the highway official in Riverhead and they passed the buck. I'm not the boss, he's the boss; he's not the boss, he's the boss. And we don't get anything done. In the meantime, the sand is falling, the sewers are clogged, and it's now a year and a half and nothing has been done."

Supervisor Vilella: "We're going to have to-- would that be Ben Testa to get in touch with, Lynn, on this? Or Charlie Bloss. One or the other. We'll take care of this."

Marie Becker: "Would you, please?"

Supervisor Vilella: "Yes. That we're not maintaining it; that's the problem."

Marie Becker: "It's a very inexpensive thing to do and in the meantime, there's tremendous waste there. There's a waste of your

labor draining out the sand and my hill is flowing into the road.

And I have one other issue I'd like to take. May I?"

Supervisor Villella: "Surely."

Marie Becker: "We have a situation now on our beach, talking about preserving beaches, our beach in Wading River now is an extension of the Long Island Expressway as a result of the four wheel drives. I see no reason why four wheel drives should be going back and forth to the beach-- on the beach. It has completely ruined the beach. The kids aren't being safe going back and forth from the water to the parking lot. Why do we have four wheel drives on the beach?"

Councilman Villella: "What time is this?"

Marie Becker: "All times. Early in the morning, late at night."

Supervisor Villella: "During beach hours, they're not supposed to be on that beach."

Marie Becker: "They're on the beach all the time. And at night, at 2:00 in the morning, they're on the beach making noise and then the wheels, they get stuck in the sand, and the wheels are spinning, waking us all up. We call the police but by the time you call the police and you get them out of there, you're already up for the night. I mean, why do we have four wheel drives on the beach?"

Adam Grossman: "Mrs. Becker, Riverhead Town code currently allows four wheel drive vehicles to drive on the beach during certain hours in the evening. Okay. It is not allowed during the day and it's not allowed in the middle of the night. Okay. So there are only certain hours in which they can be driven."

Supervisor Villella: "6 to 10."

Adam Grossman: "You should let the police department know immediately if there's anybody who's driving a vehicle either during the day or in the middle of the night."

Supervisor Villella: "I think there's an exemption. Fishing permit they can be there after 10:00."

Marie Becker: "10:00 when? The evening?"

Supervisor Villella: "At night."

Marie Becker: "Well, this is from early morning-- "

Supervisor Villella: "Between 9 and 6 or 9 and 5:30 they're not supposed to be on that beach."

Marie Becker: "Well, they are."

Supervisor Villella: "Well, that's what we have to take care of."

Councilman Kent: "Call the police."

Marie Becker: "And there's no one there to give them tickets."

Supervisor Villella: "We would have to send someone there to take care of that."

Marie Becker: "Well, the situation now has gotten worse. I've been living here for 15 years and it's never been this way and it's - talking about preserving beauty, it certainly doesn't add to the beauty of the beaches with these-- "

Supervisor Villella: "You're absolutely right. It's a problem."

Marie Becker: "Well, I thank you very much and could you please do something about that hill?"

Councilman Lull: "Mrs. Becker, also please as far as the four wheel drives, please do call at any time of the day. One of the problems we have with four wheel drives is yes we do allow them, yes we do make provisions and we do give them permits. But there are a lot of people who are not from Riverhead town who are using the beaches. And we need to make sure that the people who are using those beaches for four wheel drives are Riverhead residents. So if they are breaking the law, breaking the law as Vinny explained it to

you-- as Adam explained it to you, please you, or your neighbors, not be afraid to call because we're talking about two different things here. We're talking about the beach permit law but we're also talking about people who are on the beaches who should not under any circumstances be there."

Marie Becker: (inaudible)

Councilman Lull: "Yes."

Marie Becker: "They're there seven days a week. Thank you."

Supervisor Vilella: "Thank you. Sid."

Sid Bail: "Good evening. Sid Bail, Wading River Civic Assoc. First of all, I'd like to thank you all for coming and apologize for my efforts with the lights and the fans-- "

Councilman Kent: "We know you are just trying to set the mood."

Sid Bail: "Yes. Gary Pendzick tried to help me out, it worked out. First of all, I would really sincerely like to thank Vinny and the other members of the Board for keeping your promises in terms of the Wading River Creek and I know it's a complicated process but I think you are doing the right thing, not only for the people of Wading River but for the people of-- all the people of riverhead town.

I have two quick questions. You made some mention about the roads. Is there going to be a public hearing at the next Board meeting or are you simply going to-- "

Supervisor Vilella: "There will be a public hearing. Barbara, that's the one-- August 4th. No. We're doing a special Board meeting to get that going."

Sid Bail: "So it will be at the next regular Board meeting?"

Supervisor Vilella: "If we do a special Board meeting, yes. We'll have the resolution for it."

Sid Bail: "Thank you very much. Now, cemeteries. There is a

small obscure cemetery in Wading River on Sound Road between Oliver and-- "

Supervisor Villella: "I just drove by it last week, we drove by it, flowers-- "

Sid Bail: "Yes. You wouldn't have picked it out two or three months ago because it was so overgrown. Basically what happened is local residents on their own went in there and basically cleaned it up. It's-- I guess what they call a family cemetery; it's been long since abandoned. I guess once a year the Wading River Cemetery Association sends in someone to mow it. The tombstones were broken; there's quite a bit of history there. And a number of people, Jack Fitzpatrick, John (inaudible) particularly have done a lot of work. I phoned the Town Attorney's office with a question and the question was whether or not it will be possible to have the town in essence almost (inaudible) an abandoned cemetery, the Wading River Cemetery Association basically would be willing to consider it as such and I wouldn't expect you to plant flowers because the community has gotten very involved in that. But the mowing and watering is a problem."

Supervisor Villella: "In other words there's no cemetery association any more?"

Sid Bail: "There is a cemetery association in Wading River but they basically (inaudible) since no one else was doing it. I believe there's some precedent for this in law and I believe, I'm not sure, in Brookhaven town-- "

Adam Grossman: "Sid, you and I spoke about this briefly and I am working on the issue and I do know that there is a section of State law that in certain instances requires municipalities to take over abandoned cemeteries. So I've been working on it in terms of seeing whether the cemetery would qualify and to advise the Town Board accordingly as to how to proceed. So I am working on it, just so you know. But it's not-- the process is continuing in terms of I have to do a little more legal research and speak with the Board about it."

Sid Bail: "Thank you very much, Adam. Thank you."

Supervisor Villedella: "Thank you, Sid. Phil Jackson. This is he basketball player? All right."

Phil Jackson: "Phil Jackson, Wading River. What I want to say as been said by everybody already. Thank you very much. The last resolution was needed and we urge that you go for it forcefully and don't chicken out."

Supervisor Villedella: "Adam is taking care of it."

Phil Jackson: "At the same time you look for intelligent long term solutions for keeping the creek clear. That doesn't mean digging it out, putting it on the side when the first storms put it back as has been the practice in the past. Think of the long term; spend a little extra money to help nature keep it (inaudible) instead of having to dredge it in big amounts every year. Save some money by putting a snow fence up not there, but the beach in the intertime so you don't have to bring the loaders down six times a year at a cost of-- I don't know-- \$25,000, \$30,000 spend to clean the road when the snow fence would do the job. (inaudible) Long term, intelligent, let's not waste our money. Evacuation-- evacuate the island. Don't waste a lot of money on that, please. Beach buggies-- nobody ever (inaudible) beach buggies, it's unenforceable. They're always above the high tide line; they always make big ruts on the beach. It's a law that ought to be looked at very, very carefully. I guess that's about-- "

Supervisor Villedella: "That was good."

Phil Jackson: "Thank you."

Supervisor Villedella: "Jim LoScalzo. Did I say that right? All right."

Jim LoScalzo: "Thank you again for moving forward on the law-- it. I haven't heard anything addressed-- I mean the creek, the boaters, recreational commercial boaters, they need that access (inaudible). Large problem is I live at the end of Creek Road. I've lost about 150 foot the last two years. The water is at my doorstep at high tide. Northeasterners come whether you put snow fence, whether you put a bulkhead, it's going to take it away. The creek's being filled up by the beach that's in front of our houses."

There's no return; it's not being replenished."

Supervisor Villella: "Is that since they put the jetties in that messed that up?"

Jim LoScalzo: "Yes. Exactly."

Supervisor Villella: "Well, it makes sense. That's what will do it."

Jim LoScalzo: "Yes. Because there's no return. It's backing up to the jetty, filling the creek-- "

Supervisor Villella: "And it's going to the east. On the Sound, everything goes to the east."

Jim LoScalzo: "Exactly. I mean I appreciate the dredging. Don't get me wrong. I mean everybody needs to get out to the waterways. I don't have a problem with that. And it was cost effective during the years that they've done it to replenish the beach along the east side of the creek which is in front of the houses. What falls in line at this point? You guys go to this lawsuit and they start dredging. Is that sand coming back to the front of our beach and replenishing the sand in front of our houses?"

Councilman Lull: "That was the plan."

Jim LoScalzo: "Well, is that part of the lawsuit? In other words, is there going to be a (inaudible)? Is it going to be a bandaid-- where they just dredge the creek. I mean it has to be more than just dredging the creek."

Supervisor Villella: "There has to be a replenishment plan and also Congressman Forbes will try and get the Army Corps to come in there to help out with that. They won't dredge it but replenish the sand I think they might be able to do though."

Jim LoScalzo: "Because there is a large erosion effect."

Supervisor Villella: "Well, the whole Sound."

Jim LoScalzo: "Yes. Exactly. Okay. So I guess that's it."

Supervisor Villella: "Thank you. Jim Flood."

Jim Flood: "Jim Flood, Aquebogue. Vinny, I have a question about the arrangement with the new aquarium people and the moving of the sewer line. It's my understanding, correct me if I'm wrong, that they're going to bond \$25,000 a year for 10 years. Can you explain that to me?"

Supervisor Villella: "Phil will take care of that."

Councilman Cardinale: "The proposed agreement with regard to the aquarium is they will pay \$1,750,000 which would pay the principle on the existing bond and that they will contribute \$250,000, \$25,000 a year for 10 years to-- an additional compensation for the sale. But that is on the condition that we remove the sewer easement from the property. Because there's a sewer as you know running through the property and it's 60 years old and it's a good possibility it might not last through the construction. So they didn't really want to buy that property unless that sewer main was not a source of possible collapse. We negotiated with them and in addition to the \$1,750,000 the best they would do is \$250,000 over 10 years to defray what we anticipate to be the cost of \$250 to \$350 to remove the main."

Jim Flood: "Who pays the other \$100,000-- let's say it goes the additional \$200,000, who pays for that? Plus the interest on the bond."

Councilman Cardinale: "Either the Sewer District or the town. Certainly, and they will also pay a portion of it because they'll be taxed in the Sewer District."

Jim Flood: "Why would the Sewer District be taxed for something that is existing and could function normally if they didn't have to move it?"

Councilman Cardinale: "Well, the problem-- that's a good point and it's something that we're considering how to handle it from an accounting perspective, but from a practical perspective, it's also 60 years old. So that main would have to be moved eventually. It is being now because it is an opportune time to move it before the construction so we don't do it after its collapsed. Which, I

understand your point and I'm not completely satisfied on how the county is going to be handling that either. I know Jim Lull has had some concerns, too.

It really-- we are going to try to do it as fairly as possible. However, the real key is that and I think you validly make your point that they're not-- the sewer people are not deferring the full cost of the removal of that main. We would love them to pay the 50, you know, completely,-- the 350 up front. We had asked for that and we wanted them to do it. They pointed out to us that we were pushing it with the million seven fifty because the property being a couple of acres on the river there is in their view and I think a lot of (inaudible) is worth a million, to a million two. So that they feel that they're overpaying \$500,000 already and we're adding insult to injury by saying that we want another 250 even if over 10 years.

