

Minutes of a Town Board Meeting held by the Town Board of the Town of Riverhead, held at Town Hall, Howell Avenue, Riverhead, New York on Tuesday, September 1, 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 Steve Haizlip.

Supervisor Villella: "Okay. We're going to approve the minutes. Okay, who wants to approve the minutes and also the Special Board Meeting?"

Councilman Lull: "So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Jim and seconded by Chris."

The Vote (Collective response): "Aye. 5 Yes."

Supervisor Villella: "The Special Board Meeting was included in that. Barbara, would you like to please read the reports?"

REPORTS:

Recreation Dept.	Monthly report for July, 1998 - total collected \$47,095.15
Town Clerk	Monthly report for August, 1998 - total collected \$11,216.25
Receiver of Taxes	August monthly

	collections \$192,631.02
Sewer Dept.	Discharge monitoring report for July
Open Bid Report	Rehabilitation of Well No. 4-2 opened on 8/19/98 at 11:00, five bids were received

APPLICATIONS:

Special Permit	John Tsunis - amendment to original special permit application
Site Plan	Peconic Bay Diner - facade alteration, 871 Old Country Road
Esseks, Hefter & Angel	Building connection at 108 and 110 East Main Street, Riverhead
Shows & Exhibition Permit	Edward Willet, Jamesport Gardens at Whitman Nurseries, Main Road, Aquebogue, pony rides 9/1/98 to 12/31/98
	Living Water Full Gospel Church, corner of Shade Tree Lane & Hubbard Ave. every Wednesday from 7:30 p.m. to 9:30 p.m. throughout the summer and early fall and possibly Friday and Saturday Church services with music and sermon
Parade Permit	Riverhead Foundation for Marine Research - Nov. 7, 1998 at 10:00 a.m. to 12:00 p.m.

CORRESPONDENCE:

Supervisor Villella: "Thank you, Barbara. The time is 7:12. Let the record show the time has arrived. Would you please read the public hearing?"

Public Hearing opened: 7:12 p.m.

Barbara Grattan: "I have affidavits of publishing and posting of a public hearing to be held at Riverhead Town Hall, Riverhead, New York at 7:05 p.m. on September 1, 1998, to hear all interested persons who wish to be heard regarding the amendment to Chapter 108 entitled Zoning, Section 108-179 Development Within Compatible Growth Area."

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

Rick Hanley: "I'll talk a little bit about it. Essentially, the subject tonight is a little bit of housekeeping in the zoning ordinance. In 1996, the then Town Board adopted the Pine Barrens Overlay Zone that regulates property within the pine barrens in the town and in that district there are-- there's a section that deals with clearance standards and those standards are based upon land within certain zoning districts within the pine barrens overlay. Essentially it sets percentage limits on clearing such as Residential A, 53% maximum clearing; Ag A 53% maximum clearing; Industrial A District 65% maximum clearing and Business CR District, 65% maximum clearing. Those are the existing zoning use districts that lie within the pine barrens within the town.

In 1997, the Town Board adopted the Industrial C District, in 1998, the new Industrial C District which is that area just to the east of the Grumman property and what we must do now is just amend this section of the Pine Barrens overlay district to provide for a line for maximum clearance standards within the Industrial C District and we will be using the same that we are using for Industrial A, which is 65%. So it's nothing more than that."

Supervisor Villella: "Sounds good. Would anyone else like to speak on this public hearing? If not, the time is 7:14. We declare the public hearing closed."

Public Hearing closed: 7:14 p.m.

Supervisor Villella: "Do we have to wait 30 seconds for the next one? Talk slow. Well, let's see, we got-- primary day is September 15th, and the Town Board meeting is going to be changed

to the 16th at 2:00. So it's on Wednesday, two weeks from now. Work session is September 29th, correct."

Public Hearing opened: 7:15 p.m.

Supervisor Vilella: "The time of 7:15 has arrived. Public hearing, Barbara, would you like to read it, please?"

Barbara Grattan: "I have affidavits of publishing and posting of a public hearing to be held at Riverhead Town Hall, Riverhead, New York at 7:15 p.m. on September 1, 1998, to hear all interested persons who wish to be heard regarding the consideration of the adoption of an Urban Renewal Plan for the Former Calverton Naval Weapons Industrial Reserve Plant pursuant to Section 505 of the General Municipal Law."

Supervisor Vilella: "Thank you, Barbara. Rick?"

Richard Hanley: "As the Clerk suggested in the notice, the General Municipal Law provides for a section for a Town to prepare an Urban Renewal Plan with respect to certain redevelopment of property within the Town. The area that we're discussing this evening is depicted on the board in the front of the room."

Essentially, this Urban Renewal Plan includes a statement of proposed land uses, proposed public or semi-public facilities, a statement of new codes and ordinances necessary to effect the plan, and a time schedule to implement the plan.

Upon the adoption of the plan, the Town will be in a position to either sell or lease real property within the area to others in order to commence the redevelopment of the Calverton site which I think everyone knows about in this room.

The plan has been referred to the Riverhead Planning Board who held its own hearing on August the 20th of this year, and analyzed the Urban Renewal Plan in the light of its consistency with the Town Master Plan and its amendments. A resolution of the Planning Board's qualified support of the Urban Renewal Plan is expected to be adopted this Thursday evening.

This ends my remarks and I'm available for any questions you have."

Supervisor Vilella: "Thanks, Rick. Would anyone like to speak on this? The time of 7:17 has arrived. I declare the public hearing closed."

Public Hearing closed: 7:17 p.m.

Supervisor Villella: "So we have to wait again. Who wants to sing? You want to sing, Chris? We're three minutes ahead of schedule. Let me take a card. Ron, would you like to speak? You're the first one. Are you prepared?"

Ron Eck: "Not really."

Supervisor Villella: "Got to be a good Boy Scout here. Come on."

Ron Eck: "Ron Eck, Riverhead. Mr. Supervisor, Councilmen all, Barbara, Adam. Vinny invited me to the Town Board back a couple of months ago. He says, come on down and speak. I didn't want to come and speak because I knew the problems I had before with Jim Stark and others and even with out in Southold. But, you have been listening to me but nothing has been being done. Okay. I'm going to talk about the mall, not one mall, but a couple malls. I feel and other people feel that the politicians are destroying this world. Now, you have three new men up there. I would call them the three wise men because they're new. They have a lot to learn yet. But some of the people that I talk to seem to feel that you people are falling in place with the other politicians.

But they don't realize-- they don't realize that you have taken over somebody else's troubles before you or that has been made where you're trying to clean up the town before you get-- your promises that you didn't keep they say. So that's all I got to say tonight. I won't say too much more because-- but there is one thing. Not this past Saturday, this past Saturday was pretty good at-- who was it Mr. Segal's (phonetic) mall is it? Anyway, this past Saturday was pretty good. One person started giving me a hard time, I let it go by. I sit there on a Saturday and I see what's going on. Your main problem there with that circle-- I read in the paper you want to make it smaller and somebody wants to make it bigger. The main problem with that circle is you have a light on Ostrander Avenue, you have a light by Waldbaums. By the time these lights start backing up traffic, Roanoke Avenue is loaded on both ways coming out so they can't come out. And that Christmas tree up there that a lady wrote about the circle, she wanted it larger, she never mentioned a word about the Christmas tree, but the circle is beautiful with the flowers there. The Christmas tree-- if you go into the circle, look at it, forget it. It isn't like the old Christmas tree that a certain party chopped down. This Christmas tree, you can see right through it."

Supervisor Villella: "Yes, the needles are-- you're right."

Ron Eck: "There's a better one over there on East Avenue Extension in front of the mobile home-- modular home-- right near the Catholic Church. Beautiful tree there. I was looking at it Sunday. I kept looking. I said, that's better than the one that's up on the circle. But if you put a traffic light up there, leave the circle if you have to. Take that tree out of there and put a traffic light up there. I think you'd be better off. That's one way of solving a lot of the problems instead of spending hundreds of-- thousands and thousands of dollars on looking into it."

Supervisor Villella: "Ron, thanks a lot. Would anyone like to speak? What kind of a grade do we get so far, the three of us, the three wise men? And the people that are saying that out there-- they should come to the Town Board and voice their opinion. Really. This way we could clarify things for them. Okay."

Public Hearing opened: 7:21 p.m.

Supervisor Villella: "Let the record show the time of 7:21 has arrived. Barbara, would you read the public hearing, please?"

Barbara Grattan: "I have affidavits of publishing and posting of a public hearing to be held at Riverhead Town Hall, Riverhead, New York at 7:20 p.m. on September 1, 1998, to hear all interested persons who wish to be heard regarding the consideration of a Local Law amending Chapter 108 Zoning of the Riverhead Town Code. Section 108-3 Definitions; Section 108-97 Major Subdivisions; Section 108-129 Review Authorized; approval required; penalties; issuance of permits; and certificates of occupancy; expiration."

Supervisor Villella: "Thanks, Barbara. Adam, would you like to clarify that?"

Adam Grossman: "Yes. Sure. This public hearing is regarding amendments to Chapter 108, different subsections of Chapter 108 of the Riverhead Town Code, and what these amendments have to do with is an issue that actually has been discussed over the past few months by this Town Board, that is a transfer from the action of using performance bonds in-- by people who come before-- come to the Town and want to do certain projects in the Town of Riverhead.

And rather than having performance bonds which have expiration dates and which have to be renewed from time to time, transferring to irrevocable letters of credit so that events that have occurred in the past where performance bonds have expired will not occur in the future. And this is those changes of Section 108 of the Riverhead Town Code.

Would anyone like to speak on this particular public hearing?"

Councilman Cardinale: "I have a question. When we say revocable letters of credit, we're using now."

Adam Grossman: "Yes."

Councilman Cardinale: "Is there an expiration date on that or is it forever?"

Adam Grossman: "It's forever. Okay. Irrevocable letters of credit."

Councilman Cardinale: "So you're requiring that there be no expiration date on these?"

Adam Grossman: "That's correct. Yes. The purpose of it is that we don't have lapses so that bonds-- in the past, bonds have expired and there have been some particularly bad situations such as the Mesta Vista Subdivision, (inaudible), several others, I could probably go on and on with a long list that have happened in the past where performance bonds for whatever reason had been allowed to expire. In some instances, it may be the fault of the Town and in some instances, it may be the fault of the developer not keeping track of renewal of the performance bond.

Nevertheless, in the past this has occurred on several occasions and we don't want it to happen in the future and that's why we're going to be going through actually five public hearings in a row on this Section by Section in the Riverhead Town Code but in all instances transferring from performance bonds to irrevocable letters of credits and after these are all adopted, there will be no section of the Town Code where, in fact, performance bonds will any longer be utilized by the Town of Riverhead."

Councilman Kent: "Would these letters of credit then be only terminated by action of the Board by resolution?"

Adam Grossman: "That's correct. Yes. After the work is completed, whatever it is that's being required and these vary in different sections of the code, the purpose is to make sure that when the work is done at that point, the letters of credit are cancelled but until that point-- until action by the Board-- that will not occur and there won't be lapses."

Supervisor Villella: "Dave, would like to speak on this?"

Dave Mackney: "Yes. Just one thing. This isn't what I came for, but-- "

Supervisor Villella: "State your name for Barbara."

Dave Mackney: "I'm Dave Mackney. I just don't understand. If you don't have a performance bond, how are you going to make guys like (inaudible) take care of their road and stuff like that? I mean-- what-- I don't-- what are you going to have in lieu of a performance bond that is going to be any better than a performance bond?"

Adam Grossman: "Okay. What we're doing is we're replacing performance bonds with letters of credit. Okay. I don't know if you know or are familiar with letters of credit. Letters of credit are payable on demand and they are usually issued by banks. They don't have expiration dates; they can guarantee the same amount of money that a performance bond would guarantee. The difference is that they don't have a set time period like a performance bond would.

Essentially, in all other respects, they're identical to a performance bond. They don't have an expiration date and they can't expire without an action on the part of the Town Board to cancel them after the work has been completed."

Supervisor Villella: "This protects the Town, Dave. This has been a pet peeve since January, so we're on top of it."