But in the perfect world I would love to have gotten the full amount. How we charge back the difference, and you're right, there will be a difference. They're probably giving us 250 over 10 years is approximately \$125,000 in real money today. So they're approximately paying for half of it and they will pay their fair share of you know in the district tax, but the real question is how the other 25 is handled. Whether it should be put on as a general debt of the town or whether it should be considered a debt of the district. We could argue it's a debt of the district because they're getting a new main where they used to have a 60 year old main. One could argue that it should be a debt of the town in general. In either event I'm satisfied because I don't think the piece of worth 1,625,000 much less than \$1,875,000. So but I understand your point. I'm not sure how we are going to do it from the accounting standpoint."

Jim Flood: "I just remember in the beginning, you know. Don't get me wrong, I'd like to see the aquarium go in. However, when they were hot to trot for 2 million and they would move the main and that's where they started from."

Supervisor Villella: "And, too, they found out there's contamination on the site because the old Town Board bought that property knowing there was contamination on it and that property is worth that much. That's the reason why we're letting them get a

away."

Jim Flood: "I think-- "

Supervisor Villella: "I'm just letting you know what happened the past. And we want to correct. And not these guys here either, I'm not talking about them."

Jim Flood: "They were on the Town Board."

Supervisor Villella: "Yeah, but they had nothing to do with this situation."

Councilman Kent: "Actually prior to them. It's prior to them also."

Supervisor Villella: "I just wanted to let you know the reason behind-- everybody doesn't know what's going on with the negotiations because of what comes up with the contamination."

Jim Flood: "It just seems like either the people from the other District are going to take a hit-- "

Supervisor Villella: "They don't have to take a hit. We just paid ourselves over a half a million dollars from the county of the people that they owed us for five or six years. We finally got the payment and if we need the money, we can take it right from the county."

Jim Flood: "Why shouldn't you throw-- that was over the jail? drainage-- "

Supervisor Villella: "The county has been getting free sewer service from us for 10 years."

Jim Flood: "Okay. So for the last 10 years the people in the other District have been subsidizing the county for that half a million dollars."

Supervisor Villella: "Yes. The downtown merchants did do that. That's right."

Jim Flood: "So why shouldn't it be reflected in a-- and re-imbursed some-- "

Supervisor Villella: "Well, this would do-- this would repay the downtown merchants that paid that. You're absolutely right. It's a good suggestion."

Jim Flood: "I mean before we go out and pay else we should reimburse those people who have taken the toll from the last 10 years for the town."

Supervisor Villella: "I know."

Jim Flood: "So that \$500,000 as far as I'm concerned should be spoken for by the people who have laid out that money over those 10 years."

Supervisor Villella: "It's also going to expand the Sewer District, too. There's a lot of things. But that's okay. Is there anything else you'd like to speak on?"

Jim Flood: "Sure. I'd like to know now that Augusta Field is no longer working in Town Hall, what-- and does that-- she had an agreement between the town and-- the town had an agreement with Augusta Field and the town to be a consultant and that she was going to be paid by the town. She's no longer being paid through the town."

Supervisor Villella: "Correct."

Jim Flood: "Is she still working for the town."

Supervisor Villella: "Augusta, would you like to answer that? She's right there; why don't you ask her."

Jim Flood: "Are you still working for the town, Augusta?"

Councilman Kent: "No. She shouldn't-- "

Supervisor Villella: "I'm sorry. I shouldn't have done that. No, she's not working for the town."

Jim Flood: "So she's not grant writing at all?"

Supervisor Villella: "Yes. She can grant write. She's doing it on her own, the grant right. Wherever she can get money; she loves Riverhead. She want so help out."

Jim Flood: "I understand that. But how does a private person just write grants without-- I don't understand this, Vinny."

Supervisor Villella: "What don't you understand?"

Jim Flood: "I don't understand how a person can represent themselves as a representative of the town-- "

Supervisor Villella: "Oh no, she's not. No, she's not representing us. As a private individual she's trying to get grant money for the town of Riverhead to help out several programs."

Councilman Kent: "What's the problem? How does she get compensated? Is that it? I believe through the grant."

Jim Flood: "Through the grant?"

Councilman Kent: "I believe so."

Supervisor Villella: "It has nothing to do with the town."

Jim Flood: "So who supervises her now?"

Supervisor Villella: "She's on her own."

Jim Flood: "But I don't understand how she can negotiate for the town."

Councilman Kent: "She doesn't negotiate."

Supervisor Villella: "She's not going to negotiate for the town."

Jim Flood: "Monies that we might be spending later on down the road."

Supervisor Villella: "You've got mis-information. You're not getting the right information, Jim."

Jim Flood: "I'm just wary about the field in general. That's why I asked."

Supervisor Villella: "No, I would suggest-- not at this time now, but after the meeting, you should talk to her and find out exactly what she's doing instead of coming up here and asking me."

Jim Flood: "Why shouldn't I ask you-- "

Supervisor Villella: "I already told you. She's not doing anything for the town. We're not paying her."

Jim Flood: "I know you're not paying her."

Supervisor Villella: "Right."

Jim Flood: "But if she's writing grants for the town to get money, how do you control what she's applying for? I mean there has to be some sort of accountability. The person is looking for grants-- "

Supervisor Villella: "But that's what you should ask her."

Jim Flood: "I'm asking you, Vinny, because you're the Supervisor. It's pretty simple. How do you do that?"

Supervisor Villella: "Andrea Lohneiss gave her a list of grants for her to write for, to help out the town. That's the bottom line. That was her supervisor, back then."

Jim Flood: "Is she still working for the town? Does she have a contract with the town?"

Supervisor Villella: "No."

Jim Flood: "Then how does she-- how does she-- what I'm saying is, if she has a list of grants that she's looking to write for the town-- "

Supervisor Vilella: "She would like to help out the town like I wish a lot of other people would love to help out the town and get us money by grant writing. Is it a problem for someone trying to help out the town, Jim?"

Jim Flood: "Actually there is because-- "

Supervisor Vilella: "There isn't."

(someone from the audience was speaking)

Jim Flood: "You don't understand. My problem with Augusta is that she was-- when she was working the town market, she was allowing non-farmers to sell in the town market. So, I'm very wary about what August does for the town. It's pretty simple."

Supervisor Vilella: "Like I said, Jim, if you really want to know the situation, just please talk to her at the end of the meeting. Don't-- we have nothing to do with it. We don't hire her anymore."

Jim Flood: "Well, it's pretty simple for you to just to wash your hands with this when she hasn't really done anything for the town when she collected \$6,000 and got us into some scheme to take care-- "

Supervisor Vilella: "It wasn't town money, pluse she just got another grant. Why don't you ask her about the grant she did get?"

Jim Flood: "What did she get?"

Supervisor Vilella: "I'm not going-- talk to her I said. Joseph Montabalo."

Joseph Montabalo: "How you doing? I'm Joseph Montabalo, (inaudible). I just want to-- I haven't talked to you in a while, I just want to talk to you if you had any information about what's happening with the drainage in the neighborhood, I represent the (inaudible) civic association in Wading River."

Supervisor Vilella: "Yes, the black one. That's right."

Joseph Montabalo: "Yes, I represent the civic association in Wading River and I was just wondering what's happening with the drainage."

Supervisor Villella: "Is that on Cliff Road?"

Joseph Montabalo: "Yes (inaudible)."

Supervisor Villella: "Yes. We did it. Ken Testa is not here. We're supposed to be doing the test, the boring test to see if that -- the soil is good enough to have a recharge basin there. If it is good enough, we are going to take care of-- (inaudible)-- yes, we'll probably be purchasing his house at a certain fee so he could, you know, rebuild wherever he wants and everything, but it depends on the boring test if we could use it as a recharge basin. That would take care of most of your problem there. Now, the rest of the drainage that's on the roads and we have a few areas that we're going to be doing in there, we've gone out for bids and the bids came in and we're not happy-- only two bids came in so we are going to have to rebid it again. Once we get the right person to do the job then we'll be taking care of it. There's about 32 projects we are doing in the town. It's a lot of money but it has to be taken care of. Because the highway department budget, overtime, was very high because of all the flooding that we had. It's higher than when we have snowstorms."

Joseph Montabalo: "I know. I know. We appreciate-- "

Supervisor Villella: "So as business sense, it's better to take care of a problem so in the future we don't have to do this anymore."

Joseph Montabalo: "I agree. The only other thing is about the four wheel drives. I have a four wheel drive myself and I don't even go on the beach with it that much and if I do I follow the limits. A lot of people don't."

Supervisor Villella: "Are there signs up at every beach entrance and everything? There should be signs up."

Joseph Montabalo: "There's one big sign."

Unidentified speaker from the audience: "There are signs but they don't abide by them."

Supervisor Villella: "I just want to know if we're missing any somewhere. I just want to make sure. If you see-- what road is that?"

Unidentified speaker from the audience: inaudible

Councilman Kent: "And you can access the beach off of Herod Point?"

Unidentified speaker from the audience: "Well, no, not in four wheel drive."

Councilman Kent: "Well, that's what we're talking about. We want to see-- "

Unidentified speaker from the audience: (inaudible)

Councilman Kent: "Yes, but where you should have them is at the point where you can enter the beach in your vehicle. There should be a sign there."

Joseph Montabalo: "There is a sign, the one down by Shoreham. There's a sign there, but like the guy said before, not too many people read signs. That's the problem."

Supervisor Villella: "You know, Lynn, remember they were supposed to be a chain up there during the working hours on Wading River Beach?"

Unidentified speaker from the audience: "They have cones up there, during the day 9:00 in the morning (inaudible)."

Councilman Kent: "Excuse me. If, please, I don't know who's speaking from the audience. But please come up to the microphone so we can have you on the tape recorder and you can provide us your name. It's very difficult to do a transcription when you are just speaking from the audience."

Supervisor Villella: "Thanks, Chris. Thanks Joe. We just

like to have that on record."

Councilman Kent: "Thanks a lot."

Tom Vaccarello: "My name is Vaccarello. They do have cones up at Wading River Beach for the entrance getting onto the beach from 9:00 in the morning to 6:00 at night."

Supervisor Villella: "That's on the right hand side of there."

Tom Vaccarello: "Yeah, on the right hand side getting onto the beach."

Supervisor Villella: "Okay, good. Beautiful. Thank you."

Councilman Kent: "Thank you."

Supervisor Villella: "Okay. James Csorny. All right."

James Csorny: "Hi."

Supervisor Villella: "How are you doing?"

James Csorny: "The question I have is for, let's see, I guess it's Adam Grossman, the Town Attorney."

Adam Grossman: "Yes."

James Csorny: "Thank you. I contacted your office. You weren't in, I think you have a girl named Sharon that works for you."

Adam Grossman: "No. Sharon's in the Building Department. My paralegal is Laura."

James Csorny: "Okay. Well, anyhow, this gets back to what a couple people brought up to you with the vehicles on the beach. I live on the beach at Wading River and the road you were just talking about where they put the cones up. Part of the problem you have is the cones are not going to do anything anyhow. You need to put the chain up."

Supervisor Villella: "I thought there was supposed to be a

chain there."

James Csorny: "I think the previous town had agreed to do it. My wife had gotten-- "

Supervisor Villella: "No, no. I-- yes, that's why-- Lynn, we were supposed to have a chain going across that area, not cones. You have to come up here, I'm sorry, Lynn. Okay, well, just check on it because I know there's supposed to be a chain going across because during the wintertime they already put the poles on each side and they were just going to put a chain."

James Csorny: "How are they going to do it with a chain? There was a work order in. The problem is 95% of people that go on the beach-- the fellow here with a green truck with white shoes hanging off it, if everyone was like him, I don't know where he is-- but, you wouldn't have a problem. They drive on the beach; there's they're respectful. Five percent of the people that you have on the beach though, someone's going to get killed."

Here's what I would like you to clarify for me, as the Town Attorney. You have a public road that you bring people onto the beach with. You have a sign. I don't know if you have the resources or you don't to enforce the sign that you have out. My question to you is, the road that you lead the people onto the beach with is a public road, you're leading them onto private property. What happens when those people run over someone on private property? This gentleman here had talked about a person putting up a fence. I have a snow fence up on the beach. I don't have it as far out as my property goes because it would restrict people from driving on the beach and I don't particularly think that someone should be able to go fishing on the beach. I don't have a problem with that. Most of the people that drive down and want to use the beach, they should be able to use the beach. The problem is some kid is going to fall asleep on that beach at night or during the day and you're going to have a vehicle come and run him over on private property and you're directing them onto the private property with your road, which is a public road. How are we going to avoid that from happening?"

Supervisor Villella: "It's a good question."

Adam Grossman: "Yes. Vinny, if I could just have a couple--"

and maybe Phil after me. The first thing is that you know it helps for me to be able to deal with a particular situation to know the circumstances of that exact beach and the exact location that you're concerned with. You know, generally if there's a roadway and there's a private road I don't know that necessarily, you know, under every set of circumstances, there is going to be liability on the part of the town. However, we want to do everything we can to make very clear when there is a private road, that it's a private road, and when it's-- or I should say private beach, that it's not accessible to the public. And, you know, I think wherever possible, the town - it's incumbent upon the town to be conscientious in that regard.

But to answer a particular question it depends on the circumstances of what that situation involves."

James Csorny: "I contacted your office over-- it's been about three months now (inaudible)."

Adam Grossman: "Okay."

James Csorny: "You were not there. I had to call back three times to finally get-- the woman who told me that she was going to bring it to your attention and speak to is it Vinny Testa-- "

Adam Grossman: "Ken Testa, the town engineer."

James Csorny: "Okay. The town engineer. But I'm concerned about the chain. I think it's not a bad idea but what I'm more concerned about is there's four or five homes along there and when people come on the beach and it's private property. Okay. Below the high tide mark, high tide, it's not private property. Basically a few feet out from our bulkhead is private property. What are we going to do to keep trucks and vehicles off that property so that someone gets injured on that property, I don't have to-- "

Supervisor Vellella: "I know what you're talking about. As a matter of fact, I can visualize it because once you come off that road onto it, you make the right, right onto the beach, it's right at the house there."

James Csorny: "I think years ago and I'm not positive about this-- "

Supervisor Vilella: "Was there ever a fence there?"

James Csorny: "-- there used to be a-- I think railroad ties or whatever you want to call them, I guess a bulkhead, went down further so people would go down further with the vehicles and I guess once they were down there, they stayed down there. That's not the case anymore. Now if I don't have that snow fence up, I'd have people driving 20, 30, 40 feet on my property which isn't a problem until someone gets run over. And then it becomes a real problem."

Adam Grossman: "Vinny, what I'd like to do is I'd be happy to speak with you directly on this and for you to-- my extension at Town Hall is 216, call me at Town Hall tomorrow if you're available to call and let's sit down and talk about it in a lot more detail. Okay."

James Csorny: "216 you said, right?"

Adam Grossman: "216. Okay. And if I'm not there, leave a message and I'll get right back to you and you and I can discuss it, you know, in person and see what the options might be under the circumstances as to what the town might be able to do to prevent any kind of future problem."

James Csorny: "Okay. I just want to make it clear. I'm not looking to stop people from going on the beach."

Supervisor Vilella: "You just want to make it safe."

James Csorny: "I actually believe that none of us should be able to live on the beach."

Supervisor Vilella: "Just want to make it safer."

James Csorny: "But since I'm there, I don't want people getting run over on my property. I'll get in touch with you tomorrow, okay."

Adam Grossman: "Okay. Very good."

Supervisor Vilella: "Thank you. Vicky Giasemis. Is that correct?"

Vicky Giasemis: "Hi, my name is Vicky Giasemis. I live on Long Pond Road in Wading River about the fourth house off Manorville Road where the little boy was killed. I almost got into the same exact accident about a month before that happened. So it's pretty bad down there as far as-- are the stop signs going up?"

Supervisor Villella: "Yes."

Vicky Giasemis: "They are. A really nice guard rail went up on the other side of me, on the straight way. The guard rail-- no cars ever hit there, 9 out of 10 accidents on Long Pond Road are in front of my house."

Supervisor Villella: "Is that where that turn is?"

Vicky Giasemis: "It's right after the turn. The house where they hit-- I don't know if you could get the police report. They're in front of my house. I'd rather someone hit a tree than hit a metal guard rail. I would think it's more dangerous to hit a solid object-- my husband's an engineer, he said that if you hit a tree it absorbs the impact and it rips, if you hit metal, the car absorbs the impact and my question is besides everyone saying rural beauty, you know, can you change those guard rails (inaudible) that particular guard rail that I'm speaking about. If I ask for a guard rail I can just add one?"

Supervisor Villella: "We just did some on Edwards and Riley Avenue, the guard rail, so we'll see if we have some more, the wooden guard rail left."

Vicky Giasemis: "Because my nice neighbor across the street made the comment-- I said how did you (inaudible) the guard rail so fast? He said, you'd be surprised how far a few hundred bucks will go. I said I don't know who you-- you know-- don't you have to come there and see if it's really necessary in that spot? If it's not, if anything, it should be in front of my house. I don't want it there not only for the beauty, I think it's dangerous. I think it's dangerous to have something like that."

Supervisor Villella: "Who can we get to check on this? Adam-- Ken Testa-- we'll have to get-- Lynn, get Ken Testa to check that out, please. Wait, Lynn's going to come up. She knows the answer."

Lynn McDonald: "Lynn McDonald, assistant to the Supervisor. The guard rail went up at the request of the homeowner because there were accidents where cars were ending up on their property and they were afraid the cars were going to go into their home."

Vicky Giasemis: "There hasn't been one accident (inaudible). There hasn't been one accident on this person's property and I said to him, how come you want that in front of your house? He said I don't care, I don't see it. I said that's the first thing I see when I (inaudible) and if there was a good reason for it or to prevent someone from getting hurt, then build a wall, but for no reason whatsoever to put it up, you know, I would like to know why."

Supervisor Villella: "We'll check into that. We'll get the town engineer to look at that."

Vicky Giasemis: "And like I said, if you check where the accidents have occurred, they did in front of my house."

Councilman Cardinale: "I'd like to know about the couple hundred dollars."

Vicky Giasemis: "Yes, me, too."

Supervisor Villella: "Yes, let us know. I've got to wait two weeks to get paid."

Vicky Giasemis: "Thank you."

Supervisor Villella: "Thank you. Gordon. Gordon Danby. How are you doing, Gordon?"

Gordon Danby: "Of course, I also am very appreciative (inaudible). I'm not surprised that you are going to fight Brookhaven because two years ago (inaudible)-- "

Supervisor Villella: "I don't think they can hear you."

Gordon Danby: "I'm not surprised that (inaudible) get the cooperation from Brookhaven because they just have a different perspective on it. A few years ago there was a state and county effort. They were perfectly happy to dredge a big terminal there

the idea is that ferries could come in without having a significant (inaudible) is nonsense. (inaudible) So that doesn't surprise me. And the ownership is very important as I'm sure you know what (inaudible) because it will help with things like (inaudible). But the suit is very crucial in my opinion for a lot of reasons. I knew Bill Catacasenos when he was (inaudible) and I wrote him on this once and I got a very friendly letter back that he directed the question to the president who gave me this (inaudible). And I just want to make a comment on (inaudible)-- the wind and the waves blow this way east and then they blow west and by the law of averages you come out with a slightly (inaudible). But imagine when we put, I don't know how long that thing is, 1000 feet rocks out in the water and something comes from the east, sorry, west, it's not going to pass those rocks and (inaudible) 1,000 feet in the water-- and everytime you have a nor'easter the sand goes into the creek and the reason I'm making the point is maintaining that inlet, right now it's a canoe launching place, is a not a trivial business because it's going to fill up, fill up, and fill up forever and it is Lilco, Marketspan's responsibility because they put all those rocks there. It's as simple as that. And if they're not going to be responsible, some other entity of government higher than the local township should have to (inaudible). Give them hell because they'll fight it. They'll try very hard because (inaudible).

A couple of quickies. One gentleman said (inaudible) on this exacuation (inaudible). My reason for raising that is since a lot of politicians and other levels of government try to make (inaudible) out of it, turn it around and say, hey, we're absolutely right. Private cars are going to be (inaudible) so you've got to provide us with the means to transport these people. Give us money for buses. Give me one hundred million dollars, I'll move everything in a hurry. But the point is I'm serious though. I mean make them put their money where their mouth is. Because otherwise we've got a lot of wasted time and paper, narrow roads, and everybody is going to drive themselves off (inaudible).

And one final (inaudible) because it keeps coming up Cablevision one way or another. And I know it's a perpetual concern people object to the prices. I'd just like to make a comment to the cable company, a suggestion. The cable companies are spending billions on upgrading their systems for reasons that have nothing to do with 85% of their customers who are perfectly happy with the

(inaudible). And they're charging us for this. And they've been getting away with it. And what they're doing is obviously is competing with (inaudible). Fair enough. But they're doing it with our money. And a friend of mine commented that in his office they were offering phone service much cheaper than AT&T-- but if he wanted to put a TV in his office, they wanted an astronomical amount of money. So they jerked us around with rates. My suggestion is to get together with the other east end guys and say, hey, we're going to get an actuarial study who actually paid for all this. And if we paid 40%, give us stocks."

Supervisor Villella: "There you go. I like that. Phil will be on top of that. That's his committee. Is it Frank Maccuro. Is that correct?"

Frank Maccuro: "Okay. My name is Frank Maccuro. I'm a full time resident of Wading River for the last 28 years. I've raised four wonderful children. My two older boys, Matt and Chris, own Wading River Recreation (inaudible). I came here to talk to two subjects. One, the creek, and that was what I came here for and I heard the disputes about the vehicles on the beach (inaudible).

When we moved here 28 years ago, I was with my oldest son, I'm not going to get into a lengthy discussion about this, but I was with my oldest son and we were fishing, he was a young kid, and we were fishing on a town beach and he said to me-- and I'll never forget it-- (inaudible) well, we moved to Wading River about three and a half months after that (inaudible) and we've been here ever since and we intend to stay for another 28 years."

Supervisor Villella: "Good."

Frank Maccuro: "Part of the coastal community and a caveat living in a coastal community is at that time and it has been for the 28 years, is access to boaters to get to the Sound. It doesn't matter to me whether you go fishing, it doesn't matter to me if you were water skiing, it doesn't matter to me if you take a boat. All that matters is that when you buy a house and that's a caveat-- the house and it goes away it's very similar to having bought a house and then all of a sudden for whatever reason (inaudible). So we-- I'm very pleased to hear right now about you are considering to go forward with litigation. However, let me give you my advice. I've

been in front of this Town Board; we have a very controversial task (inaudible) two and a half years ago, I spoke daily with Jim Stark; I spoke daily with every predecessor that you're sitting in their seats. There's a very powerful voting lobby in Riverhead that aligned themselves with us at that time. We (inaudible) adverse situations with many people in our town, Wading River. We promised to (inaudible) to get more for recreation; we certainly did that. Had a conversation with Sid earlier, and we asked him quite candidly since I haven't had time to be here in a while and how he felt that was going, he was tickled pink with the progress (inaudible), we're (inaudible) tennis, golf balls, camping equipment, etc.

My message to you is this. Litigation takes a long time, I think it was brought up several times. We've been agonizing with this issue for two and a half years. You used a word that absolutely chilled me before (inaudible). I was in your predecessor's office and (inaudible) probably twice a week for almost a year. And once we got over the issue of opening the Wading River business, then we had a little task at hand and it was the creek. Because that certainly is a violation to everyone that owns property in this town. And I got so tired of listening to your predecessor tell me about how his relationship with Felix and his this with Felix and they were going to take care of this with Felix. It was a con. And the message is there is a tremendous and we have a lot of people here and everyone, you know, whether they come for issues that may seem minor to you or major to you, this person they come across the wrong way or the right way, basically the foundation of this town is solid as a rock, it's been here for a long time. I may not agree with everyone's opinion, they may not agree with mine. But I think we all agree that we're out to do the best for the town and not just Wading River but also Riverhead also. Because, you know, we're all small (inaudible).