Dave Mackney: "We've had problems-- "

Supervisor Villella: "Oh, we've had quite a few problems."

Councilman Kwasna: "Adam, I have a question. Is it included in these codes the way it was in the past that these bonds can be reduced as the work is done?"

Adam Grossman: "It could be-- well, in terms of the way this would operate-- "

Councilman Kwasna: "I mean letters of credit reducing-- "

Adam Grossman: "Letters of credit for "x" amount of dollars, it could be reduced just the way a performance bond in the past would have been reduced. Okay. But, that, again, would only be by an action of the Town Board."

Supervisor Villella: "Anyone else like to speak on this? Bill?"

William Kasperovich: "William Kasperovich from Wading River. There are certain advantages to the Town and to the contractor on

performance bonds and mainly money. Now, performance bonds are used practically and effectively in many many places. If there is any problem with not keeping track of the performance bonds, that was the Town's fault. So now we're going to the more difficult way for a small contractor to-- "

Supervisor Villella: "No, it's not difficult. It's easier."

William Kasperovich: "But more costly."

Supervisor Villella: "Why is it costly, Bill?"

William Kasperovich: "A performance bond-- a person can acquire with having exceptional credit."

Supervisor Villella: "This works out better this way because the bank-- okay-- "

William Kasperovich: "It might work out better for the Town, but it doesn't work out better for the small contractor."

Supervisor Villella: "It's the same amount of money."

William Kasperovich: "I can't see any point being brought up that this is being used effectively and correctly and properly all over and in Riverhead a small township with a small amount of activity, it doesn't work. I don't see any giving, just taking, for this elimination of performance bonds. When I can go get a performance bond as a person, but I can't go to the bank and get a letter of credit."

Supervisor Villella: "Well, that's what we're trying to avoid. People that don't have the money to back it. They shouldn't be building if they don't have the money to back themselves. We're trying to avoid the people foreclosing on these properties which happened in the past."

William Kasperovich: "No, the problem in the past was inadequate work by the Town."

Supervisor Villella: "Adam, you can take care of this if you want."

William Kasperovich: "We're a small town-- township and there are many little small works and what you're saying just now that if you're not big enough, we don't want you in Riverhead."

Supervisor Villella: "No. That's not what I said. If you don't have the money to do your project, we don't want you in

Riverhead. It's two different things. It costs the taxpayers money to have someone default on it."

William Kasperovich: "You don't get a performance bond by just by just going to-- "

Supervisor Villella: "Oh yes, you can. There's nickel and dime people out there that will give it to you for nothing. That's right."

William Kasperovich: "Well, then it's because of help-- "

Supervisor Villella: "Well, we don't have the time to be overlooking all these things. We have to-- we're doing this to avoid-- "

William Kasperovich: "We have plenty of time. We have plenty of time."

Supervisor Villella: "To do it right."

William Kasperovich: "If you want to-- issuance of a performance bond has merits to the smaller operator."

Supervisor Villella: "We haven't had any problems so far this year with line of credit-- they're been doing it already."

William Kasperovich: "Well-- "

Supervisor Villella: "It seems to be working very well."

William Kasperovich: "But I can't see the elimination of the performance bond as if it were a terrible thing that is costly to the Town."

Adam Grossman: "Well, Bill, where it's costly to the Town is when is the performance bond is allowed to expire."

William Kasperovich: "That's the fault of the Town."

Adam Grossman: "Sometimes it's the fault of the Town, Bill, but sometimes it's the fault of the developer. It's not always the fault of the Town. Okay. The developer has-- "

William Kasperovich: "Well, the few times that we've had faults, the Town is at fault."

Adam Grossman: "In certain instances-- "

William Kasperovich: "All right. Now, I don't think this is justification to eliminate all use of performance bonds completely."

Supervisor Villella: "Thank you, Bill, for your information. Anyone else like to speak on this? George?"

George Schmelzer: (From the audience - inaudible)

Supervisor Villella: "No. We already did that."

George Schmelzer: "I'll speak about it later."

Dave Mackney: "Just one thing. You can ask the people down there that don't have their road done yet whether they would rather have a certificate or have a guy-- I knew the guy and everything else. I shouldn't call him names, but he was less than honorable what he did on that road. He let us-- we couldn't send school bus down that road and we had to stop on a busy, busy section of Sound Avenue, people took their life in their hands because this guy didn't-- his performance bond went out the window. All right. As far as I'm concerned, I would be happy to swee this-- if it never lapses and the guy has got to finish a job. What happened to him? Nothing. And nothing will happen to him. All right. So performance bonds-- it's nothing. It's a zero. I've had performance bonds myself when I did work for the Town of Hempstead and luckily I never defaulted on it but there were plenty of people there that did default on it and I-- just as I got the performance bond, I could have also got a writ and I was a small businessman. I'm for it."

Supervisor Villella: "Thank you, Dave. Anyone else like to speak on this? If not, the time is 7:33 and I declare the public hearing closed."

Public Hearing closed: 7:33 p.m.

Public Hearing opened: 7:33 p.m.

William Kasperovich: "Let the record show the time of 7:33. Barbara, would you like to read the public hearing, please?"

Barbara Grattan: "I have affidavits of publishing and posting of a public hearing to be held at Riverhead Town Hall, Riverhead, New York at 7:25 p.m. on September 1, 1998, to hear all interested persons who wish to be heard regarding the consideration of a local law amending Chapter 62 Excavations of the Riverhead Town Code,

Section 62-10 Fees, Section 62-10 Irrevocable Letter of Credit or Cash Deposit."

Supervisor Villella: "Thank you, Barbara."

Adam Grossman: "This is the second of five in a row in terms of public hearings and I may be a little bit repetitive so I'm hoping people can bear with me. This is an amendment to Chapter 88 of the Riverhead Town Code, again, regarding the issue of transferring the practice from use of performance bonds in terms of the Sewer Section of the Riverhead Town Code to use of irrevocable letters of credit. The reason for this public hearing this evening is so that we can make a change in Chapter 88 of the Riverhead Town Code to make such a change from performance bonds to irrevocable letters of credit so that we don't have a situation as discussed in the past-- the expiration-- okay, wrong public hearing."

Supervisor Villella: "7:25."

Adam Grossman: "I apologize for the confusion. Okay. No, this is still irrevocable letters of credit."

Supervisor Villella: "That's the next one, Adam."

Adam Grossman: "The next one, I'm sorry. Chapter 62. Okay. My correction-- "

Supervisor Villella: "We'll get 88 next."

Adam Grossman: "Okay. Chapter 62 rather than Chapter 88. Okay. Everything else I said I think still applies. Would anyone like to speak on this public hearing?"

Supervisor Villella: "The time is 7:35. I declare the public hearing closed."

Public Hearing closed: 7:35 p.m.

Public Hearing opened: 7:35 p.m.

Supervisor Villella: "Let the record show the time of 7:35."

Councilman Kent: "Excuse me, can I ask a question? Is this in addition to the fee that we imposed by a prior amendment to that same section of the code?"

Adam Grossman: "Well, this is going to be a change from-- and from the practice of performance bonds."

Councilman Kent: "Understood. But I just have a question. We're going to require them to pay the fee up front and the-- for the estimated amount removed-- and in addition thereto, we're going to request a letter of credit?"

Adam Grossman: "That's correct. Yes."

Supervisor Villella: "Is that okay, Chris?"

Councilman Kent: "Yes, I just wanted to ask it."

Supervisor Villella: "Okay, good."

Barbara Grattan: "Okay, now. I have affidavits of publishing and posting of a public hearing to be held at Riverhead Town Hall, Riverhead, New York at 7:30 p.m. on September 1, 1998, to hear all interested persons who wish to be heard regarding the consideration of a Local Law amending Chapter 88, Sewers of the Riverhead Town Code. Section 88-3 Filing of Irrevocable Letter of Credit; Insurance."

Supervisor Villella: "Thanks, Barbara. Now you can talk about this one, Adam."

Adam Grossman: "Okay. This is the third public hearing on the issue of a change from performance bonds to irrevocable letters of credit. This particular public hearing is regarding Chapter 88 Sewers and the purpose of this public hearing is to transfer from performance bonds to letter-- irrevocable letters of credit and that we don't have lapses in the expiration of performance bonds as we have in certain instances in the past.

Would anyone like to speak on his public hearing?"

Supervisor Villella: "If not, the time is 7:37. And the public hearing is declared closed."

Public Hearing closed: 7:37 p.m.

Public Hearing opened: 7:37 p.m.

Supervisor Villella: "Let the record show the time of 7:37 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 Riverhead Town Hall, Riverhead, New York at 7:35 p.m. on September 1, 1998, to hear all interested persons who wish to be heard regarding the Consideration of a Local Law amending Chapter 105 Water of the Riverhead Town Code. Section 105-2.1 Application for Construction of Improvements. Section 105-2.2 Costs for Mains and Laterals."

Supervisor Villella: "Thanks, Barbara."

Adam Grossman: "Once again, this is a public hearing regarding the change in this ordinance-- it is the Chapter 105 Water of the Riverhead Town Code. The change is a change from the use of performance bond-- the requirement of performance bonds to-- rather than performance bonds, irrevocable letters of credit. The purpose of the public hearing is to make this change in the code so that we do not have the problems of lapses in performance bonds as we have had in the past in the Town of Riverhead."

Would anyone like to speak on this public hearing?"

Supervisor Villella: "Nobody wants to speak. The time is 7:38. I declare the public hearing closed>"

Public Hearing closed: 7:38 p.m.

Supervisor Villella: "I guess we've got to wait a couple minutes. No, we'll-- Dave, would you like to speak?"

Dave Macknee: "I have a question for Adam Grossman. Do you know how many rooms that you're allowed when you have a bed and breakfast?"

Adam Grossman: "I don't know off the top of my head."

Dave Macknee: "Okay. Three. Okay. How about a country inn?"

Supervisor Villella: "Fifty."

Dave Macknee: "Fifty."

Supervisor Villella: "We passed that one."

Dave Macknee: "It starts at 10, right? Country inns start at 10 and go to 50."

Supervisor Vilella: "So a bed and breakfast you think can be from one to 10. I don't know. I'm just-- "

Dave Macknee: "Well, I don't know. I'm asking. Is that the way it goes? That's the way it was explained to me at a previous meeting before this and it was in the newspapers that said that 10 rooms or more would be construed as a country inn. Up to a certain amount. Now, is that what it is? It's three for bed and breakfast; from 10 to 50 from a country inn?"

Supervisor Vilella: "Dave, we'll have Rick speak on this. You just step back, Rick will-- "

Dave Macknee: "Okay."

Richard Hanley: "My recollection is that the definition of bed and breakfast is three-- no more than three rooms. Sorry. No more than three rooms, bed and breakfast. A hotel is seven or more rooms and a country inn cannot exceed 50 as the ordinance defines these various uses."

Councilman Kwasna: "So there's no minimum on a country inn. It could be two rooms."

Richard Hanley: "There's no minimum on a country inn. A country inn and a bed and breakfast could be the same. However, there are different rules that regulate a country inn versus a bed and breakfast. I think the bed and breakfast is a little bit more rigorous in terms of maintaining names of individuals that are there and the times and things like that."

Dave Macknee: "I have in the paper here a bed and breakfast that has 100 rooms in it. So, I really don't understand why I should be subjected to having only three rooms when there's a bed and breakfast in town, well, I was told they had 100 rooms. Let's say they have 50 rooms."

Councilman Kent: "Which one are you talking about?"

Supervisor Vilella: "Which one-- Dave, which one?"

Dave Macknee: "Okay, I'll read you their advertising. My advertising is on page 2T, Traveler-Watchman. Here's my advertisement-- this other one is right underneath mine. Bed and breakfast, enjoy the comforts of the North Fork country inn-- North Fork Country Inn at Ramada East Inn. Your stay includes overnight accommodations, a complimentary breakfast for two. While staying at the Ramada East Inn visit wineries, blah, blah. Call for

registration, Ramada East Inn. Hospitality at its best. Well, is it a hotel, is it an Inn, or is it a bed and breakfast?"