The message that I'm trying to give you is this. Listen. You have a very powerful (inaudible). The sense of urgency is important. We don't want to deal with lip service. Towards that end, I'd like to make a couple suggestions that probably is aimed at the Town Attorney, I guess, (inaudible). A few things. One, I think that would help is we should come up with some kind of a milestone schedule. In other words, keep us informed. We expect to accomplish this by this time and this by this time and this by this time. The second is we-- and this is just a suggestion-- you may want to get

into some sort of arbitration to find out a temporary solution to this problem, whether it's a dredge or whatever. Certainly nobody wants to have a temporary solution. In the 30 years I've been here, even after a dredging and a good wind we've always had problems.

And the other thing is that there may be even an intermediate solution. Maybe it's a portable (inaudible.) But I think what we need to do parallel with litigation is look at alternatives, keep us informed and always keep the sense of urgency (inaudible) because these people here are concerned that this doesn't go on past two years, or another three years, or they want maybe their grandchildren to use the creek.

The other issue is this. It's dangerousPlain and simple. Now I haven't been fishing in a long time, you know, I haven't used it but I had the occasion in the last couple weeks to go out with Matt and a couple of his friends and regardless of the accessibility of the creek, boaters are still using it. And it's dangerous to (inaudible). And God forbid somebody goes down or gets hurt, now we have your litigation going on with a possible injury litigation, this, you know, just generally Murphy's Law putting this into place will make this thing a literal nightmare. So I guess the message that I'm asking is very simple. Please, please expedite the issue."

Adam Grossman: "Okay. Frank, I just want to-- I have a few comments about the issues that you bring up. First of all, I just want to make clear to anybody that has any confusion over this, the issue of the dredging of the creek and the issue of ownership of this small stretch of land-- can everyone hear me okay? And the issue of the small stretch of land are going to be two separate legal proceedings and are two completely separate issues. Okay. The issue of the dredging of the creek and that litigation was commenced back in June of 1996. It is being handled by special counsel."

Supervisor Villella: "Can I add something to that?"

Adam Grossman: "Yes."

Supervisor Villella: "It was stopped in 1997 and it wasn't brought to February of this year when I issued to go full steam ahead, when I met with Mary-- she's not here now. They stopped the

lawsuit."

Adam Grossman: "Right. Or at least they-- I'm not-- I wasn't there back then. But I know since I've been here, we have instructed special counsel for the town in connection with that legal proceeding to-- "

Supervisor Villella: "That's why it's taking so long."

Frank Maccuro: "Well, I could probably (inaudible) that's why you're sitting in that chair. (inaudible)."

Adam Grossman: "And, Frank, I didn't really get finished with the things I just wanted to say before you add anything. In connection with litigation generally I'm talking about trying to get a solution through the court system in a timely fashion. I sympathize with what you're saying about the time periods, but I can never guarantee to anyone who comes to me as an attorney how quickly a court is going to act. I can try to expedite things and in this proceeding which I will be commencing I'm going to seek after the pleadings are initially-- my complaint goes to the Brookhaven, I get the response; I will try to expedite it by summary judgment. Okay. But even under that set of circumstances and even if I win in Supreme Court, it may get appealed. So under the circumstances, I will move this along as quickly as I possibly can but I'm working with a court system that is, you know, sometimes not as quick as it should be and I just want you to-- there are some things I don't have control over."

Frank Maccuro: "I understand. I understand. But, you know, it's kind of (inaudible) but the scripture said something as I remember as a youngster that I think Jesus (inaudible). And so He was a fisherman so maybe he can help escalate this."

Second, I'd like to talk to (inaudible). He's been here for 15 years; I've been here for 30 years. The gentleman that came up prior he mentioned truck, a green truck with a canoe and white boots. And he commended the person that owns the truck. I own the truck. And, again, my sons own the Wading River Recreation. Now, I have-- I'm the executive of a large corporation. I come home at night and I try to get on the beach every night to do a little fishing. In the front of my truck, there's a bucket, a very big bucket, cost me

about \$400 to have welded on. What I do is I (inaudible) the beach from Wading River to Herod Point and sometimes when I go on Hulse Landing I also peruse it that way. And part of my fishing nightly is picking up garbage whether it's on your property, it's on the low water side, the high water side, I don't really care. I pick it up, I put it in the bucket, I go to the Wading River beach and I dump it. Sometimes when those canisters are filled or the parcels are too big, I take it to my home and put it in my garbage pail and dump it. Okay.

The other thing is, that Matt and my son, Chris, have initiated and you'll see them every Sunday night, themselves, with their trucks and a couple of the local guys that fish around town, every Sunday night they hit the beaches and every piece of garbage that they find they dump that's in the truck. Okay. And that's something that gets done, it's unsaid.

The third issue towards that is that everyone that goes on that beach should have a sticker. We pay about-- I'm not sure if it's \$25 or \$30 for that sticker-- and that helps your town, helps our town, and I think we have a situation here we have a couple of bad seeds that are ruining it for everyone. We sit there every single night and say how beautiful this is, that we can go on the beach and catch a nice fish and it is a wonderful privilege to have. That's why I fought in the war; that's why you fought in the war to protect these privileges and we'll do our best from (inaudible) and the people in Wading River to keep that policed and the recommendation I have for this gentleman and I'll give to you, Mrs. Becker, if you find anyone who is violating that privilege and who you feel is doing something extraordinary or out of line, I would ask you to get their license plate number and deliver to Matt in the shop and we will take the appropriate action to notify Riverhead Town police. All you have to do is drop it off and we'll go up and keep the beaches clean, we'll ask to keep the noise down and as far as the bodies, the young kids that are sleeping there or drunk at night, we have no control of that. That's something that their parents have to control; it's something that the community has to control, but as they sleep in the parking lot in town next to (inaudible) so-called restaurant, or they sleep across from the duck ponds, or they sleep on the beach, the same liability is there. So that's a separate problem. The issue of driving on the beach is a very simple one. Are they doing it within the time frame from 6:00 p.m.

to 9:00 a.m. That's the issue. And I think for the most part, the people that we interface with are (inaudible) and again I would invite you if there's somebody that's really outside that limit, please, just take their license plate (inaudible). And I thank you for your concern."

Supervisor Villella: "Frank, that was great. Thanks a lot. Anyone else like to speak? You're always last, George."

Helga Guthry: "Helga Guthry, Wading River. I won't keep you long. I just wanted to add with the creek situation. They were given permission to build those jetties from the Environmental Protection Agency on the grounds that they could clear that creek. Now, since they're not clearing the creek, they're blaming us because they didn't get Shoreham-- "

Supervisor Villella: "Because they didn't get Shoreham. Correct."

Helga Guthry: "That was not written in the thing. Is there a way that those jetties can be removed? And some people have suggested if it's possible at all to let the creek go back to its natural flow, that it might keep you-- or somebody-- from having to keep dredging. I don't know if anybody could look into that."

Councilman Lull: "I think, Helga, that's part of the reason for the suit. Because in returning the jetty to its original-- excuse me, jetty, returning the creek to its original plan, whatever deal is able to be made one of the approaches may simply be to fill in the creek the way it is and let it find its own natural way along the beach by the jetties there. That's where it should be."

Helga Guthry: "I just wasn't sure if anyone had thought about it; I didn't hear anybody mention it."

Supervisor Villella: "Thanks, Helga. George. Where's Bill? Did you have your hand up, Bill? I couldn't see you. I'm asking, where is he?"

George Schmelzer: "Yeah, two resolutions here to pay bills. I thought you had so much money you (inaudible). About the pier (inaudible). I came to the previous administration (inaudible)

reinforcing the sides of the (inaudible). Can't tell the DEC to go to hell? They couldn't stop you-- take all the storms and everything. (inaudible) I gave them the address-- I'm trying to find out (inaudible). As far as the creek, I don't know why the hell the town let the (inaudible) move the creek over in the first place. You had plenty of room on the west side. Anyway they did it, so if you need any maps--aerial maps, the oldest one I have is 1938. That's 60 years old. But I have a complete set of maps (inaudible)."

Supervisor Villedella: "You already helped out with that book that you had. 1600."

George Schmelzer: "Yeah, it was before the revolution, wasn't it? Before the guy-- "

Supervisor Villedella: "He got that book; it was redone in 1938."

George Schmelzer: "John Rogers. He was the first (inaudible) in Wading River, see. That's how Riverhead got the title to that."

Supervisor Villedella: "All right. What else you got, George?"

George Schmelzer: "(inaudible)."

Supervisor Villedella: "Hurry up, George-- "

Councilman Kent: "You're losing your crowd. Everybody is leaving. Liven them up a little."

George Schmelzer: "People (inaudible) about Lewin's Farm. Well, people come out from the city, they want the farms, but they don't want the farms to start their work early; they don't want them to spray; they don't want them to irrigate; they don't want them to make dust, noise; but they want the farms. That's-- to me it's a typical environmentalist. Now for years the environmentalists have said we must protect all the wetlands, nobody can use them, nobody can touch them, leave it in the natural state as that protects nature, water, everything. Now, that was all right, but now they've got their (inaudible) full of mosquito bites. I say I should say plain English, they've got their ass bitten by mosquitos, now they want the town to spray the wetlands and get rid of the mosquitos. See what hypocrites they are. I hope they get bit a little more."

Supervisor Villella: "We've got to give Bill a chance, George."

George Schmelzer: "You gave the other guy about 15 minutes."

Supervisor Villella: "Go ahead, you've got a couple more minutes."

George Schmelzer: "Yes. The schools. I went to see Dave Carlson (phonetic) today."

Supervisor Villella: "Oh you did go, okay."

George Schmelzer: "School finance man. He gave me some papers I'll give to you. I tried to see Holmes but his secretary said he was busy. Asked me if I had an appointment. No. Well, make an appointment; I said, no, I'll leave a message. So the message was this. The Town Board meets the first and third Tuesdays. The school board does the same thing. So I told the lady that took the message from me, I'd like to have the school change their dates. She said, why doesn't the Town change the dates? I said the town is bigger than the school board-- "

Supervisor Villella: "No, they've got a-- their budget is bigger than ours."

George Schmelzer: "Even though they spend more money, see."

Supervisor Villella: "They spend more."

George Schmelzer: "(inaudible) So took my phone number; I'd be surprised if he gets back to me. I think the reason they have it the same day, they want less people to come to this board meeting. People come to the Town Board meeting instead. See. Now that goes back to this-- the representatives we have in Congress and the state. We have all this tax free land here that the state owns. Upstate they don't let that happen. As I said before, the Forest Preserve pays the school taxes. New York City a year or two ago (inaudible) pay all the taxes. Now when the state buys land (inaudible)-- I can't use the word."

Supervisor Villella: "No. Don't use it. They are doing a good job. You gave me the article. I'll look into that."

George Schmelzer: "Yeah. I'm going to subscribe to that (inaudible)."

Supervisor Villella: "The Adirondack Preserve. Yes. Okay. All right. We ought to let Bill speak before we close the meeting. Bill. No, Bill hasn't had a chance, George."

George Schmelzer: "He spoke before, didn't he?"

Supervisor Villella: "No. He didn't. He sat down like a gentleman because it wasn't his turn."

George Schmelzer: "Well, I'll give this to you like a gentleman and that's about it."

Supervisor Villella: "Thanks a lot, George. You do a good job all the time."

George Schmelzer: "Thank you. I'll bring those key maps to you as soon as I can if I can find the damn things."

Supervisor Villella: "Thanks a lot, George. Is that an extra copy? Okay, good. Thanks. Thanks a lot. Bill."

William Kasperovich: "William Kasperovich from Wading River. I'd like to bring to your attention (inaudible) many aspects of this Wading River Creek that the land east of the creek at its mouth was owned by a woman named Tuttle (phonetic). The Long Island Lighting Company outbid Riverhead by dollars and so she sold it to Lilco. This was at the time negotiations were being made. This is not before or after; this is during. And Lilco was supposed to give the township rights to public use of this piece of land that Mrs. Tuttle sold to Lilco. Lilco wanted to own both sides of the creek. Lilco took advantage of the Town Board with its lack of real estate knowledge (inaudible) and they accepted verbal commitments which when it came to put down on paper just vanished. And the only thing that Lilco offered the town was a dollar a year lease which no improvement could be made (inaudible) lease. And they would give no other arrangement. So Lilco taking that side of the creek at the time of negotiations was strictly (inaudible). And I think that is an aspect to consider."