Supervisor Villella: "That's a hotel. I don't know why he-- "

Dave Macknee: "Well, it could be-- now I don't care, if he's a bed and breakfast, that's fine."

Supervisor Villella: "No. He's not. That's the Ramada Inn you're talking about."

Dave Macknee: "And I think that you-- say to me right now that you're going to allow up to what starts a hotel would be seven, we should be able to go to six as a-- it should not be three, it should be six. Now, it should be six only if the unit itself will accept six. The septic system-- "

Supervisor Villella: "The size of the rooms and everything."

Dave Macknee: "-- the electric is okay. But why should you look at me and tell me that I can have only three rooms when here's Ramada with 100 rooms and it says bed and breakfast, and there it is."

Supervisor Villella: "The paper is wrong with that, Dave."

Councilman Kwasna: "Just advertising. It's not-- "

Dave Macknee: "Well, how can it be wrong? They must have paid for the ad/"

Supervisor Villella: "Well, they blew it. Someone did, because it's a hotel and you know that."

Dave Macknee: "Well, I don't know that."

Supervisor Villella: "And I know you've got a beautiful place there. You've got that one famous big room and everything and you're only allowed three. Maybe allowing six or something like that isn't that bad. I don't know. But that's the code that we have now."

Councilman Kwasna: "Dave, what it says on the tax roll is what it actually is and I'm sure it doesn't say Country Inn for the Ramada Inn on our tax rolls. I'm positive of that."

Supervisor Villella: "Or bed and breakfast."

Councilman Kwasna: "Or bed and breakfast. They can advertise anything they want but what it says in our tax rolls is what it is under the zoning."

Dave Macknee: "How can they advertise if it's not what they say what it is? And I don't care what they advertise you know what I mean?"

Supervisor Villella: "It's the same thing with politicians lying in their ads about what they're going to do. They can do that, too."

Dave Macknee: "Well, am I going to get my six to seven rooms or-- "

Supervisor Villella: "It's a good suggestion. I don't know. Rick, is there anything-- "

Richard Hanley: "When the Town was in the process of amending the ordinance to provide for bed and breakfast, there was some care that went into the number of rooms and it had to do with ensuring that we weren't changing the occupancy class of the building and what we found out from the State was that if you were to exceed three rooms, then it would change that occupancy class to the extent in which masonry reconstruction would have to be used, metal studs and sprinkling of the units and we didn't want to put individuals that had these homes through a complete redevelopment or rehabilitation of the building just to supply the rooms. So that's where the number three comes from."

Supervisor Villella: "Is it a State mandate?"

Richard Hanley: "It comes from the State of New York."

Supervisor Villella: "That figures. They mandate everything."

Richard Hanley: "Now, certainly, if an owner is willing to invest in a rehab which includes the type of construction as well as sprinkling the unit-- "

Supervisor Villella: "It's not cost efficient."

Richard Hanley: "It probably is not but there's certainly nothing to preclude him from doing that. He can call it a hotel or bed and breakfast in his advertisements."

Supervisor Villella: "Okay. But if people ever went to the Ramada Inn looking for a country inn or a bed and breakfast, they're in for a shock."

Dave Macknee: "Could though. That Ramada Inn realizes that our services are better than theirs and they're trying to make their services like ours, you know what I mean?"

Supervisor Villella: "I heard a lot of good things about your bed and breakfast, Dave."

Dave Macknee: "So I don't get my six rooms, no>"

Supervisor Villella: "Anyone else like to speak on this? Okay. The time is 7:45. I declare the public hearing closed>"

Councilman Kent: "That wasn't a public hearing. Comments."

Supervisor Villella: "That was a comment. I'm sorry. You've got me all shook up, Dave."

Public Hearing opened: 7:45 p.m.

Supervisor Villella: "The time is 7:45. I got that part right."

Barbara Grattan: "I have affidavits of publishing and posting of a public hearing to be held at Riverhead Town Hall, Riverhead, New York, at 7:40 p.m. on September 1, 1998, to hear all interested persons who wish to be heard regarding the consideration of a Local Law amending Chapter 107 Wetlands, Floodplains and Drainage of the Riverhead Town Code. Section 107-8 Compliance with Conditions."

Supervisor Villella: "Thanks, Barbara."

Adam Grossman: "Okay. This is the last of the five in the row of public hearings on the changeover from-- public hearings in connection with the changeover from performance bonds to irrevocable letters of credit in the Town of Riverhead. This public hearing addresses Chapter 107 of the Riverhead Town Code, Wetlands, Floodplains and Drainage and for the same reasons as were mentioned in the previous public hearings, we are seeking to change over from performance bonds to irrevocable letters of credit to avoid the problem of lapses in performance bonds that we've experienced in the past in the Town of Riverhead.

Would anyone like to speak on this public hearing?"

Supervisor Vilella: "Okay. The time of 7:46 has arrived. The public hearing is closed."

Public Hearing closed: 7:46 p.m.

Public Hearing opened: 7:46 p.m.

Supervisor Vilella: "Let the record show the time of 7:46 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 Riverhead Town Hall, Riverhead, New York at 7:45 p.m. on September 1, 1998, to hear all interested persons who wish to be heard regarding the Consideration of the Special Permit Petition of East Riverhead Equities to allow the use of an existing 4,863 square foot office building as a Pre-School for developmentally disabled children at Route 25 Riverhead."

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

Eric Russo: "Mr. Supervisor, I am the attorney for the applicant. My name is Eric Russo. I'm a partner in the law firm of (inaudible) & Russo with offices at 150 Main Street in Sayville, and I'm here tonight on behalf of the applicant. I'll go through the presentation when the Board is ready."

Supervisor Vilella: "Now is the appropriate time. Thank you."

Eric Russo: "Mr. Supervisor and members of the Board. As stated, I am representing the applicant which is Riverhead Equities with offices at 450 Waverly Avenue in Patchogue, Suite No. 8. The site is located at 877 East Main Street in Riverhead. The present zoning of the subject premises is Business C. The area of the site is 8.5 acres and the total square footage in terms of buildings on the present premises is 68,816 square feet, which consists of four office buildings. As you can see from the site plan that we submitted with the application, the first building, which is the one which is closest to Route 25, is 19,485 square feet in which the subject of the application which is-- what we're doing is having an educational center for developmental disabilities institute pre-school program. They are occupying approximately 4,863 square feet of that space."

There are three other buildings, one building is 9,848 square feet, the other feet is 19,656 square feet, and the last building is the same size, 19,656 square feet.

The tenant that is being proposed by East Riverhead Equities is seeking to run a pre-school program with an outdoor play area. The outdoor play area is 1,400 square feet in size. The areas surrounding the subject premises which I think the Board is familiar with is a transition zone of zoning. There is Business C to the northwest; there's Business C to the south along with mixed residence C; there's Industrial B to the east and the Long Island Railroad is to the immediate south. There is apartments, residents, office conversions along the main corridor of the roadway there. There are also residence which run what would be to the east of the subject premises.

The program that is being proposed by Developmental Disabilities Institute is a facility for special ed of pre-school age children and the program is such that there would be only 80 children in the program itself. There are two sets of classes scheduled, two and a half hour intervals each, in the morning and in the afternoon. The periods are 9 to 11:30 and 1 to 3:30. It will be operating 180 school days per year pursuant to the public school calendar year with a maximum of three mini buses who will be dropping off students to the subject program. There will be one-- on a ratio of teacher to student, there will be one teacher and two assistants per class and there will be approximately four classes per session. There will be a coordinator on the premises, a nurse, four teachers, and approximately eight assistants which total 14 staff in all.

I have a handout if the Board would like to-- which I would like to just give to the Board members and the Town Clerk and the Town Attorney which sort of outlines Development Disabilities preschool program-- if you'd just pass that out to everybody. In addition, I have taken the liberty although it is just down the street here from the steps of Town Hall, I have a total of 19 photographs which I will give to you for the record so that you can see it; three of the subject premises which is the building itself, where they're situated, and I have put notecards indicating where the tenancy is and where the playground area is in the building. There are approximately seven photographs of the site and five photographs going east to west on Route 25 to show you the character of the area as well as nine photographs of Mill Brook Lane which is the residences immediately to the east which show their views as looking north and south up and down Mill Brook Lane and also across from their yards into the subject premises. So I give those to you. They are panoramic photographs. I believe in

looking at them you will get a true sense of what is being proposed here.

Under your code, you have requirements for special permit which they are pursuant to 108-3 and 4. I would run through those criteria if the Board wishes me to do so, however, I feel that the application fully warrants an approval that we meet the criteria as cited and I would go through those if the Board requests me to do so. We went through them for the Planning Board when we appeared before them on August 5th. They appeared to be satisfied with the points that we raised and they also indicated and we have dialogue about the parking. There was sufficient parking because the subject premises-- when you look at the present building, there's approximately 7,419 square feet of space that's presently vacant in the main building, in building one. The second building, which is building two, is occupied also by Developmental Disabilities Institute and they are running a medical facility out of that particular location. This one's an educational facility with office space pursuant to the educational programs that are being offered.

In addition, in the third or what I would call the fourth building on the site, is the Suffolk County Department of Social Services and there are other various tenants such as Olsten Health Services, Merrill Lynch< South Shore Neurologic a well as Opti Health Care (phonetic) and Aid to Developmentally Disabled in the subject premises. When you look at the legend that is on the site plan before you this evening, you will see the occupancies and the square footages that I am referring to.

I am also taking the liberty of just highlighting a copy of that so in case you don't have the plan you can quickly refer to it. Again, it is our position that we comply with all the requirements of the Town ordinance. If you want me to run through them for purposes of the hearing, I will do so or I will take questions whichever is more appropriate and desired by the Board."

Barbara Grattan: "Do you have the affidavit of posting?"

Eric Russo: "Yes, I do. You've received the affidavit of posting; this is the affidavit of mailing."

Councilman Kwasna: "And also, Mr. Russo, you claim 80 students. That's 40 in the morning session and 40 in the afternoon session?"

Eric Russo: "Yes, that's correct."

Sueprvisor Villella: "Mini buses."

Eric Russo: "That's correct."

Supervisor Villella: "There's no problem with the parking or anything."

Eric Russo: "That's correct. You can see from the photographs there, the fire prevention division of the Town had concerns about access to the site in relation to the playground area. We're proposing to fence in the playground area as you see from the photographs, it shows you the area where I noted-- I put a note-- between the buildings. That is the area where we will be having a playground for these children who are developmentally disabled. In that particular playground area, we will come out in a sort of hourglass shape from the subject building. There will be-- what will a plastic surface, a (inaudible) surface placed down so that they cannot hurt themselves and there will be little tykes playground equipment which will be there. So in the event that this particular tenant vacates the subject premises, the fencing, the trucoat, and the playground equipment will be removed without disturbing the setting and the design of the subject premises."

Supervisor Villella: "Very thorough. Could we have these pictures?"

Eric Russo: "Yes. Those are for the record."

Supervisor Villella: "Because we've got some beautiful pictures here of what Riverhead really looks like. I mean, just looking at this, these houses, it's just unbelievable. Get that on the camera. I'm not a real estate salesman."

Eric Russo: "In terms of the code, we do not believe that the use proposal will prevent or substantially impair the reasonable ordinary use of the character of the neighborhood or nearby properties. We don't believe it will create a hazard or be a disadvantage to any of the neighborhood property. We believe it will be in accord with the health, safety and welfare of the Town, being that (inaudible) of other uses will be keeping with it, and it will be-- it is our intention that we intend to continue to promote the uses as promoted under the zoning code in the chapter of zoning under 80-- 108-3.

Again, the other criteria of 4-A which there appear to be 20 of them, I could run through and identify each for you such as sanitary, which there will be proper sanitary. There is adequate parking, etc., but if you have specific questions, I prefer to do it that way unless you want me to go through each one."

Supervisor Villella: "No, we find-- I already went to some of the neighbors that are here and they have no problem with you being there. Anyone else like to speak on this? Dave?"

Dave Macknee: "Are these Riverhead special ed kids? Is this a BOCES thing, a charter school, or what type of situation is this?"

Supervisor Villella: "Your school district okay'd it, Dave, so I don't know."

Dave Macknee: "Okay. Because if it's the alternative school-- "

Supervisor Villella: "No, no. That's the other building. That's down-- that's at the IRS."

Dave Macknee: "Okay. So our school district okay'd it."

Supervisor Villella: "Yes."

Dave Macknee: "For special it?"

Supervisor Villella: "Yes. Pre-school. Dave, this is pre-school."

Dave Macknee: "Oh, this is pre-school?"

Supervisor Villella: "Right. But they still needed the okay from the school district. Is that correct? Yes."

Dave Macknee: "Okay, all right. I got it. The pre-school-- "

Eric Russo: "Mr. Supervisor, if you like, I made 12 copies of the program, if you give me one, I can give it to this gentleman and he can read what the program is about."

Supervisor Villella: "We have extras. Dave is on the school board, that's why I wanted him to look."

Eric Russo: "It's ages three to five."

Supervisor Villella: "We have two other-- in front of us also, St. Charles is-- right, I know-- "

Councilman Kent: "No, this is separate. This is special-ed."

Eric Russo: "In this particular case, the application is not that of the tenant, it's the application of the landlord which is East Riverhead Equities, Inc. And second of all, they-- this particular tenant has the contract or agreement with the school district. It is not direct between the landlord and the school district. And, again, it is a program just for that limited age group. It's a pre-K kind of program and they're talking about developmentally disabled children and it's a situation which is closely supervised and that's why there is the student/teacher with one teacher and two assistants to make sure that they do not go into playground areas unsupervised and that they're dealt with in the program in the two and a half hour period properly with proper attention and supervision."

Supervisor Villella: "Good. Thank you. Would anyone else like to speak on this? Yes."

Fran Friszolowski: "My name is Fran Friszolowski. I live in Riverhead. I've lived here 45 years and I just want to go on record as saying I think this is a very good project. I mean it's a very good area for it. I don't always believe the Town has good small children-- whatever they are, pre-school or kindergarten or whatever-- it's in good areas. As opposed to a previous one, I kept my mouth shut. I should have come and voiced my opinion. But I think this is a good location and I'm all for it."

Supervisor Villella: "Thank you. Anyone else like to speak on this? If not, the time is 8:00 and we declare the public hearing closed."

Eric Russo: "Mr. Supervisor and members of the Board, I appreciate your time. I know that this particular tenant is anxious in trying to move forward. I recognize that you can't vote on the proceeding because you also haven't received the recommendations yet from the Planning Board. They're meeting on September 3, and I believe at that time that they will be making the recommendation. But at any time after that, if this Board convenes or is able to address it and they find that it is appropriate-- "

Supervisor Villella: "We have a meeting Tuesday, a work session. We could probably do it then."

Eric Russo: "If that's possible, we would greatly appreciate it. Because the tenant is now working out of temporary quarters and they are awaiting an approval from the Town to be able to get their permit to then commence construction and get in, hopefully, before November."

Supervisor Villella: "What held you up was the meeting that you had to go to this Thursday."

Eric Russo: "I-- it was a combination of that and also just making sure that all of the requirements were approved by the tenants' superiors in order to make the necessary application. It was a combination of a lot of things. The staff here in the Town has been most cooperative and most helpful. Thank you."

Supervisor Villella: "Thank you."

Public Hearing closed: 8:00 p.m.

Supervisor Villella: "Okay. Next on the agenda will be public comment on any of the resolutions that we have tonight. So anyone would like to speak on-- George?"

George Schmelzer: "Sorry I didn't get here when you had this thing up in front, about Grumman."

Supervisor Villella: "That's not on the resolutions tonight. Is it?"

George Schmelzer: "I'm sorry. I got mixed up with the public hearings. I'm sorry."

Supervisor Villella: "No. You can speak about this when we do the cards then, George. Is there anything on the resolutions that you'd like to speak on-- tonight's resolutions?"

George Schmelzer: "I didn't read them."

Supervisor Villella: "Okay. We'll get someone else."

George Schmelzer: "Wait until I read them first."

Supervisor Villella: "All right. Do your homework, George."

George Schmelzer: "Yes. Thank you. I feel tired today."

Supervisor Villella: "No, no. You're always-- don't worry about it. Anyone like to speak? I see a hand right behind George. Susie."

Susie Kurovics: "I would just like to know what Resolution 758 is. It says proposed local law for an amendment on dogs, Town Code."

Councilman Lull: "Susie, I'll tell you real quick. We had a public hearing on this one last September, a year ago. It slipped through the cracks and did not get passed as a public-- it did not get passed as a resolution until last month. When it got translated from the public hearing last September to the actual law that we were voting on last month, there was some wording changes that shouldn't have been made. It's just a change in wording. It's a, in fact, only one phrase that needs to be changed. That's all."

Susie Kurovics: "Okay. So (inaudible) what is the law? I mean what is this now? Is this adoption, redemption-- "

Councilman Lull: "No. It's about-- it has to do with the seizure and impounding of dogs and it's-- what it is is making the dog control officer's responsibility comply with what the State Ag and Markets Law requires, but it increases the fees for impounding--
- "

Susie Kurovics: "Like impounding fee?"

Councilman Lull: "But in doing so we left out-- we changed a phrase and it shouldn't have been changed, that's all. And it's just going back in at this point. Okay?"

Susie Kurovics: "Okay. That's great. Thank you."

Supervisor Villella: "Thank you, Sue. Anyone else like to speak on a resolution? Steve?"

Steve Haizlip: "Steve Haizlip of Calverton. What I want to speak on the resolution about is it's not on here and I was told that the announcement and for the public hearing would probably be on the 1st of September and the hearing would be on the 15th of September. George and I have been waiting six and a half years to get this water down on Edwards Avenue and River Road and George is getting impatient and so am I. And I'm paying (inaudible) money to prevent this rust and here it is, I keep getting outcasted. What's going on?"

Supervisor Villella: "Gary's right behind you."

Gary Pendzick: "Gary Pendzick, Superintendent Riverhead Water. I have to apologize to Steve. We had intended to make that announcement tonight but in order to get certain information back from our bonding agents, we had to delay it for one more meeting. We had intended to make that announcement at the next meeting and we moved back two weeks, Steve, and you should have it by the

meeting at the next-- the public hearing I mean, and the announcement at the next meeting in September."

Supervisor Villella: "Thank you."

Steve Haizlip: "Mr. Supervisor, (inaudible) on the 15th and you have to change the meeting to the 16th of September. Well, that's going to conflict with me but I know you have to-- "

Supervisor Villella: "It's an afternoon meeting. Can you be here in the afternoon?"

Steve Haizlip: "Nope. I've got to go to the Grumman Retirement Club meeting and got to use that bus and all that stuff-- "

Supervisor Villella: "No, that's in October you were telling us that you were going to Grumman property. The meeting is the 16th. And we're going on the Grumman property in October"

Steve Haizlip: "What I'm saying is that I have to do all this-- "

Supervisor Villella: "You have to let them know what's going on."

Steve Haizlip: "On the 16th. And (inaudible)."

Supervisor Villella: "Steve, you could go have lunch, talk to them and then come back here during the meeting. You can still make both. I know you can."

Steve Haizlip: "I think I can get the president to relieve me for that period. All right. Thank you very much."

Supervisor Villella: "Thank you, Steve. Anyone else like to speak on the resolutions? If not, we're going through the resolutions."

Resolution #752

Councilman Kent: "Resolution 752 authorizes the Town Clerk to publish and post public notice regarding the change of our meeting time and date to Wednesday, September 16 at 2:00 p.m. So moved."

Councilman Kwansa: "Second."

Supervisor Villella: "Okay. Moved and seconded>"

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

Resolution #753

Councilman Kwasna: "I'll offer 753 but then I'd like some discussion on it. 753 is a resolution in support of a separate zip code for Flanders, Riverside, Northampton area. I move this resolution."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded. Any discussion?"

Councilman Kwasna: "I think there was a typographical error made in the fourth paragraph, the fourth Whereas, where the paragraph doesn't make any sense."

Councilman Cardinale: "I notice there's typographical but can't tell because a lot of these resolutions sometimes don't make sense."

Councilman Kwasna: "Do we want to try to change it tonight or table it to the next meeting?"

Supervisor Villella: "Correct it now."

Councilman Kwasna: "Do you want to write down this correction, Barbara? I think it should be Whereas, the United States Postal Service has a proposal under consideration to split the current Riverhead postal district into two zip codes such that the mailing addresses for the area within the Town of Southampton-- it should be-- which is south of the Peconic River, would be changed to Flanders, New York 11902 or Riverhead, New York, zip code 11902. And since the County Center is located within the Town of Southampton, the zip code for the County Center would be changed also to 11902 under this proposal. If we can make that change in there."

Barbara Grattan: "So the only thing that you're changing is the Town of Southampton, south of the Peconic River."

Councilman Kwasna: "Right."

Supervisor Villella: "Correct. These guys agree on that? Okay. We had the vote-- discussion. Oh, we are going to have to vote now. Excuse me."

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

Resolution #754

Councilman Cardinale: "This resolution approves the application of Edward Willett for pony rides at the Whitman Nurseries, Main Road, Aquebogue, New York from September 1 to December 31, 1998, 10:00 a.m. to 6:00 p.m. So moved."

Councilman Lull: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale."

Councilman Cardinale: " I have a question. This period that it's approved for is three months. I think we had a previous problem with an applicant-- "

Supervisor Villella: "They have to apply every 30 days?"

Councilman Cardinale: "Two weeks. So we can approve it, but not for three months. I believe the code indicates-- we went through this recently-- two weeks."

Supervisor Villella: "Yes, we have. It's two weeks."

Adam Grossman: "Okay. So I supposed we could tonight, if I adopt it for two weeks and allow them to extend."

(Discussion was held between the Board members.)

Councilman Cardinale: "Accordingly, I would ask that it be amended to read from September 1st to September 15th and with that amendment I would then move it again for a vote."

Councilman Kent: "But does that require that he has a separate application fee for every two week period?"

Adam Grossman: "He may and we're going to be in touch with him immediately as to what the requirements are going to be."

Edward Willet: "I'm here if you need any information."

Supervisor Villella: "Yes. If you'd like to come up to the mike, please."

Edward Willet: "My name is Edward Willet from Hampton Bays. I'm the applicant for the pony rides at Whitman Nurseries. Basically, next year I'd like to apply for a year round application. I'm not a carnival or anything; I'm just have pony rides, I own a stable and I'd like to get (inaudible) so I can include the Halloween season, the Thanksgiving season."

Adam Grossman: "Mr. Willet, what I would suggest you do is get in touch with my office-- I'm the Town Attorney-- tomorrow morning if you could so that we could figure out how we might be able to best accommodate you under the circumstances. Our current code limits what we can allow at least for this evening to be-- a two week period where we can allow this event to take place and then we can extend it beyond that point. Okay. But maybe tomorrow morning you can give me a call, we'll figure out exactly what paperwork we need from you and take it from there."

Edward Willet: "Maybe I applied wrongly? Maybe this was supposed to be applied under shows and exhibition permit?"

Supervisor Villella: "Well, that's why-- we can clarify that for you tomorrow."

Councilman Kwasna: "We'll give it to you for the next two weeks but in those two weeks, come into the Attorney's office and see if you did apply under the wrong permit."

Barbara Grattan: "So we are going to change that from September 1 to September 15."

Supervisor Villella: "But in the meantime, the sooner the better that he comes in to see Adam."

Councilman Kwasna: "He was at the Town Attorney's office last week when Adam was out. So that's probably where the mix up came in."

Supervisor Villella: "It could be handled. It can be taken care of."

The Vote: "Cardinale, yes; Kent."

Councilman Kent: "I'll abstain since I prior represented Mr. Willet in the past on private matters."

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

Supervisor Villella: "Can I abstain because I bought something from him? No."