Councilman Kwasna: "Bill, you don't expect us to believe that Lilco did something underhanded, do you? We had this-- part of our discussion today, Bill, was-- that's right."

William Kasperovich: "(inaudible) 60 years, 70 years back, the meandering creek was never deep enough to get (inaudible). You had to time yourself with the high tide to get back in. Otherwise you had to stay out until the next high tide. So going back to the meandering creek, will not solve the boating problem. Now, I just wanted that to be up front that when this started, that Riverhead did try to buy this Lilco (inaudible)."

Councilman Kwasna: "That was 30 years ago, 1968."

William Kasperovich: "It was before '68."

Councilman Kwasna: "It was before '68?"

William Kasperovich: "Yes. The (inaudible). -- proceedings, since we had a public hearing, people do not present arguments for pictures, letters, that is not available to the public. A man came up here showing you a map-- how can anybody comment on it who never saw it? I never saw it. The least these people could do is-- "

Supervisor Villella: "Put one on the wall somewhere. No, I think that's a good suggestion. They should have it posted somewhere so the people can see it. You're right."

William Kasperovich: "(inaudible) introducing a map or a document at a public hearing that nobody has seen, (inaudible). I think there's a legal point there of introducing a piece of paper that nobody has seen before at a public hearing is just illegal."

Supervisor Villella: "I think you're on track there with that. That's good."

William Kasperovich: "I know it's-- "

Supervisor Villella: "Adam wants to speak on it, but I think you're-- "

William Kasperovich: "Inconvenient at times, I know it's

awkward at times-- "

Supervisor Villella: "No. It should be right-- be posted somewhere on the wall."

William Kasperovich: "Posted so before the meeting-- "

Supervisor Villella: "I like the idea. It opens up the government."

Councilman Lull: "You know, Bill, we have a couple-- last year, the year before, we got into the habit of during the work session when these things were talked about and it was made clear that it was going to be on the next board meeting, we asked people to put it out in the hall. We've fallen out of that; we haven't done that for more than a year and you're probably right. We should make sure that people who bring something to a work session, it's going to come to the Town Board, when something is discussed like that, to get it up in front so people can see it. Get it outside."

William Kasperovich: "It's not the work session that I'm talking about; it's the public hearing."

Councilman Lull: "When something-- when somebody-- see, nothing should be coming up here until it's been to the work session. It's at the work session that we're telling them next week when we do it, have it up. And then we haven't been doing that. So, you're absolutely right."

Adam Grossman: "And additionally, Bill, what you bring up about tonight's public hearing and the-- I guess it was a survey or a drawing that was presented tonight, if it's going to be presented to members of the public, you're absolutely correct. It should be available to the public and it should be visible when it's presented. So I think you're absolutely correct in that."

Supervisor Villella: "How are we going to correct that? I want that corrected."

Adam Grossman: "We are going to have to correct by making sure that people who have applications before the Town Board are instructed to do that."

Supervisor Villella: "Okay. That was a very good suggestion. Anyone else? Yes, sir."

Eileen Drower: "Eileen Drower, Wading River. First of all, I want to thank you gentlemen for coming to Wading River."

Supervisor Villella: "It's a pleasure."

Eileen Drower: "We had a pretty good turnout. We did have lemonade and iced tea for everyone. Also I do want to thank the Town Board and the Riverhead Police Department for being so helpful for our duck pond day. We couldn't have done it without the assistance of all of you."

Sometime ago at a little affair, there was a broad hint dropped that, gee, it would be nice if the Town Board got a shot in the arm, a comment from the public, saying, hey, guys, you're doing a good job. So here is that shot. I think all of you are doing a magnificent job. I've seen the turn around in the complexion of the town, in the attitude, the enthusiasim. It's there and it's a new beginning. I'm very delighted and I trust that it will continue."

Supervisor Villella: "I'm glad you're a part of it, too."

Eileen Drower: "I am too. On a note with the creek. You're talking about dredging. I don't know if you've read the historical note. Years ago, way before Lilco and the jetties and everything out there, the farmers would get together and hitch their horses up with some sort of a plank, cross the creek, and dredge it that way. I don't know what did with the sand, but that was how they did it. They'd get their horses in the creek and, you know, hitch them to a board, and they would dredge it that way. Keep that in mind; it might be a (inaudible) a volunteer effort, yes."

Supervisor Villella: "George knows how to do that."

Eileen Drower: "Okay. This George?"

Supervisor Villella: "Yes."

Eileen Drower: "Okay, all right. So, again, gentlemen, thank you for all your efforts and keep Wading River in mind. You know,

we've always been the forgotten end of the town. We've been here 25 years and I know those of us that have been here for a number of years will say the same thing. Wading River has been a forgotten grandchild of Riverhead."

Supervisor Villella: "Eileen, as a matter of fact, the gentleman sitting behind you, Steve Haizlip, came with a recommendation yesterday at one of our meetings and said he was down at the duck pond with his grandson and the grandson loves it down there and enjoys it so much and they were going across the street to (inaudible) for a piece of pizza and he thinks it's a very dangerous situation there. So he would like to see a crosswalk there. So we called up and you will have a crosswalk there-- "

Eileen Drower: "Well, we're getting into a lot of things there. First of all, I want to make a comment on the duck pond. Someone stole our sign. Both of them, the duck crossing sign-- I have a piece of it back in my car-- I reported that to the police department. But also the welcome to Wading River sign is gone. And they were purchased with monies that we raised at Duck Pond Day and (inaudible) did the signs for us. They were not inexpensive; they were very (inaudible).

Second of all, with the, you know, I thought we were going to have the Sound Road traffic for the public hearing tonight, that's been postponed, right?"

Supervisor Villella: "No. We're doing the stop signs on there, too."

Eileen Drower: "Yes. Weren't you going to have a public hearing on that? Well, whatever. I know you're going to be doing things there. One of the main things you have to do is get the police department to enforce the speed limit. Well, the stop signs will help, but it would help to enforce the speed limit. And when you get down to the intersection of the Ponds and where the stores are and that curve there, it's wild. A crosswalk would help, it would, you know, get the pedestrians in (inaudible), but it's not going to help the cars. Audrey Marlow (phonetic) I don't know if you gentlemen are familiar with her, but she's the one who has adopted many of the ducks at the pond and she'd down there feeding them all the time and she swears that people aim deliberately-- I

imagine they do at the various ducks and kill them. She gets terribly upset and one of these days it can be a human and she's accused people of aiming at her. You know, give some thought to the cross sign-- maybe a flashing stop light."

Supervisor Villella: "Something has to be put there. Yes."

Eileen Drower: "Something. But just a crosswalk I don't think is going to do it."

Supervisor Villella: "No. It will have to be something else saying that there's a crosswalk there. Have a sign ahead of time."

Eileen Drower: "Well, you know, they don't stop at the stop sign heading east coming out of North Country, by the real estate. They don't-- they ignore that. People ignore the yield sign heading west when they're continuing on North Country instead of coming up Sound. I come down Sound, I have to to, you know, get out of my area, I'll let you have right of way if I know, you know, you're not yielding to me when I have right of way, I'll let you go. But it needs more-- it needs something other than just a striped-- we also need striping in the road to define the curve and such. So keep that in mind when you do the other thing. So, again, gentlemen, thank you for everything."

Supervisor Villella: "Thank you, Eileen. Anyone else? Yes."

Christine Martirano: "My name is Christine Martirano. I live in Riverhead. And I'm not really sure if this would be appropriate enough to do this, but I have an application before you for a special permit, number 623 was the resolution, it was tabled. I'm wondering if there is a question or something on this application. This is for a handicap preschool."

Councilman Kent: "Where is it going to be?"

Supervisor Villella: "Where is this one located?"

Christine Martirano: "It's at 877 East Main Street, Riverhead, diagonally across from the Town Hall. Where Merrill Lynch is. Office campus right next to the apartments."

Supervisor Villella: "Can we put this back on the table? We could put this back on the table. We-- "

Councilman Cardinale: "Can you tell us a little bit about the application? What occurred here is two things. One is that Rick Hanley of our Planning Department didn't bother to brief the Board on this. I understand now that this is relatively routine matter. Also we had another matter similar which isn't very routine, so if you tell us about this matter we may be able to untable-- and vote on it tonight. I understand this is-- would you explain it to me?"

Christine Martirano: "Basically, we have an existing complex-- I have an existing building with a vacancy (inaudible) dealing with special education needs of children. They have a contract with the school district for September to open a school for these 80 children. Basically it's a pre-school facility, what I'm looking for is approval for the use in the office complex. It's involving the-- we have to put in a play area for these children. It is a nursery school so it's basically two sessions a day, two and a half hours each. There's two classrooms and there are some occupational therapy, physical therapy and like I said I've been to Building, I've been to Planning and told everyone that we have to try and get this thing opened by September. And, obviously, I will be before you again sometime-- "

Supervisor Villella: "No, no. We're going to take care of this right now."

Councilman Kent: "Can I ask you a couple questions?"

Christine Martirano: "Certainly."

Councilman Kent: "You said you have existing office space?"

Christine Martirano: "Yes."

Councilman Kent: "And this is (inaudible)?"

Christine Martirano: "No, this is an existing building at one time was occupied by the IRS. The IRS had vacated it a couple of years ago. And since that time, the IRS-- "

Councilman Kent: "That's the confusion."

Supervisor Villella: "Because we have another one in front of us that's in the IRS."

Christine Martirano: "That's down the street. That's another one-- that's at 518 East Main Street. That's east of this site."

Supervisor Villella: "Okay. That's where we were confused. Because both of them came in front of us. We didn't know which was which."

Christine Martirano: "The IRS has been out of this site for several-- "

Councilman Lull: "This is the one in Millbrook-- "

Councilman Kent: "Are they going to be bused?"

Christina Martirano: "Yes, they are."

Councilman Kent: "This is taking the place of BOCES programs that used to be in Westhampton?"

Christine Martirano: "Yes, they are. I believe BOCES cancelled the program and this-- my tenant has a contract with the State of New York, the Education Department, and certification for this (inaudible)."

Supervisor Villella: "This one's no problem. We're going to-- "

Councilman Kent: "What's the name of the program-- "

Christine Martirano: "Excuse me?"

Councilman Kent: "What's the name of the program?"

Christine Martirano: "My tenant-- it's called-- I wasn't prepared for this tonight. I was actually paying an attorney to do this for me."

Supervisor Villella: "We weren't either prepared for this so

that's why we tabled it."

Christine Martirano: "But I think it's called-- you have to forgive me-- I think it's Section 88-10 maybe. I know it was in my application, I don't even have it here. But it was approval that they needed from the State of New York that my tenant needed in order to operate this facility. The State has been there; they've approved the site; now it's just a matter of my (inaudible)."

Councilman Cardinale: "I believe that if Chris could look at the-- I'm going to move to take it off the table. So we can consider it tonight because we had confused this with another application. I think if you look at the resolution, Chris, you'll see that basically what we're doing is we're declaring ourselves lead agency. Then we're also indicating it does not need a draft environmental impact statement and has the Planning Board (inaudible) and we're also, at the end of it-- "

Councilman Kent: "We're declaring it an unlisted action."

Councilman Cardinale: "Yes. And the last thing we're doing, if you look at the last resolve, that the-- it goes to the Riverhead Planning Board for their process and recommendation to us. So we will see this again when we determine whether or not a special permit is appropriate. So accordingly I would ask that it be untabled since there is this kind of constraint and-- "

Supervisor Vilella: "There's a motion to untable. Is it seconded?"

Councilman Lull: "Seconded."

Supervisor Vilella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes, Lull, yes; Vilella, yes. The resolution 623 is adopted."

Supervisor Vilella: "No. It was untabled. Now we have to bring it on the table. We'll take care of it for you."

Councilman Cardinale: "I would now move that the resolution 623 declaring lead agency and determine significance of the action East

River Equities special permit site plan be moved for a vote. So moved."

Councilman Kwasna: "Second."

Supervisor Villella: "Moved and seconded."

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

Supervisor Villella: "And thank you for bringing it to our attention."

Christine Martirano: "Thank you, very much."

Supervisor Villella: "Now, you have the other one, also. Down the street. Maybe that's why we're confused. Okay."

Councilman Kent: "The second one has some major parking concerns."

Christine Martirano: "Yes. This one has a lot of parking."

Supervisor Villella: "If there's no other speakers-- no other speakers? Meeting adjourned. Thank you for coming."

Meeting adjourned: 9:50 p.m.

Barbara Statten
Town Clerk

Minutes of a Public Hearing held by the Town Board of the Town of Riverhead, held at Town Hall, Howell Avenue, Riverhead, New York on Monday, July 27, 1998, at 7:00 p.m.

Present:

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

Also Present:

Adam Grossman, Esq.,	Town Attorney
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Absent:

James Lull,	Councilman
Barbara Grattan,	Town Clerk

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

Supervisor Villella: "Thank you. The time is 7:13. Muriel, would you please like to read the public hearing?"

Muriel : "I have affidavits of publishing and posting of a public hearing to be held at Riverhead Town Hall, Riverhead, New York, at 7:00 p.m. on July 27, 1998, to hear all interested persons who wish to be heard regarding the consideration of an amendment to the comprehensive master plan to the Town of Riverhead to provide for the Calverton Naval Weapons Industrial Reserve plant pursuant to Section 272-9 of the Town Law."

Supervisor Villella: "Thank you very much. Rick, would you-- "

Richard Hanley: "Yes. Richard Hanley, Planning Director. Just one point of order. In the notice it's 72-a not 9; it's just either not seen properly or it's a typo."

Supervisor Villella: "Thank you."

Richard Hanley: "Upon the decision in 1994 by the United States to convey the Calverton Naval Weapons testing facility to the Town, the Town Board hired the services of the planning firm of Hamilton, Rabinowitz and (inaudible) to prepare a comprehensive master plan for the reuse of the property. In its work, HR&A analyzed the market forces existing within the region, forecasted land use trends and identified the environmental and ecological constraints associated with particular land uses.

The final land use plan issued to the Town subsequent to at least 25 informational meetings, progress reports and hearings departed significantly from the 1973 master plan which had contemplated general industrial use of the property and also departed from the existing zoning use district map which provides for uses particularly associated with the assembly and testing of naval aircraft.

Due to the significance of the change in the plan uses, it was determined by the Board, this Board, a formal amendment to the 1973 master plan was in order prior to the imposition of a zoning amendment and the actual development of the grounds.

The conclusion of the HR&A analysis is depicted on the board in the front of the room and in the handout that was at the table in the front. And is essentially-- the land use plan is considered to be a multi-use enterprise park supported by an industrial park at its core. The reuse of the industrial area is augmented by the allocation of land for the development supported by the merging leisure and tourist economy of the east end of Long Island, which includes areas to be developed as theme attractions, resort conference center and a planned regional recreational area.

Further an area of almost 200 acres has been dedicated to be retained by the Town as a Town park.

This amendment has been referred to the Riverhead Planning Board and the Suffolk County Planning Commission for its report and recommendation. The final environmental impact statement has been prepared for the amendment and has been adopted by this Board. And upon publication of the Board's findings and conclusions, the proposed amendment be considered this evening to the master plan be adopted. Thank you."

Supervisor Villella: "Thank you, Rick. Would anyone like to speak on this, please. Yes, Ann."

Ann Miloski: "My name is Ann Miloski and I'm here to speak for the Greater Calverton Civic Association as their Secretary and then afterwards could I speak for myself, or do you want me to sit down and stand up again? Which ever way you want to do it."

Supervisor Villella: "No. This is-- you can do whatever you want, Ann. We're going to be listening to you."

Ann Miloski: "Okay. Our organization is backing Joe Van Wetterling's proposal to set aside 105 acres of existing recreation area to be used by our Town, and the recreation area which we would like is where it is right now, not somewhere else. So that this area can be used by us and our children and our grandchildren to enjoy, right next to the F-14.

We feel that we should also be allowed to pick this area that is best for us and not let it be decided by other interests. It would also be a good acquisition for our Town because it could be rented out for civic, social and recreation events. They're having a polo match up there I understand-- "

Supervisor Villella: "Yes, August 22nd."

Ann Miloski: "And all of these things could be done up there and it would be good money coming to the Town plus it would be good for all of us. This is a perfect spot for a senior citizen center and community center for the western end of Riverhead.

We also are requesting that in your zoning of the Calverton site, you keep at least 800 to 1,000 foot buffer zone along Route 25 and I just started to smile here and I see you have a cemetery buffer where everybody-- there's nobody there, but across from where we live in Timber Park, you come right out to the road. And there is no buffer. So we would like you to look that over and see if you can-- "

Supervisor Villella: "And, what was the footage on that? That you're talking about? How many feet?"

Ann Miloski: "The buffer zone? 800 to 1,000 feet along 25."

Councilman Kent: "Rick, is there a buffer-- what is that shaded area on the photocopied map that we have? Right across from Timber Park."

Rick Hanley: "Just north of the family entertainment center?"

Councilman Kwasna: "Right."

Councilman Kent: "Right."

Richard Hanley: "Is that what you're looking at?"

Councilman Kent: "Yes."

Richard Hanley: "Yes. There's a buffer-- that's a green area that's shown as a buffer. It's not depicted with language but the intent is that that would be a setback."

Councilman Kent: "Okay. That is right across from Timber Park,
so-- "

Ann Miloski: "No. No. If-- turn this around and show him
this-- "

Richard Hanley: "He's referring to this area. It has the same
dimension as the cemetery property."

Ann Miloski: "Yes. Okay. All right. And what about this
gold area; there's no buffer there? Where is that? No, right out
to 25."

Supervisor Villella: "Oh, that's right. So we can get it on
the recorder. I'm sorry. Is it all right if we move down there and
take a look, too?"

Councilman Kwasna: "I'm going to turn it towards us."

Ann Miloski: "I thought that gold area was where we were, but
I see that you did put a buffer there across our area which wasn't
there before. Yes. I see that; last time we didn't have that buffer

there. That's good. That's what we-- "

Supervisor VILLELLA: "There's buffers all around. Definitely."

Ann Miloski: "Okay. And we'd like you to treat your entries coming into the site in keeping with our rural atmosphere, not to have all different roads going in like you do on 58. Treat it almost like it is with Grummans, that you have one or two roads going in and two roads going out instead of cutting up into little parcels."

Councilman Kent: "You want limited access?"

Ann Miloski: "Right."

Councilman Kwasna: "Limited curb cuts."

Ann Miloski: "Okay. And that's from the Association."

Councilman Kwasna: "Before you go into your own statements, I just want to clarify with you something so everybody understands what you're talking about. That in this existing plan here from R&A, the recreation area is shown along Grumman Blvd. on this map, correct, Rick? The 100 areas or so recreational use-- is shown in a different area than the existing picnic area that is there now and our recommendation is that you want us to put the picnic area in the old Grumman picnic area, is where you want it, where it is now, not where it is on this map."

Richard Hanley: "Right, Mark. The area that I refer to in my statement of 100 almost 200 acres is the southerly portion of the property off Swan Pond Road (phonetic) and the area that is presently within the-- or was the Grumman Aerospace picnic ground, lies within the area that's depicted as a theme attraction area on this map."

Councilman Kwasna: "Right. I just wanted to make sure everybody knew that you said you want it in that theme park area at the old picnic grounds is where you would like us to put the new picnic grounds."

Ann Miloski: "Right."

Councilman Kwasna: "Correct. Okay."

Ann Miloski: "And now I'm speaking for myself."

Supervisor Villella: "Are you going to give us a copy of that, Ann, please? I would appreciate it."

Ann Miloski: "Okay. Now, I'm speaking for myself as a private citizen and a business owner in that area. In the reuse plan, you do not preclude airport development options and looking in the book on page 15-- I don't know if you fellows have the book-- but right down page 15 look into it, it says a plan for redevelopment which does not preclude future aviation use while minimizing maintenance of aviation infrastructure will preserve the airport development options. So airport is still in there as a development option. So we would like to see you define this clearly in your rezoning of the property.

And also when you speak of bring in aquaculture, that's like fish farming and so forth, that's fine. But in the resolution that was passed while most of you weren't here and rescinded, it was for grinding of garbage fish and using that in waste management. And we are very most against that."

Councilman Kwasna: "Fertilizer."

Supervisor Villella: "Compost, fertilizer."

Ann Miloski: "They were going to use it in the sewage to see how it would clean out the sewage or something but anyway it is in-- there was a feasibility study done on it privately. So we would like you to address that so we don't have anything like that happening.

And the other thing, we hope that you will keep as many trees around the perimeter of the property standing. They're a natural buffer for any type of business going in there and also they're helping to contain the contamination on the site. And that's all."

Supervisor Villella: "That was very good Ann. We need a copy of that also."

Ann Miloski: "I've got to copy that over."

Supervisor Villella: "Yes, could you please? When you can."

Ann Miloski: "-- not in a hurry."

Supervisor Villella: "Okay. That will be fine."

Richard Hanley: "Can I make one response?"

Supervisor Villella: "Sure, definitely."

Richard Hanley: "With regard to her question relative to the aviation use of the premises, when HR&A was working on the reuse plan, the firm thoroughly analyzed the aviation market in terms of the existing market regionally and also forecasted certain trends within that market and concluded emphatically that there was absolutely no demand whatsoever for cargo aviation in the region, nor was there a demand for general aviation in the region, either passenger and/or cargo. The intent of the-- or the conclusion of the plan was that the existing 10,000 linear foot runway could not be ripped up given the market price but should be retained as an accessory or support use for the industrial development of the industrial park and it is expected that the zoning use district which this Board will adopt will have language relative to controls of that air facility and the expectation is that the only air use-- or aircraft use that will be allowed within the zoning district will be an accessory to the industrial uses on the site."

Supervisor Villella: "Okay, that's fine. Okay. Who else would like to speak? Bill?"

Bill Roberts: "Bill Roberts, Baiting Hollow. Should the use of the airport for casual corporate jet purposes happen, we will-- if somebody will have to provide air controllers or would we be allowing aircraft to use that facility without any guidance by anybody as you have in the Suffolk County airport or McArthur?"

Supervisor Villella: "I don't know what the FAA regulations are but, Rick, would you like to-- do you have any answer to that?"

Richard Hanley: "I can try to explain."

Councilman Kwasna: "I believe it would be the responsibility of the property owner."

Richard Hanley: "Yes, Rick Hanley again. The expectation is that the airstrip will in fact be owned in fee by the same owner as the industrial park and in order for that owner to utilize the airstrip, I'd imagine he would have to get some kind of approval from the FAA, in terms of times of flight, lighting of the airstrip-- "

Supervisor Vilella: "We could put restrictions on time limits."

Richard Hanley: "I think we'll be able to restrict times of operation and the actual use. There is no intent for this to be a fixed base operation nor a general aviation airport."

Supervisor Vilella: "Okay. We've got to take that fear out of you because we said that last year that we didn't want any airport there. There's not going to be an airport there. But there will be some flights coming in-- I hope it's very minimal, so that's all I can say on that. Any-- George, I think you-- "

George Conklin: "George Conklin from the Timber Park Civic Association. I have a question first about the width of the buffer one. How wide?"

Richard Hanley: "That's the northerly-- "

George Conklin: "Yes. The one in front of Timber Park. There's scale on the map and it doesn't appear to-- "

Richard Hanley: "(inaudible). That's approximately 500 feet."