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

Resolution #755

Councilman Lull: "Approves the application of Riverhead Building Supply Corp. for a tent sale. It doesn't say on here that the tent has been examined by the fire marshal. I'm assuming that that's the case. But if it hasn't been, it will be. 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 #756

Councilman Kent: "Approves the application of Green Island Distributors for open house expo exposition at their site 730 West Main Street, September 10th from 7:30 a.m. to 5:30 p.m. 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 #757

Councilman Kwasna: "This authorizes the Town Clerk to publish and post public notice to consider a local law to amend Chapter 61 entitled Environmental Quality Review of the Riverhead Town Code and this public hearing will be held at 2:05 p.m. on the 16th day of September. 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 #758

Councilman Cardinale: "This resolution authorizes the Town Clerk to publish and post public notice of public hearing to consider a proposed local law for an amendment to Chapter 58 Dogs of the Riverhead Town Code. 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 #759

Councilman Lull: "Authorizes the Town Clerk to publish and post public notice to consider a proposed local law entitled A local law in relation to temporary moratorium on the issuance of approvals and/or permits for thrift shops in the Town of Riverhead, such public hearing to be held at 2:15 p.m. on 16th of Septembe. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

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

Councilman Lull: "Question, very quickly. Adam, during the period prior to he public hearing and prior to the adoption, what happens to applications?"

Adam Grossman: "Okay. We have-- we currently have two applications pending and those applications will be processed."

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

Resolution #760

Councilman Kent: "Resolution 760 authorizes the release of 5% performance bond of Hallock Fabrication Corporation based on their satisfaction of certain requirements of the Building Department and their certificate of occupancy. So moved."

Councilman Kwasna: "Second."

Supervisor Villella: "Adam, have you checked it all out? It's okay?"

Adam Grossman: "Yes, it is."

Supervisor Villella: "All right. Moved and seconded."

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

Resolution #761

Councilman Kwasna: "761 reaffirms SEQRA position on modified special permit petition of Charles Hydell and resubmits it to the Planning Board. 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 #762

Councilman Cardinale: "This resolution declares lead agency and determines significance of action for special permit petition of Joseph Tomashefsky. 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 #763

Councilman Lull: "Approves temporary sign permit of John K. McCready. 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 #764

Councilman Kent: "Approves the site plan of Tricon for Kentucky Fried Chicken in the previous Arby's Restaurant. 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 #765

Councilman Kwasna: "This amends the site plan of Pond View Condominiums. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Is there any discussion on this?"

Councilman Kent: "These are simply changes of design and elevation to certain units."

Supervisor Villella: "Okay. Moved and seconded."

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

Resolution #766

Councilman Lull: "Approves the site plan of Esseks, Hefter and Angel for a connection between their two offices. So moved."

Councilman Kent: "Yes. This is an enclosed hallway between two existing commercial buildings on Main Street. I'll second it."

Supervisor Villella: "Moved and seconded."

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

Resolution #767

Councilman Cardinale: "This resolution approves the site plan of Peconic Bay Diner for a facade alteration. So moved."

Councilman Lull: "Second."

Supervisor Villella: "Moved and seconded."

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

Supervisor Villella: "Excuse me for a minute. I've got to -- we're getting there. Okay. Sorry, Barbara."

Resolution #768

Councilman Kent: "Let me just read these addendums."

Supervisor Villella: "Yes, we want to read these for a little while. Okay. Can you bear with us just for a little while, please?"

Councilman Kent: "Okay. I'll read the resolution and addendum. Resolution 768 appoints the law firm of Twomey, Latham, Shea and Kelley in connection with the lawsuit entitled Calverton Industries LLC versus Town of Riverhead relative to a Supreme Court action brought by Calverton Industries. The addendum to Resolution 768 also appoints the law firms of Smith, Finkelstein, Lundberg, Isler and Yakoboski to represent Councilman Mark Kwasna and Councilman James Lull and the law firm of Sinnreich, Wasserman, Grubin & Cahil appointed special counsel for Sharon Klos. Under the Public Officers Law, the Town is responsible for indemnifying individuals who are being sued in their capacity-- when they're acting in their capacity as Town employees and the employees have the right to seek counsel of their choice. The action of the Town Board is to retain the firm of Twomey, Latham, Shea & Kelley and the individuals have chosen to seek their own special counsel. I'll move the resolution is you are going to have any further discussion-- I move resolution 768."

Councilman Kwasna: "I'll second it."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale."

Councilman Cardinale: "I'd like to discuss this. This is the first time that the Town Board members in my term on the Board have been named personally in an action and I'm not clear on either the law or the policy regarding representation of individuals. Since the Town pays at its own expense the initial \$50,000 in these matters, I would like to try to be efficient in the use of counsel and one of the thoughts I had is that the counsel who is representing the Town at the usual hourly rate, might very well accept the representation of the individuals at no additional charge since in most instances this is pro forma. Furthermore, it

is my understanding that the Town indemnifies the individuals involved so that they are in actuality in no risk. So accordingly, I would like to further discuss this at a work session because it's the first time I've seen the addendum and I'd like to discuss it further."

Supervisor Villella: "You're saying it would save the Town money if we went with just the one firm that's already doing-- "

Councilman Cardinale: "Well, exactly. Because what is going to happen here is that if all five of us plus Sharon wind up with six different counsel at \$150 an hour, it's \$900 an hour and the concern I have is that it's pointless because, one, this lawsuit is ridiculous, two, even if we lost we're indemnified so why should we cause \$900 an hour extra if we're not going to be hurt by this lawsuit anyway.

And, also, I looked briefly at the involved law and I believe that they're entitled-- the law says that they're entitled to representation, that employees are entitled to representation but it doesn't indicate that they can choose anyone they wish. I may be wrong, but I looked at it briefly and I just saw representation, not necessarily at own choice."

Adam Grossman: "Well, let me just comment on this briefly. It is my understanding that, in fact, if a Town Board member or a Town employee is named individually in a lawsuit, that they do have pursuant to State law the right to be able to obtain counsel. I'm not exactly sure as to whether they can choose who that counsel could be. That could be the case; that could not be the case. However, I would suggest that-- being that I think at least one Board member is expressing concern about this, that we discuss it at a work session before we act on this."

Councilman Lull: "There is a problem there, that because the time to respond to the case will precede our next work session."

Supervisor Villella: "I thought we had an extension."

Adam Grossman: "Well, this particular resolution-- "

Councilman Kent: "No. It depends on when you were served."

Councilman Lull: "I was served the 25th."

Adam Grossman: "Okay. Well, this particular resolution is on the Supreme Court proceeding which actually was commenced back at the end of last year or the beginning of this year, so I think we're talking about the federal lawsuit with Calverton Industries.

The other two resolutions that we're discussing tonight are, in fact, cases that have been ongoing."

Councilman Kent: "Well, why is there-- on 768, I don't understand. We weren't individually named in the Supreme Court action, were we? Or is there a new Supreme Court action?"

Adam Grossman: "This is the old Supreme Court action and I believe that the Board members were named individually. However, it's in Supreme Court as opposed to Federal Court and I believe in Federal Court, the Plaintiff has more of an ability to be able to incur personal-- possible personal liability-- against the Defendant if they're outside the scope of their employment. However, I think we should discuss the issues further. The reason that, in fact, these three resolutions were on the table for this evening was because I probably had-- or two of the three of them is because I probably should have had them adopted a couple of months ago. I failed to do so because it was not previous policy of the Town Attorney's office to necessarily by resolution pass on cases to outside counsel, but I thought it would be a more appropriate policy to do so. However, I leave it at the discretion of the Board. We do have papers that have to be filed. I don't necessarily think it's a legal requirement that we have resolutions passed in order for them to initially respond as long as we hire them after-- so that they could be paid by the Town-- so long as we maybe at the next Town Board Meeting are able to act on these resolutions, I think we should be covering, in terms of having legal representation."

Supervisor Vilella: "Jack, can you add to anything? Is what Adam is saying correct?"

Councilman Lull: "Phil, the addendum comes from addendums that have been done in the past. It's simply an updating of addendums in the past."

Jack Hansen: "The addendum matches the resolution that was adopted on the case of Green versus the Town of Riverhead, it's the same language (inaudible)."

Councilman Cardinale: "Adam, when we discussed this at the last work session, you had indicated that the Federal lawsuit where we are all named, some of us have been served, that you were going to ask for an extension in any event."

Adam Grossman: "Yes. And I believe, in fact, Maureen Liccione (phonetic) after discussing it with me did, in fact, get-- obtain such an extension of time."

Councilman Cardinale: "Yes. So that those of us who weren't served, it's not an issue for those of us who have been served-- "

Supervisor Villella: "You still didn't get served?"

Councilman Cardinale: "I haven't been served. Those of use who have been served, have been extended. I think there's two reasons we should meet. One is first it is unclear to me what the entitlement is of the individuals being served and sued (inaudible) and two, there's another big issue which is as a matter of policy in the best interests of the Town, regardless of whether we're entitled to have counsel of our choice at whatever cost that entails, we may elect not to do so in order to save the Town money and both those issues have not been considered because we haven't been able to discuss it."

Adam Grossman: "I do have one other suggestion-- "

Councilman Kent: "And one other thing, too, on that. I believe by the work session, even if you were served on the 25th, your time to respond will not have expired by next Tuesday. The 25th gives you until the following Tuesday to respond to the papers, so I think we can take this up at the work session and discuss it."

Adam Grossman: "And we're going to have one tomorrow at 1:30 and we could-- "

Supervisor Villella: "We have time at the next work session to bring this up."

Councilman Kent: "Okay. And I'd like to discuss some other things about this also."

Councilman Lull: "Have we received the extension?"

Adam Grossman: "We have received an extension. I don't know exactly what the time of the extension is but I believe that the attorney for the Plaintiff has been accommodating to Twomey, Latham, Shea & Kelley in terms of dealing with the time period."

Councilman Cardinale: "Well, I think we can assure Jim who would be-- because I would be concerned, too, because you have been served that it's beyond September 8th. We have at least 'til after September 8th to respond-- "

Councilman Kent: "September 15th would be next one."

Councilman Cardinale: "And we are going to meet on September 8th at the latest in work session together so we can make that decision then."

Adam Grossman: "And if it turns out for any reason that there's any concern about the time periods, we have to call a special meeting to act, that's what we can do."

Supervisor Vilella: "It's 20 days. So if you got-- "

Councilman Kent: "September 14th."

Supervisor Vilella: "Yeah, right. 20 days."

Adam Grossman: "20 days."

Councilman Kent: "That's if you were served individually. If you were personally-- "

Supervisor Vilella: "It says 20 on mine. We're the new guys, they gave us 10 extra days. How do you like that? No, we'll take this up at the work session. I'm sorry to-- but it's not a waste of time. This is something that's very important."

Councilman Kent: "We'll table it. I move to-- "

Supervisor Vilella: "You can take all three at one time."

Councilman Kent: "I move to table Resolutions 768, 769 and 770."

Councilman Kwasna: "Second."

Supervisor Vilella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Vilella, yes. The resolution is declared to be tabled."

Supervisor Vilella: "Adam, could you check on that first thing tomorrow from Maureen?"

Adam Grossman: "Yes, I will."

Supervisor Vilella: "Thank you."

Resolution #771

Councilman Lull: "Appoints Allen Smith, Esq. as special counsel. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes."

Councilman Kent: "I'm going to abstain; he's my landlord."

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

Resolution #772

Councilman Kent: "772 appoints the law firm of Rains & Pogrebin, PC in connection with lawsuit entitled CSEA versus Town of Riverhead regarding health insurance. 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 #773

Councilman Kwasna: "This accepts the letter of resignation of Martha Sullivan as a part time senior citizen aid. 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 #774

Councilman Cardinale: "This resolution accepts the letter of resignation of Stephen Wohlleb from the Riverhead Senior Center staff. So moved."

Councilman Lull: "Second."

Supervisor Villella: "Something's not right here. Not the spelling, no, excuse me. Didn't he want a six month leave of absence or something? Did he change this in the last week or two or-- "

Jack Hansen: "When he met with the Board he was talking about leave of absence. When he sent the letter, he said resignation."