George Conklin: "Okay. I have a petition containing 477 names of residents of Timber Park, Wading River, Calverton, Ridge and a number of other towns in Suffolk County, those people who frequent the area and use the area and our petition pertains to as I was-- I talked to Andrea Lohness-- is that correct? And she said that it would be important if we-- although we don't-- might not have say as specifically what might go where or what particular kinds of things, she did say that we should go on record and indicate those things that we don't want. And so I'm here to tell you what these names and addresses-- and I have one here that I'd like to give to

you as well. Maybe you'd like to look at it afterwards. And they're all legitimate people; no names from gravestones or anything like that."

Supervisor VILLELLA: "Yes. That's okay. That's across the street."

George Conklin: "Yes. We'd like you to consider the asset that this particular area has and that is to echo what Ann said, the rural quality of life and we would also like to request 1,000 foot buffer zone around the property, not the current 500. You'll notice that the buffer zone-- I notice also that there is a sewage treatment plant there. One of the things that we have requested in our petition in addition to that, is no composting facility. I would imagine that would fit into the composting facility area. We're requesting that no race tracks, commercial airports, sand mining or composting facility. We'd like to see the rural quality of life as well as-- which would include, of course, sounds and sights and smells and everything else."

Supervisor VILLELLA: "You know we don't want the compost and sand mining there. We already went to bat for you for that."

George Conklin: "I know that. We've gone-- but, you know, I drive by the sand mining-- I drive by two sand mining operations every single day-- "

Supervisor VILLELLA: "That's right."

George Conklin: "And I look there and I watch trucks go out and out and out and I'm saying that this is a prime area for that. I know the price of sand as well as you do and it's like gold. So we want to go on record saying we are opposed to that and if there's something that you can do to prevent that from going in-- "

Supervisor VILLELLA: "Well, inside the fence we can."

George Conklin: "Inside the fence. That would be nice. That's comforting."

Supervisor VILLELLA: "The Town Attorney-- Adam would like to speak on it."

Adam Grossman: "Yes, I just want to add, regarding the issue of sand mining as far as what we're proposing tonight or what the Town of Riverhead is going to do, we are writing sand mining out of our zoning code so that no one legally can sand mine in the town except someone who has an existing sand mining operation with a permit and as you may or probably are aware of, of the two existing sand mining operations in Calverton we are in litigation with both of them in Court."

George Conklin: "Yes, I'm aware."

Adam Grossman: "-- to try and do what we can to end that part of our history in Riverhead. So I just wanted to add that."

George Conklin: "Good. And one final thing. What we really want to do, again, I want to emphasize the rural quality of the area if this can be maintained. I recognize-- we recognize how important it is that the Riverhead tax base be increased and environmentally friendly industries would be embraced and applauded and we would support this. We're not so naive as to-- someone asked me, you know, what would you like, and I personally would like nothing there for 15 years until I'm dead and then you can bury me in the cemetery buffer zone but I know that's unrealistic. So environmentally friendly industries that would add to the tax base. And we really implore you to take that into consideration. Thank you very much. Should I give this to the-- "

Supervisor Villella: "Thanks a lot, George. Yes, definitely please, put that on record. Okay. Who else would like to speak.?"

Allen Smith: "Mr. Supervisor and members of the Board. I think that the record here this evening should incorporate by reference if it's not obvious the document that Mrs. Miloski was referring to before and from which Mr. Hanley has worked, being the comprehensive reuse strategy. As a matter of record, it is on file with the Clerk and has been there for examination. The other document that was referenced but not specifically referred into the record is the final environmental impact statement that you adopted at your earlier meeting and should again be part of this particular record. And the last thing that has not been mentioned but alluded to by Mr. Hanley when he spoke of the process that was gone through

to arrive at this point being the hearings and the meetings, you know, over the past several years. There was, in fact, a hearing on the issues of amending the master plan back in August-- August 6 of '96 and that particular hearing and comments that were made at that time should also be incorporated by reference in this hearing."

Supervisor Villella: "Is that August 6th?"

Allen Smith: "August 6, '96. Thank you."

Supervisor Villella: "Thanks, Al. Okay, who else would like to speak? Yes, please."

Richard Reed: "Good evening, ladies and gentlemen. I just have a question to ask-- "

Supervisor Villella: "Your name, please."

Richard Reed: "Oh, I'm sorry. Richard Reed. From Timber Park. I'm sorry. I have a question to ask about the sewage treatment plant. Now is this plan set in stone or is it up for moving things around a little bit?"

Supervisor Villella: "It's-- Rick can answer it but it's not set in stone."

Richard Reed: "Okay. The only reason I'm asking, if I can't point to this-- we're residential right over in this whole area over here and the sewage treatment plant if you look on the small map is basically right opposite where we are in Timber Park and down on the far end, down on the lower end on the other side of the site, is non-residential. Why can't the sewage plant be moved down to a non-residential area as opposed to right across from us?"

Supervisor Villella: "Rick, would you like to answer that?"

Councilman Kent: "Is that the existing plant?"

Supervisor Villella: "Is that where the existing plant is right there?"

Richard Hanley: "What the gentleman is referring to is a

proposed new location for the existing sewage treatment plant. The reason that is there, it's essentially part of one of the-- probably one of the last phases of development on the site. The present sewage treatment plant has a capacity of 65,000 gallons per day and there's an expectation that the development-- or the full development of the industrial park recreational area shown in the reddish purple on the map, will probably generate that much waste water. It's the intent of regulators beyond the Town of Riverhead, Suffolk County Health Department and New York State DEC that once that capacity of 65,000 gallons per day is reached, they would be requiring for a new (inaudible) permit to be issued to either the owner of the premises or the town depending on how-- at this point, it will be the owner of the property, and that at that point it would make some sense to change the mechanics of the plant to raise the level of collection and treatment (inaudible) and to move the outflow, not the sewer plant itself, but the outflow to an area north of the ground water divide, such that any waste water that's treated and introduced to the ground would not find its way into the Peconic River headwaters or the coastal plain pond system but would eventually find its way into the Long Island Sound 3,000 years from now.

As far as the location of that plant, that is just a depiction of where it might be. It could be anywhere north of the divide on the property. So, it is certainly not a location that has any science to it at this time; it's just merely a depiction of an area that could serve for that capacity."

Supervisor Villella: "But the DEC is saying to put it on-- so it goes north?"

Richard Hanley: "I think that the next time there is a (inaudible) permit issued for the-- a sewage treatment plant on this site, there would be some pressure by the New York State DEC and Health Department to move the outflow north of the divide. Yes. The divide runs along the property essentially two-thirds of the property is south of the divide and one-third of the property is north of the divide. If that answers-- "

Richard Reed: "-- was getting at was being that the Calverton Memorial Cemetery is more west that if they were going to put a sewage treatment plant, better it be over there away from residential area. Thank you, gentlemen."

Supervisor Villella: "Thank you. Yes, sir."

Ed Lane: "My name is Ed Lane. I'm a member of the Timber Park Civic Association and I still have a question in regards to what he just said. Would be more reason not to have the treatment plant there because in all expectation he would want the flow to flow under where we live into our wells. Hopefully, that's what you want. Am I correct?"

Richard Hanley: "The intent was to minimize the impact to the pine barrens region, the Peconic River headwaters for the existing sewage treatment plant. Essentially what happens today is that there is a sewage treatment plant within the industrial park area which collects and treats all the waste water on the site. The outflow is McKay Lake (phonetic) which you can see by the map is-- southerly extreme of the property. What the state and the county is saying is it might make more sense some day if and when there's an extension or expansion on the sewage treatment plant rather to have the waste water find its way to the headwaters of the Peconic River, rather to treat it in such a manner that (inaudible) treatment meaning total nitrogen removal to drinking water standards essentially and then outflow that as a safety margin to an area north of the divide.

I think what I heard a gentleman say is that he's concerned about a system such that we're introducing polluted waste water to an area on the site that will find its way to private wells that might exist in the area."

Supervisor Villella: "That's what I was hearing, too."

Richard Hanley: "That's what I heard. And the intent is-- I don't think I said that, but the intent is that there would be not only a change in the location of the plant but an actual upgrade in the level of treatment such that the waste water would have to be treated to drinking water standards."

Supervisor Villella: "Right. The DEC wouldn't allow that."

Richard Hanley: "This is zone (inaudible). This is the most protected area on Long Island relative to the outflow of waste water and the New York State DEC would require drinking water

standards. In other words, the water that would come out of the plant would essentially be able to be drunk in terms of all the constituents that the state controls."

Councilman Kwasna: "Rick, also I believe that in this area, I believe the ground water moves north to south anyhow."

Richard Hanley: "On which side of the divide? It moves-- the existing ground water flow where the treatment plant is today or the outflow is today, is to the southeast. If the town were to move or the owner were to move the treatment plant north of the divide, it would move then to the northeast to the Long Island Sound."

Councilman Cardinale: "Rick, far be it for me to suggest that the DEC operates with logic, but if it's so clean that you could drink it, what difference does it make where it is?"

Richard Hanley: "It's really just a matter of wearing a belt and suspenders. I don't want to talk too much about the technical aspect of sewage treatment because that's not my field, but when we were at the point of adopting a findings statement on the actual pine barrens plan, that was a suggestion of the DEC that at such time as this site were to be fully developed there would be increases in collection and treatment of wastewater, they would require that we treat the drinking water standards and as a margin of safety relocate the outflow to north of the divide."

Councilman Cardinale: "As a margin of safety on water you can drink anyway. That's real logical."

Richard Hanley: "I think your initial statement probably-- "

Councilman Kwasna: "I think it's a margin of safety to where the plant breaks down and you can't treat it and you start to release it."

Councilman Cardinale: "If that's the case, you better move it then, right? Would it be possible to move?"

Ed Lane: "Can we just to alleviate the fears of the residents that are in Timber Park and being that it's so safe we ask the DEC or the Planning Board to just move it? Let's put it in the middle

-- we'll put it down at the end and we all will be happy. You'll alleviate my fears and I guess some of your concerns also. Since it's so safe, I don't see any reason why it has to be put there."

Supervisor Vilella: "I know the DEC does want it to go north but if we could move it west-- "

Ed Lane: "Can we put it-- there seems to be quite a lot of-- "

Richard Hanley: "I guess one way to handle the problem would be in the adoption of the master plan have some language that states that-- generically-- that at such time as the New York State DEC requires moving of the plant (inaudible) treatment, that it be located somewhere north of the divide. We don't have to be specific to that particular part of the-- we've got 2900 acres here of which one-third is north of the divide. I'm sure we can find some land somewhere."

Supervisor Vilella: "That makes sense."

Ed Lane: "Answered my question, thank you."

Supervisor Vilella: "Thank you. Yes, Ann. Oh, does anyone else like to speak first? Ann. Another Ann."

Ann Hattorf: "Ann Hattorf, Reeves Park. I have a question. You were talking about the-- I'm saying airport, but the runway, all right. What Rick Hanley said, to me sounded a little ambiguous. Then you, Vinny, said something about we hope that it wouldn't be used-- now let this Town Board live and be well and stay 25 years. I would be thrilled to death. I think you guys are doing a great job."

Supervisor Vilella: "Thank you."

Ann Hattorf: "But, if you are going to permit the runway-- the existing runway be there and be used for company jets, that's what I get out of what was said, there's no real way of restricting that and why can't the company jets use a private area if there is such a thing at McArthur Airport and get the company car to taxi them or drive them over to their business here? Because if you have a runway and you-- it's going to be used occasionally and this Town

Board goes along with that at this point, all right, what's to say 100 years from now when you guys aren't here, they're going to say, oh, boy, we have a nice runway that's been maintained for 100 years and can be used. It sounds a little bit ambiguous and it seems to me if you're looking into things and how the Town would like things and the zoning and bringing business into town and offering jobs, I think you really ought to address what you have, what's existing. I'm not saying you're not doing that, but if I have a question, I'm sure I'm not unique. It has to be other people who think the same thing.

Wasn't it at the meeting at the Ramada Inn that they said well, they were going to leave the runway and use it for parking? They were going to paint lines or something on it for parking at that time. When the Navy was doing their presentation and people were saying, well, the runway's there, it could be used at a parking lot. I remember that; I remember them talking-- I just think-- I think you have to really think about the plans that you want there, unless you are going to use it as an airport or whatever."

Supervisor Villella: "It's not going to be an airport but, Ann, I know we have the NTSB that's interested in the property where they have TWA right now. In the future, you know, if they become headquarters, east headquarters, they might have to use that runway once in a while to have a plane come in."

Ann Hattorf: "Okay, Vinny, you and I are saying once in a while. But what does once in a while mean for a big company like that? Does that mean on an hourly basis, you know."

Supervisor Villella: "I hope not. No. I wouldn't think so."

Ann Hattorf: "And, then there was-- I read in the paper that here-- is it, whatever film company they're thinking of using-- "

Supervisor Villella: "MGM."

Ann Hattorf: "Wouldn't that be wonderful? And how many jets are they going to-- you know, you've got an airport at Westhampton that's not used. You've got Islip that I'm sure must have a private area and if you don't want planes here, then do something not to have the planes here. That's my whole point. Thank you."

Supervisor Villella: "Thanks, Ann. Anybody else-- Ann."

Ann Miloski: "I wanted to readdress the proposed sewage treatment plant. Where they're proposing that sewage treatment plant right now that is one of the biggest contamination areas on the site which has to be cleaned up. And, number two, that is not a good place for the sewage treatment plant because it's too close to where we live and in treating it there's going to be an odor before it's drinkable water, while they're treating that and that's probably where they want to throw the garbage fish into that sewage treatment plant to clean it up. I have to give you those papers, that's what it's all about."

Supervisor Villella: "Was that the-- that wasn't the incubator you were talking about it, was it. The fish."

Ann Miloski: "It was one of the incubator programs that was suggested and I'll give you all the papers on it so you can read it. I have it in my file. But there's a lot of property for this sewage treatment plant. You can put it over by TS Haulers, they already have a big hole over there."

Supervisor Villella: "That would be a nice place, you're right, Ann. Does anyone else have something to say? Yes, there you go. All right."

Diane Voegelin: "Diane Voegelin from Timber Park. Going back to your sewage treatment plant, I realize that the DEC says it should be drinkable water but there might be a little accident. Well, I don't think anyone in the cemetery would complain and their grass would probably just get greener if it were located there and it would still flow north."

My other thing is that I notice opposite Timber Park you have the stadium which is going to have lots of traffic and noise whenever whatever you have in there is going-- and on the south side, they get the golf course and the community park where there's no residential development. Why can't we get the quieter stuff next to the only residential area that's going to be affected by what happens there?"

Supervisor Villella: "You're absolutely right. This plant

isn't in stone here or anything. I don't understand. Rick."

Richard Hanley: "Just to describe the methodology that HR&A went through. Certainly there was great concern at the time relative to the pine barrens and the quality of the headwaters of the Peconic and the coastal plain pond system. One of the reasons for the planning decisions that was made to create those buffers and put a community park and McKay Lake west which is another buffer area so extensive in that particular area, was to protect those resources. I think we've heard from a couple speakers that we might want to sharpen our pencils a little bit when we actually zone this property and create buffer areas along the northerly perimeter as well. So I think that that could probably be accommodated."

Supervisor Villella: "Good."

Richard Hanley: "There is plenty of room within the sports entertainment area which is the easterly portion of the site, as you can see there's a very extensive orange area that does not have any nomenclature or even any depiction of what's expected there. So, it's important to keep in mind that this property is extensive. It's 2900 acres and there's a lot of room to move around in terms of where uses go to try to accommodate existing residences and the environment. So I think we can probably manage that in the zoning."

Councilman Kwasna: "Rick, could you stay up there a minute. I have a couple questions. Of the 2900 acres, how many acres are within the pine barrens?"

Richard Hanley: "There is an area depicted as pine barrens core area, I think that's what you're referring to Mark, which is approximately 450 acres, that's a nondevelopment area; that's the green area that's at the western portion of the property, against Reading River-Manor Road."

Councilman Kwasna: "Okay. Do we have any sort of list along with this plan that states what we're allowed to use that property for? Any uses? Soccer fields, baseball fields?"

Richard Hanley: "According to the pine barrens plan, the core area is to be undisturbed. Now I know and you know that there are areas within the pine barrens core area as depicted on this plan,

that have, in fact, been cleared, disturbed and used."

Councilman Kwasna: "Right."

Richard Hanley: "So I imagine that there would be an ability for the town if it were to retain the pine barrens core area, which I think it's expected that you would, to make an application to the Pine Barrens Commission for the use of disturbed area. Their mission is to protect pine barrens association and/or vegetative areas, not just pine barrens core area which has been mapped."

Councilman Kwasna: "Well, any acreage in there that has been disturbed, that the trees have been moved, we could possibly use that as part of the town park, picnic area, such things."

Richard Hanley: "As you can see, probably you can't see but when you get closer to it you will be able to see, that there is a potential campground expansion located within the pine barrens core area. It was our intent when we were developing this to use that for some kind of use other than non-disturbance area. I think that's a possibility."

Councilman Kwasna: "Well, I would like to have this researched so we know exactly what we can do and what we can't do there-- "

Richard Hanley: "But in my mind, it's just an application to the Pine Barrens Commission for a hardship and it would be made by the Town of Riverhead."

Supervisor Villella: "We'll be able to let you know more about that because we have a lawsuit in front of us, just something similar to this, but it was property that has all trees and they want to knock down the trees to make soccer fields, in the pine-- this is in Brookhaven Town, Fire Park, wherever it's called-- Fireman's Park. So we'll be hearing on that pretty soon, the lawsuit is coming up here pretty soon on that. But we're not allowed to touch any of the trees there. We could have walking trails, things like that, you know."

Councilman Kwasna: "I'm talking about the open space. See we have open space on there with trees that have already been cleared. Because that's part of the old picnic area, some of that is in the

pine barrens. All right."

Richard Hanley: "It probably makes for much more agile soccer players if you leave the trees."

Supervisor Villella: "Okay. Who else would like to speak? Yes."

Steve Kuhl: "Thanks, Chris. Steve Kuhl, Timber Park also. I'll keep it brief. I just want to mention, a couple things strike me on the area, I get to see it every day also because I live there. But we have-- you already know this, we have a gym sitting right there on that piece of property. If you travel anywhere else on the island, even east, you don't see wide open acreage the way you see when you go past on 25. It's a very, very unique piece of property and I think it's crucial that although we have a plan here, laid out, and I think parts of the plan are very good-- what do I know? I'm a school teacher but as far as planning goes on a real estate basis, I think you really have-- you really need to examine like we are tonight, the way the entertainment center is laid out up there where the stadium is. Maybe, again, I'm not an expert on the area, but maybe that whole section where the entertainment center is, the sewage treatment and the stadium should be flip-flopped to a spot maybe back where the golf course is or, you know, some place where we're not-- why would you want to put that right up front? I mean extend the buffer deeper and wider so that when you come down 25, you know, the gateway to the Riverhead recreation area and tourist attraction, what you see is green and wide open fields. That's the kind of stuff I think people would come out and want to see and not so much looking across that field and seeing development and, you know, bright lights and all that stuff going on.

I mean, right now when you come by, you do see the existing rumman buildings but I think it could be handled so that when people come by there they see what a beautiful piece of property that is, you know. So, I'm glad I'm not in your seat because you guys have the decision that's going to affect generations to come on that piece of property and it's a huge responsibility. So I'm amazed as I look at the audience tonight that we just have this few, you know, concerned people here for such a monumental decision. And this is the last shot, people are really going to get-- "

Supervisor Vilella: "Oh no, there's a lot more public hearings, Steve."

Steve Kuhl: "Is that right?"

Supervisor Vilella: "Oh yes, zoning."

Councilman Kwasna: "On the zoning part."

Steve Kuhl: "Okay. I got the feeling that tonight was the last of a series where-- "

Supervisor Vilella: "No. We've got-- we have to go through a whole process."

Steve Kuhl: "Okay. I'm glad to hear that."

Supervisor Vilella: "We're just beginning tonight."

Steve Kuhl: "Good, good. Because I think-- it's-- I think it's much more important than, you know, what I see going on here tonight."

Supervisor Vilella: "And, also, this has been going on for two years, Steve. They've been speaking."

Steve Kuhl: "Yes, I know it's taken a long time to get this far and I'm glad there are people concerned about it. It's just-- I think it's an amazingly important piece of property and Riverhead is fortunate enough to have it within its boundaries and I think we really have to, you know, do everything we can as citizens and as the Town Board who governs this decision to really value it and to do what we can for it because I think we've got a beauty here and we need to really address that."

Supervisor Vilella: "The best situation that you would like to see, the contract with First Industrial and then have a second buyer come in and leave most of that, you know, open, wide open, and develop the rest of the property. That's what you would like to see. And that could probably happen."

Steve Kuhl: "I think it can create the illusion, yes. I think you can create the illusion that there's nothing going on there, you know, with a buffer that was mentioned by Ann and by George and a couple other people. An intense buffer for sound and sight and light and all the other good stuff. And you could have an industrial park going on there plus all the recreation things that we've suggested and still create the illusion that hey, you're out in the wide open spaces, folks. That would be a nice thing for the people coming into the Town of Riverhead to see. And that's just my concern. I think we have to really concentrate on the buffer zone, make it deep and wide, and watch where we place things, you know. So, thank you for the time."

Supervisor Villella: "Thanks. Okay, anyone else like to speak? Ann, go head, don't be bashful."

Ann Miloski: "I just wonder when you're doing this re-use plan are you taking into consideration that you're going to have to widen Route 25 if all this is going to take place? So besides the thousand foot buffer zone, you have to take into consideration that you have to widen that road. It's either going to be three or four lanes."

Supervisor Villella: "That's if the whole place is built out you would have to, but not if it's not all built out, you don't have to widen it."

Ann Miloski: "No. But eventually it will be built out so what I'm saying is you have to take into consideration that it will eventually be built out and you have to have-- "

Supervisor Villella: "We'll take the worse case scenario. Rick, would you like to answer that, please?"

Ann Miloski: "-- a buffer zone besides."

Richard Hanley: "Yes. That issue was analyzed in the HR&A report and was further analyzed in the impact statement that the Navy produced for the conveyance, both the draft and the final. The conclusions of those reports were that the existing road network, both the access points and the roadways that serve the site, are presently adequate to serve the industrial park area and its build-out."

Now, I think it's important to keep in mind that what we're seeing on the board this evening is a 20 to 25 year land use plan. This is not something that will happen overnight and we have had discussions with the state DOT with regard to widening. It's their position that if this property were to build out finally as it appears here given the uses that are shown as far as the attractions and the recreational area, that most certainly there would have to be improvements made to New York State Route 25 which would mean widening and would also mean probably intersection improvements throughout the system.

However, the state does not do those things speculatively. They will probably finance something like that if they felt that there was a need for it, there was a user that would contribute sales tax or whatever it might be, that was a benefit to the state, and that's their attitude.

So to answer the question, in the first (inaudible) of development here, the industrial park recreation area which we expect to go first, will not require such widenings. However, will require some internal improvements as far as access, a gateway entrance, something like that which is the existing curbcut on Middle Country Road and as far as the further use is, some day it will be necessary to widen Route 25, either from Exit 68 or from Edwards Avenue."

Councilman Kwasna: "And, Rick, also from your experience, if say, take example, the theme park, would the state put a lot of burden on the developer himself to widen the state road?"

Richard Hanley: "Normally, both the State of New York and the County of Suffolk do not make improvements within their own roadbed or their right of way and they usually compel or exact from a developer that needs a curbcut or another approval, those improvements. Yes. That's their typical behavior."

Supervisor Villella: "Thanks, Rick. Anyone else like to speak? If not, I declare this hearing closed-- oh, we are going to leave it open. We're going to leave it open until we get the information from the Suffolk County Planning Commission and who else?"

Richard Hanley: "That would be Riverhead Planning Board."

Supervisor Vilella: "And the Riverhead Planning Board. We'll leave this open. Thank you very much for coming."

Meeting adjourned at 7:55 p.m.

Muriel Froehlich
Deputy Town Clerk