Supervisor Villella: "Right. But then he submitted another letter after that."

Jack Hansen: "I'm not aware of that."

Supervisor Villella: "I think we should table it. He did submit another one, he found out he made a mistake-- thank you, Jack."

Councilman Cardinale: "In view of the Supervisor's comments, I would move to table Resolution 774."

Councilman Lull: "Second."

Supervisor Villella: "Moved and seconded."

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

Supervisor Villella: "Can we check-- Lynn, can we check on this tomorrow with Steve to make sure? He sent the second letter. I don't know where it went."

Resolution #775

Councilman Lull: "Appoints Joseph DiBrico crossing guard. 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 #776

Councilman Kent: "Appoints Marvin Briggs as Recreation Aide to 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 #777

Councilman Kwasna: "This approves revised rates from Holzmacher, McLendon & Murrell, P.C.-- H2M Company, so moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale."

Councilman Cardinale: "I believe Chris wants a discussion on this."

Councilman Kent: "Is this revision an increase in rates or is that what they're doing here?"

Supervisor Villella: "Jack? Anything to do with money, I've got to call Jack."

Jack Hansen: "Periodically, engineers will change the rates of pay over a period of time. This is their request for a change of rate in pay. When we were audited by the State of New York, the criticism was that we were not keeping update (inaudible). So whether our lawyer changes or engineer changes, or any of those, you have to go before the Board. And that's that policy (inaudible)."

Councilman Kent: "Retroactive to July 1st?"

Jack Hansen: "No. It would be commencing this date. What the resolution says."

Councilman Kent: "The resolution-- "

Councilman Cardinale: "Yes, but I think the real question here is when I-- before a professional or any other individual can raise his rights, it has to be accepted by the person who's hiring him. And I don't see what the previous rate was on this and I think that was Chris' concern, too. We don't know what it's going from and to. All we are seeing is what it's going to, not what it was. So, I would suggest that maybe we table it until we can see how much of an increase they're seeking. Because we may not want to approve it at this point."

Councilman Kwasna: "Jack, let me get a clarification on this. Are you saying that we never had a rate schedule for them before?"

Jack Hansen: "No. They had a rate schedule late last year or the same time last year and this is their yearly change in rates based on their salary increases. And it's based strictly on their salary increases of that firm."

Councilman Cardinale: "Right. But we didn't give the increases, they did, so we should see how extensive these increases are. Obviously with the attorneys, you now know that we're not giving increases over 150-- "

Supervisor Villella: "We're saving money for the Town now. We reduced them."

Jack Hansen: "With any engineering firm that we have, they will establish a rate of pay over a period of time. The contract we have with this particular engineering firm is long term. It's been outstanding for a long time."

Councilman Kwasna: "See, I thought we got a price per project."

Jack Hansen: "No. This is for the actual hourly rate of those particular-- it's not what they charge, it's the rate. Some jobs they charge us by the hourly rate and other jobs they do it by the (inaudible) curve."

Councilman Cardinale: "Well, that's the point. Then those jobs that they're charging by the salary will be higher if the salaries are higher. And we would like to see how much higher they are asking us to approve."

Supervisor Villella: "This is a bid process?"

Jack Hansen: "This is a yearly change-- "

Supervisor Villella: "But I mean when we go out to bid, they come in with a price. It doesn't make any difference if it's hourly or whatever because they're coming in with a price."

Councilman Lull: "Not for the engineering."

Jack Hansen: "Not all jobs. The size of the job."

Supervisor Villella: "All right. Then we'll table this baby. Do you agree with it?"

Councilman Cardinale: "I would move that it-- "

Supervisor Villella: "Could we take this up Tuesday?"

Councilman Cardinale: "All we would like to see is what they were previously, the old schedule."

Councilman Kwasna: "All right. I'll move to table it."

Supervisor Villella: "Is there a second?"

Councilman Lull: "Second."

Supervisor Villella: "Moved and seconded."

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

Resolution #778

Councilman Cardinale: "This is a resolution which is an authorization to publish a bid for office supplies. 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 #779

Councilman Lull: "779 is an authorization to publish bid for #4 and #6 fuel oil. 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 #780

Councilman Kent: "Authorization to rescind a prior bid and rebid for toner due to the breach of the contractor who was awarded the bid. 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 #781

Councilman Kwasna: "This is authorization to publish the rebid on the toner. 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 #782

Councilman Cardinale: "This resolution awards a bid for repairs to the Pulaski Street plant storage tank of the Riverhead Water District. 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 #783

Councilman Lull: "783 awards bid for rehabilitation of Well No. 4-2 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 #784

Councilman Kent: "Authorizes the Supervisor to execute change order No. 1 for Soundbreeze Sections 5 and 6. 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 #785

Councilman Kent: "It's a budget adjustment for capital project water plant well #3 improvement. 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 #786

Councilman Kwasna: "This is a Police Athletic League budget adjustment out of the fund balance \$1,300 going towards PAL program account. 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 #787

Councilman Cardinale: "This is a resolution which is a budget adjustment for the Village at Wading River water extension where we're going to \$120,400 of developer fees and use them for construction of mains, engineering, legal and contingency expenses. So moved."

Councilman Lull: "Second."

Supervisor Vilella: "It doesn't add up though but it's coming from those fees, about \$30,000. So it was moved and seconded."

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

Resolution #788

Councilman Lull: "788 is the Edwards Avenue road improvement capital project budget adjustment. 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 #789

Councilman Lull: "789 is a landfill capping and closure capital project budget adjustment. 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 #790

Councilman Kent: "790 adopts local law amending Chapter 101 entitled Vehicles and Traffic of the Riverhead Town Code addition of stop signs throughout Wading River as listed in the resolution. We've been discussing this for two months and we've had public hearings. I move the resolution at this time."

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 #791

Councilman Cardinale: "Resolution to pay bills. So moved."

Councilman Kent: "Second."

Supervisor Villella: "Moved and seconded."

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

Resolution #792

Councilman Cardinale: "Resolution 792 is a budget adoption, 254 Railroad Street demolition capital project and I would move it and I understand that the Supervisor has some comments on it. So moved."

Councilman Kent: "Second."

Supervisor Villella: "Moved and seconded. Do you want me to discuss it or do you want me to talk when I vote. All right. We're going to explain this. Okay. This is the property-- "

Councilman Kwasna: "I'd just like to start off at-- we had gone ahead with a Chapter 54 on this, I'm not sure of the date but I'm sure it's probably six months to-- "

Supervisor Villella: "Oh, this has been going on for years. This has been going on for years. I'm sick and tired of it and that's why I got all these guys to do what they're supposed to do and this is what we're going to do. We're going to be knocking down the property finally on Railroad Avenue, those two buildings that are eyesores and we're going to charge it back to the property tax-- the owner. Because he came in for a demolition permit, he was supposed to knock them down. He didn't, we sent him a letter and we're doing it. And the date is-- we're going to have what we call a bashing party. It's going to be on Saturday, September 12th, 10:00 a.m. The whole town is welcome to be there while we're knocking down these buildings and there will be bagels and coffee free of charge for the people that come. So please be there; it will be a great time to see those buildings go down. September 12th, 10:00 a.m. Wear your hard hats."

Barbara Grattan: "Okay. We've got to have a vote on this."

George Schmelzer: (From the audience, inaudible)

Supervisor Villella: "No. The property is worth more with the buildings off. And it's improving the property, believe it or not. Roll call."

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

Supervisor Villella: "Okay. That's it for the resolutions. I have one more announcement. Friday, September 11, the news media and Town Hall softball game at Stotzky Park at 7:00 p.m. So if you want to have a lot of laughs and watch us play, come and join us."

Oh, I forgot, we got a little pro on-- we'll have a lot of laughs. Yes, Fran."

Fran Friszolowski: "You brought up the fact that you're going to have this softball game. I was listening to WRIV the other morning and there were a couple of comments on WRIV. How come they were not invited to play in your softball game? What was this a newspaper media?"

Supervisor Villella: "No. Medias for everybody."

Fran Friszolowski: "I don't know who was there, but WRIV did a real big takeoff on the Town Board and the players and everything."

Councilman Kent: "Who's organizing the media's team? Does anybody know?"

Supervisor Villella: "You know waht? Russell is in charge of this. Why don't we have-- tell Russell to give WRIV and-- "

Councilman Kwasna: "They usually call Channel 12."

Supervisor Villella: "Yeah, Channel 12, all the media. We've got Channel 27 here; we know they're going to be here. Russell is not here. I don't know why he's not but Department Heads should be here a the meetings, you're right. Okay.

All right, we're going to take the cards now. Margaret Brace (phonetic). I'll leave it for later. Susie."

Susie Kurovics: "I have a handout here. Can I walk up-- "

Supervisor Villella: "Yes, please. No, she's going to do that now."

Councilman Kent: "She's just about to start. Give her a moment."

Susie Kurovics: "Good evening. Gentlemen, Barbara, I'm Susie Kurovics. I'm president of RSVP, Riverhead Shelter Volunteer Program. And what I've passed out is just a copy of a news article in the Southampton Press that I thought maybe you'd be interested in seeing. It's titled the Hidden Haven Seeking Visibility. It's an article about the Southampton Animal Shelter. They interviewed the animal control officer and supervisor of the facility. Southampton Town plans to move to build a new animal control building and shelter on a new site which will give greater

visibility to the shelter and the officials hope that a high adoption rate for the animals there.

I think we have a serious problem in Riverhead that the dog pound is up on Youngs Avenue, it's very hidden, and there was signs which I'll get to later. But in this article it says-- (inaudible) that's the supervisor there, said we give a dog as much time as we can, at least 10 days, we give the owner a full weekend to get there and then the adoption period begins. But as long as we have space to hold them, we don't euthanize.

Now, I understand the new policy is going to be 10 days, euthanized on the 11th in Riverhead. I don't know if that's true. Is that going to take place that are you going to give the dogs 10 days? Do you know?"

Supervisor Villella: "I have no idea. Is that the way-- no, he's not-- Captain Hegermiller is not here right now. I really don't know if that's the way it is. All I do know is that we are going to be using this Have A Heart program, Mr. Schaeffer (phonetic) came in front of us. We're going to be utilizing the community people to adopt the animals."

Susie Kurovics: "Is there a plan-- "

Supervisor Villella: "There will be-- no, no, there will be a plan. We'll be working on that."

Susie Kurovics: "Okay. Very good."

Supervisor Villella: "As a matter of fact, we have a person that wants to run it exclusively and with the volunteers and it's a pretty decent program."

Susie Kurovics: "Well, that sounds good because I think it's very important to have volunteers up there. You don't have enough staff. I think it's because-- "

Supervisor Villella: "We're hiring two people."

Susie Kurovics: "Okay. You're hiring a weekend dog warden? How long has that been? I mean that's been quite a long time that we've had applications."

Supervisor Villella: "I don't know. Jim, can you answer that?"

Councilman Lull: "I interviewed-- we interviewed for dog control officer about five weeks ago. I sent my recommendations to

Jack Hansen who sent them to Civil Service. They came back with the Civil Service approval, that was sent about four weeks ago to the Captain and as of this point we have heard nothing."

Susie Kurovics: "I hope soon."

Supervisor Villella: "I know it's in the budget. I know it's in the budget because they just passed it on to me."

Susie Kurovics: "Because right now it's still closed on weekends. That's your busiest time for adoptions. So-- "

Supervisor Villella: "That's why we're going to be meeting with this new program and try and get that off the ground."

Susie Kurovics: "Okay. And I hope you do it. I hope you get it started because I tell you-- "

Supervisor Villella: "There's a lot-- like you said, there's a lot of people in the community that would like to help out and this is the time for them to step forward."

Susie Kurovics: "Right. But I think the Town has to make it known to the public-- "

Supervisor Villella: "When we have the plan, absolutely. It will be known."

Susie Kurovics: "Okay. Good. There will be a lot of publicity, I hope."

Supervisor Villella: "There should be. We want people to help, we don't want them to stay home. It can't work."

Susie Kurovics: "Good. Because a lot of people have felt (inaudible) people showing up at the shelter. Yes, we could. We could raise funds; we could have a private shelter. But the purpose of RSVP was never to run a shelter, it was to give each and every dog a chance, the best chance at adoption. That includes the eight year old dog, the blind dogs, the best dogs. They've all been adopted; people love them and I think that once you have a private shelter like Kent, Bide-a-Wee, Arf, who all help in taking an occasional dog-- "

Supervisor Villella: "They are in contract with us. Is your group in contract with us? I don't know."

Susie Kurovics: "We've never been offered but we don't have a facility so I don't know how we can contract. That's why I'm

saying, we don't have a private shelter. If we did, we would have to be like the other private shelters and pick the most adoptable, the cream of the crop, to take them to a private shelter because that's run as a business."

Supervisor Villella: "That's what Kent does. They already took some dogs. They take the cream of the crop. You're absolutely right."

Susie Kurovics: "Right. Whereas the (inaudible) and they take the pitbull mixes, the old dogs and they've all been adopted, you know, under volunteer help."

Well, I hope that you read the article and see how a dog warden cares about his job, it says, Mr. Bamberg (phonetic) (inaudible) we just want people to come through these doors and remember that we're here. Well, that's a big difference from what we have in Riverhead as witnesses by the fact that all the signs have been taken down."

Supervisor Villella: "Well, the new ones will be put up."

Susie Kurovics: "And some of the new ones put up-- isn't that an expense?"

Supervisor Villella: "Dog pound."

Susie Kurovics: "Dog pound. Riverhead will be the only dog pound in the New York State. Do you know what pound means? It means impoundment. I can see why it's run by a police department, impound vehicle, impound evidence, impound unwanted things in the community get impounded. Every other animal facility is called a shelter. You know, I can see, you know, I also work for the police department and one of the terms that we deal with is emergency housing. To me I would rather take it as a shelter until the animals have found a home rather than impound-- "

Supervisor Villella: "Maybe this new committee will come up with a name or something, in between-- let the committee decide that."

Susie Kurovics: "You said you are going to have a sign. You said we'll be getting new signs. Because these signs by the way, we took pictures when those signs went up because-- am I annoying someone out here?"

Supervisor Villella: "No, no."

Susie Kurovics: "We did a fundraiser, the Advisory Board. We spent the whole day at Stotsky Park, Barbara was there with us, trying to license dogs. We did it to raise money. We raised \$750 that day. We had to pay for the signs because at the time Riverhead Town would not pay for the signs to show where the pound was."

Supervisor Villella: "When was this?"

Susie Kurovics: "Back in '96."

Supervisor Villella: "Oh, okay."

Susie Kurovics: "So we're very happy to get the signs. That's why when Wedel Sign Company (phonetic) came we took pictures. Now in one afternoon the signs were taken down and are now placed where they point to Kent, which is a private corporation, that does adoptions not all of the Riverhead dogs."

Supervisor Villella: "No. A percentage, a big percentage, but not all."

Susie Kurovics: "A big percentage of Riverhead dogs?"

Supervisor Villella: "No, I'm just saying, they took six out of 10 last time that I remember, a report I got."

Susie Kurovics: "But the dogs in that facility are not all from Riverhead. But the fact still remains, the Advisory Board paid for these signs. Was the Advisory Board even asked if these signs could be moved? And what is the purpose of it? According to the paper, people are still invited to come up to the pound to adopt a dog. Well there's no more signs that say adoption."

Supervisor Villella: "We'll have this committee look into it, Susie, and make sure everything is run smooth."

Susie Kurovics: "Okay, and the signs?"

Supervisor Villella: "Well, I think that should be-- we'll check into the signs, too."

Susie Kurovics: "All right. Well,-- "

Supervisor Villella: "That is your property-- that's their property-- "

Councilman Lull: "Well, part of it-- no, it's not really their property. They-- we did the fundraiser and the money was

donated to the Town with specific instructions what it was to be spent on."

Supervisor Vilella: "Okay, we'll check into that."

Councilman Lull: "But, in fact, we do have Town owned signs that are pointing to a private corporation and I believe that's not legal."

Supervisor Vilella: "Can you check into that, Adam?"

Adam Grossman: "Yes."

Supervisor Vilella: "Thanks for bringing that up."

Susie Kurovics: "I thank you for your time and I hope to see people up there adopting animals rather than holding them to put them to sleep."

Supervisor Vilella: "Okay. Thank you. Steve?"

Steve Haizlip: "Steve Haizlip of Calverton. Number one for (inaudible) here tonight is that Golden Donor Blood Drive which will be held at the Elks Club on East Main Street, September the 8th from 8:30 to 2:00."

Supervisor Vilella: "Say that again for the camera, please."

Steve Haizlip: "8:30 to 2:00."

Supervisor Vilella: "Thank you, Steve. At the Elsk."

Steve Haizlip: "At the Elks. Yes. We normally use Ramada Inn but since the Labor Day convention is going on there and they're getting money for that; they're not-- and they're donating it to us for charity, so they optioned to take the money and we had to go find another place. And the Elks Club was good enough to help us out. So appreciate all donors that can get down there and participate."

Supervisor Vilella: "My blood might be hot that day because we've got a work session that day."

Steve Haizlip: "The next item here, at the work session there was a gentleman that was proposing to put a hotel on Route 58, somewhere around where the old Hazeltine property. I had a fellow approach me here a while back over at OTB and-- "

Councilman Kent: "Did your horse win?"

Steve Haizlip: "Yes. The grandson picked-- and believe it or not, it came in. I went there to pass time with him. He never seen anything like this and had the opportunity to view it because he's from central Virginia. So he said you're the man to bring this subject up. We have reunions and we can never hold one in New York because there's not any accommodations large enough to hold 150 people and I understand that they're proposing to make this at least that much or more."

Supervisor Villella: "But, Steve, they're not going to have a restaurant or anything. This is what they call express hotel. So there's no meeting room or anything. This is just like 30 or 40 people a day, in and out, there's hardly any traffic or anything."

Councilman Kwasna: "But you'll still be able to hold your reunion somewhere else-- "

Supervisor Villella: "You could have the rooms there for someone to stay, but have the reunion someplace else."

Councilman Kwasna: "Is what you're trying to say."

Steve Haizlip: "That's exactly, Mark. They want somewhere to come back to sleep and-- "

Supervisor Villella: "Right. Instead of driving. That's correct."

Steve Haizlip: "And as far as the shower and so forth, that will be held at the reunion point, wherever they put up, okay. We got that out of the way."

Councilman Kwasna: "So, you're in favor of it then?"

Steve Haizlip: "Whatever you do, that's up to you gentlemen."

Supervisor Villella: "So you're passing the buck, Steve."

Steve Haizlip: "I noticed at the last meeting you talked about-- Mark did, to table that resolution that dealt with alarms and you know we left from here that night and went home and got to River Road, there's the gates, right down, due to he rain and a policeman has to be there to direct the traffic."

Supervisor Villella: "Yes, but that's an act of God so we couldn't fine the railroad or anything like that."

Steve Haizlip: "Yes, so until as Mr. Kasperovich mentioned about these alarms going off with movement and so forth and then when the landlord leaves it or the proprietor leaves it, he intends for a robbery to take place or the mouse moved it or the wind blew it, you are charging them for it. The point I'm reaching, I'm glad you tabled it and studied it."

Councilman Kwasna: "Yes, that's what we're doing, Steve. After the last meeting when we tabled it, since then I have sat down and met with Adam, Chief Grattan, and also our Fire Marshal, we had a meeting, went over the complete code and we are going to be meeting once more probably before we have the final version to vote on. So just to know, we're still working on it."

Steve Haizlip: "Okay. Very good. All right. This here takes care of me and thanks for listening."

Supervisor Villella: "Steve, thanks a lot. George. I like the topic you wrote down here. Anything. You better hold off, George, he doesn't have the tape on yet? You're ready, Steve? All right. We're set."

George Schmelzer: "He's ready?"

Supervisor Villella: "Yes."

George Schmelzer: "When you talk about the Kent Animal Shelter-- "

Supervisor Villella: "Put your name. State your name."

George Schmelzer: "My name? George Schmelzer, Riverhead, Calverton, as far as I remember."

Supervisor Villella: "Thank you."

George Schmelzer: "You should be more precise when you talk about the Kent Animal Shelter because some people might think that Councilman Kent is going to the dogs or something."

Councilman Kent: "Well, we know that's true."

George Schmelzer: "But this thing here, I'm sorry I missed it, what do you think this Grumman land (inaudible) full of welfare people or something? It sounds like it."

Supervisor Villella: "George, what are you saying?"

George Schmelzer: "What are you trying to do?"

Supervisor Vilella: "What are you talking about."

Councilman Kwasna: "He's talking about the Urban Renewal Plan."

George Schmelzer: "Grumman land-- renewal, renew what? What are you going to renew? Really. What?"

Supervisor Vilella: "I don't mean to laugh."

George Schmelzer: "What's this?"

Supervisor Vilella: "Continue. I'm sorry>"

George Schmelzer: "I might renew some weeks there or something. It's so ridiculous. This Town Board and the other Town Board don't know what the hell to do with that. Nobody knows what to do with it, why not give it back to the navy and tell the navy to keep it or give it to somebody else who knows what to do with it? Really, I never seen anything so damn silly."

Councilman Kwasna: "It's part of the process we have to go through to get the property."

George Schmelzer: "Well, don't get it. If you don't know what the hell to do with it, why get it? It's so damn crazy. I suggest-- really. No kidding. You give it to the (inaudible) for a dollar."

Supervisor Vilella: "You got a dollar? We'll give it to you."

George Schmelzer: "I'll give you the dollar. Now, you've got to get the state legislature to approve it and they should pay the taxes forever after like New York City has to pay taxes on watershed land in three counties-- rich counties, not poor counties. Then at least the Town will get the taxes they're after. The way you've got it now, it's just an impossible mess. Maybe there's some virus in there, the Town Board walk down and get this virus they can't think straight or something. I don't believe-- not only this Board, the previous Board, the same way. Our school district is the laughingstock of the county. This makes the whole Town the laughingstock of the state."

Supervisor Vilella: "George, you're trying to-- you want to meet with the school board, right?"

George Schmelzer: "Well, this is an airport. What are you trying to do? It's an airport."

Supervisor Villella: "Yeah, you live by the airport."

George Schmelzer: "No, no, this-- "

Supervisor Villella: "George-- "

George Schmelzer: "What?"

Supervisor Villella: "I know where you're coming from. We met on this and you're absolutely right. We have to set up a meeting with the school board; we have to go through the state legislature, the governor's office, and we have to mention all property that is off the tax rolls in the Town of New York-- I mean the Town of Riverhead, and also the Riverhead school district."

George Schmelzer: "You mean state owned land?"

Supervisor Villella: "Not just state, we have to go to the county, we have-- there's a -- 33% of the problem-- "

George Schmelzer: "Well, you're trying to make it worse. You propose this 2% tax on land sales to buy more land, to take more land for tax rolls. Does that make sense? The paper says 7,000 acres. That's about 10 square miles. What are you trying to do?"

Supervisor Villella: "George, if you read between the lines, we're only going to be getting 4 to 5 million dollars over an eight year period. We're lucky if we buy 1,000 acres, whatever."

George Schmelzer: "Why buy any?"

Supervisor Villella: "Because we want to preserve the land as much as we can."

George Schmelzer: "Preserve the land? The land has been there since the last glacier. It's not going to blow away."

Supervisor Villella: "It will-- no, it's a voluntary-- it's going to be destroyed by some people."

George Schmelzer: "Boy-- "

Supervisor Villella: "I know you don't like to have land destroyed; you've got plenty of land."

George Schmelzer: "Well, you can't (inaudible) destroy it?"

Councilman Kwasna: "By building houses on it."

Supervisor Villella: "But you're absolutely right about that law that the state should pay taxes to the school district and we will have that meeting and we will do something about that."

George Schmelzer: "Yeah, I wish they did something before, before the state got title to it. Know what they will do now? Nothing. And this started when RCA gave the land to the state, I mentioned it, they did nothing. Thereafter, I warned them before this happened, they did nothing, just laughed at me."

Supervisor Villella: "I told you. When Dr. Suprina was here we lobbied for it, we did get some funds into the school district. It can be done."

George Schmelzer: "Yeah, but they liked that, State Senators and Assemblymen, you can kiss their butt every year for all the aid, that's what they want. See and then brag about it. Now, but written in permanently they didn't do you anything, they can't claim any help that they gave you."

Supervisor Villella: "They should do what's right for the people because 33% of the land is off the tax rolls and that's why we have such a high tax rate in the school district, because 33% is off."

George Schmelzer: "Yeah, how about-- "

Supervisor Villella: "We have great schools, we have the best school district on eastern Long Island."

George Schmelzer: "The best?"

Supervisor Villella: "Yes, we do."

George Schmelzer: "Oh, it's the biggest empire, yes, but an empire-- "

Supervisor Villella: "I'm not talking about empires; I'm talking about the kids' education."

George Schmelzer: "Like they're going to make us different postal district south of the river and you ought make them (inaudible) separate school, too."

Supervisor Villella: "You've got one more minute, George. Is there anything else you'd like to speak-- "

George Schmelzer: "The woman before me, you didn't limit her time."

Supervisor Villella: "No, no. She had five minutes."

George Schmelzer: "Yeah, it was a good five minutes. How many seconds to a minute?"

Supervisor Villella: "That's the Italian way, you know. What can I say?"

George Schmelzer: "Yeah, well, I think you should do something reduce our ordinances is getting unmanageable here, all these ordinances, 'cause bureaucracy only goes on itself. Last year they passed this rental law, get rid of it, nobody needs it. Maybe one out of 1,000 might need it. Get rid of the damn thing. People will like it better. Really. Get no answer, huh? That means you all like ordinances, more and more and more and more."

Supervisor Villella: "It's not the idea we like it; it's the idea of what's best for the safety of the people of the Town of Riverhead."

George Schmelzer: "Best for the safety?"

Supervisor Villella: "Yes, the rental law. That's right."

George Schmelzer: "You mean the people aren't bright enough to act safe on their own?"

Supervisor Villella: "I guess that's their problem."

George Schmelzer: "Well, you must think so."

Supervisor Villella: "I can't babysit them."

George Schmelzer: "If people-- the more education they have, the dumber they get."

Supervisor Villella: "George, thank you very much. We got-- the last person will be Margaret Brace. Is she here? Margaret? Okay. George, thank you. I didn't mean to cut you off. Are you-- it was over-- no, no, what a ham you are. Thank you, George."

George Schmelzer: "Okay, you're welcome."

Supervisor Villella: "Margaret?"

Margaret Brace: "Hi, I'm Margaret Brace. I'm just-- I'm sorry I'm late. I just came to speak in support of RSVP and I understand that you're going to be getting volunteers at the shelter which is-- "

Supervisor Villella: "There's this Mr. Schaefer (phonetic) came in front of us and he came again a second time at the work session and it sounds like a good program, a good, decent program, they have the community involved, and I'm going to be-- we're going to be making a call to the community."

Margaret Brace: "Okay. That's basically-- I'm sorry I'm late and this-- early-- "

Supervisor Villella: "No, no. That's fine. Susie did a great job."

Margaret Brace: "Okay. That's basically it. Thank you."

Supervisor Villella: "That was easy, Margaret."

Margaret Brace: "Yes. You can see, I'm nervous-- "

Supervisor Villella: "No. Don't worry about it. You're welcome to come up any time. You'll be a pro-- just take lessons from George. Don't worry about it. Anyone else-- Rick, you want to-- I'm sorry. Anyone else-- that's it for the cards. Anyone else like to speak before we close the meeting tonight? Go ahead, Ron."

Ron Eck: "Ron Eck, Riverhead. Members of the Board, the audience. I said I wasn't prepared before, which I wasn't because I went west today and I came back on the bus and going down Roanoke Avenue I ran into a friend of mine. And I asked him what's going on in the store on Main Street. I see wires hanging in the window and everything else. And I see sheetrock up there. Now, I know the man has been cited and closed down, okay-- "

Supervisor Villella: "On the corner?"

Ron Eck: "On the corner. Now, I didn't see no building permit up there but yet he put sheetrock on the walls and he got the door that goes upstairs sheetrocked off. And that door would also go out to the sidewalk. Now, there's wires hanging down there and I understand he has two guys that hang around there, okay, that are doing the electrical work there. And them guys don't know a thing about electrical work."

Supervisor Villella: "It still has to pass, Ron, you're right."

Ron Eck: "Where is the building inspector?"

Supervisor Villella: "These are the things that we cited him with."

Ron Eck: "They're not electricians that's doing the work. They are-- I know who they are but I'm not going to mention names."

Supervisor Villella: "No. There will be people going-- we'll have our Building Department going in there to check everything, even the fire marshal. They've been in there already. They'll be - and they have to go back."

Ron Eck: "I understand also from this person that I was talking to, nobody ever goes down that basement, only him. And I know there's trouble with the oil burner down there and the oil tank."

Supervisor Villella: "I don't think he has heat in there."

Ron Eck: "He don't. He goes down with five gallons of kerosene every once in a while, or fuel oil, and pours it in the tank or something."

Supervisor Villella: "We know all about this, Ron, and you're on top of it. Thanks for bringing that up."

Ron Eck: "And also I mentioned before I wasn't prepared. Well, I left the telephone numbers home or should I say the license plate numbers home-- I said this past Saturday was nice. But it seems a couple people think that this Town Board is not going to do anything about anything, especially a man called Danny Boy-- maybe you know who he is. Danny Boy went ahead, he got a pickup truck, with license plates-- commercial plates on it-- I got the plate number home and he turned around and he says to me, well, the Town Board isn't going to do anything either the police department. Well, maybe I would make a suggestion and send him a little notice like I said at the last meeting, do what you done-- what the police department done to the man that cut that original Christmas tree down. Everytime they saw him on the road, he's still in Town but he lives in Southampton, everytime they saw him on the road, they'd pull him over and give him a check on his license-- his driver's license and everything else. You do this a couple, three times to that person, he's going to stop. Another man pulled up, pulled up right in front of me and I said to him, I says, you're in a fire zone. He paid no attention to me, I thought maybe he couldn't

speaking English. So he gets back in the car, he opens up his window, and he says, I was told to park here, I'm a cop. He didn't have no license plates on the car, he had a dealer's name from New Jersey with a permit on the back windshield out of state resident permit. I got the name of the license-- of the company in New Jersey that he had the license plate on it, but he said he was a cop and he was told to park there. Now, the only people who have permission to tell a man to park there are the godfathers of this Town. You people are the godfathers or lawmakers."

Supervisor Vilella: "I'm not going to tell anyone to park in a fire zone."

Ron Eck: "Well, I'm getting complaints to me because they know I come to the Town Board-- my neighbors. They tell me that-- we've heard this before-- and laws were made by past Supervisors and the past Town Board and they're not kept. In the circle there, at (inaudible) mall or whatever you want to call it, there's used cars again up there with for sales on them and there's some also by Waldbaums up in the front by 58. Now, they are taking parking spaces away. This past Saturday, two men from Riverhead in a nice car, I guess it was a nice Lincoln, it looked like a Lincoln to me, it could have been something else, but they come from Riverhead. They had plates on their car, Foxwood 5. They live in Riverhead. They're talking about the golf, okay. Foxwood Golf. Unless they come from the Foxwood Mobile Home. They were backing out of the parking spaces that are in the wrong direction. There's only a few of them; there's 18 of them, and they nearly hit a car that was parked in front of Guys & Dolls and the eyeglass place there at the entrance there. The they're yelling and screaming. I said well, you shouldn't be parked there if you're going to back out and nearly hit me. He must have come about four inches from hitting that car. But, something has to be done about the parking in that area there. And just that one section of parking should be turned the other way, that is facing from east to west. They're now north and south."

Supervisor Vilella: "That's good that you care and you're taking time and everything to do this, Ron."

Ron Eck: "Well, years ago I was a-- on Senator LaValle's Advisory Board, okay, and I just got a letter recently from Senator LaValle, I guess a couple (inaudible), welcome to voting again, being a voter in Riverhead. It didn't say again, it just said welcome as a new voter. Well, I went to Senator LaValle and told him he'd remember I was on an Advisory Board before, so I'm like on your Advisory Board here, same as Steve Haizlip and other people. But some of them don't know how to present themselves or present the problem as you know."

Supervisor Villella: "I want to thank you for that. Really, thank you. Yes?"

Vera Gardner: "Hi. I'm Vera Gardner and I hope you can do something for me. I spoke to the Highway Department, Mr. Bloss I think, and I asked him to replace the no parking sign on the northwest corner of Sound Shore Road because it had been pushed down by the storm at the end of the fall, last year. I called his office twice. I spoke to him personally once and I still have not had any action."

Councilman Kent: "Right at the turn?"

Vera Gardner: "We're almost at the end of summer now and it still hasn't been replace and people park there. And the no parking sign was there-- "

Councilman Kwasna: "This is Pier Avenue-- "

Vera Gardner: "This is on Sound Shore Road, you come down Pier, turn left and it's Sound Shore Road, right on that corner."

Councilman Kwasna: "People from the beach."

Vera Gardner: "When we had that very bad storm."

Councilman Kwasna: "Yes, people from the beach are parking over there?"

Vera Gardner: "Yes, some people do park there. I've asked them to leave a few times which I prefer not to have to do. If a no parking sign is there, then obviously they won't park. A policeman came by at one point and he said that he can't give a ticket, he says because there's no sign."

Supervisor Villella: "We'll take care of that."

Vera Gardner: "Would you do that, please?"

Supervisor Villella: "Yes, I'm going to have Lynn take care of that."

Vera Gardner: "Okay, thanks."

Supervisor Villella: "Thank you. Steve. Steve wants more blood. Go ahead, Steve."

Steve Haizlip: "Steve Haizlip of Calverton. Ronnie reminded me of something when he was talking about the parking in a fire zone. The AIDS store, I would like for them, the manager of that store, I think his name is Gary, I don't know the last name, to send one of his employees once in a while into the parking lot and pick up the oil cans where people pour oil, put it into the engine, and just drop it right on the ground and leave and then they get crushed or they put certain additives in the car, they just drop it and leave. So I had-- on the previous Town Board I brought this up and I believe Vic happens to know the fellow that owns the store--"

Supervisor Vilella: "Sure he does, Tony."

Steve Haizlip: "And he talked to Tony and it was pretty good but now they're getting a little lax again."

Supervisor Vilella: "I think it's time for another letter then, right, Steve?"

Steve Haizlip: "A little talking on the phone I think would probably serve the purpose."

Supervisor Vilella: "When's our next meeting? Next-- not this week, the week after, right, our meeting, Mondays? Why don't you bring it up and we'll draft a letter."

Steve Haizlip: "Okay. That's it. Fran. I saw that hand going. You ought to sit up here with us."

Fran Friszolowski: "No. I'll make it-- I'll just make this short and sweet. On behalf of the AID Auto Store, I want to defend them. It's not their fault that we have slobs in Riverhead who take the oil out of the building, put it in their car in the parking lot. You can go to Burger King, you can go to Baskin Robbins, you can go to McDonalds, you can go to 7-11."

Supervisor Vilella: "They should have signs in their store though or something."

Fran Friszolowski: "We have slobs in Town or that come into Town. Maybe we should write to the people, maybe that's a good idea, but I don't think we should penalize Aid Auto."

Supervisor Vilella: "No, you're not going to penalize. What you're going to do is alert them so they have signs in their store saying not to do these things in the parking lot."

Fran Friszolowski: "Slobs please throw them in-- "

Supervisor Villella: "Steve will pick out a nice word."

Councilman Lull: "Fran, all the other places you mentioned, though, do take an employee and have them make-- it's too bad they have to do it. But do make employees police the parking lot."

Supervisor Villella: "Meeting adjourned. Thank you for coming."

Meeting adjourned: 9:20 p.m.

*Barbara Guattan
Town Clerk*