

Minutes of a Regular Town Board Meeting held by the Town Board of the Town of Riverhead, at Town Hall, Howell Avenue, Riverhead, New York on Wednesday, September 16, 1998, at 2:00 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 2:00 p.m. and the Pledge of Allegiance was recited, led by Mr. and Mrs. Ferris.

Supervisor Villella: "We're going to do a proclamation. Mr. Cardinale's going to do one. This is your show today. Mr. Cardinale is going to do a proclamation."

Councilman Cardinale: "Mon. Merracki (phonetic) would you come up, please? Is anybody here from-- come on, have the parish come up. Welcome everyone and welcome Monsignor. It's a special pleasure for me to be presenting on behalf of Vinny this proclamation to Mon. John Merracki. I'm a member of St. Isidore's Parish and have been for a long time and I know Mon. Merracki to be a man of great integrity and humility and great dedication and devotedness as evidenced by all his followers here today to join him in this honor. I'd like to read what the proclamation cites and I'd like to indicate that it certainly-- I'd like to underline this, (inaudible) from my own experience.

WHEREAS, it is fitting and proper that the Town of Riverhead recognize individuals who have made outstanding contributions to our community; and

WHEREAS, Mon. John Merracki has been a dedicated spiritual leader at St. Isidore's Roman Catholic Church in Riverhead for many years whose devotion to its parishoners and his energetic efforts on their behalf have had an uplifting effect on the entire community;

WHEREAS, Mon. John has recently received the award of Polish American World Citizen of the Year in recognition of his fostering the spiritual and cultural traditions of Polish families and his assistance to them in their assimilation to the American culture; and

WHEREAS, the Riverhead Town Board wishes to extend its heartfelt appreciation to Mon. John for his dedication and leadership over the last 43 years and his anticipated continued involvement for many years to come.

NOW, THEREFORE, on behalf of Supervisor Vincent G. Villella, Supervisor of the Town of Riverhead, I do proclaim September 16, 1998, to be Mon. John Merracki Day in the Town of Riverhead and ask that the residents of the Town of Riverhead join in this celebration.

And we'd like to present this to you."

Mon. Merracki: "I was really taken back by this quite a bit. (Inaudible) I was invited to the Town Hall by who I don't know. I never received an official invitation to the Town Hall. I should be grateful (inaudible) spiritual leader in the Town of Riverhead. My history here at St. Isidore's-- I started in Riverhead in 1955 as a (inaudible) priest just ordained and (inaudible) with the former Bishop Al Markevich (phonetic) for about six years. I left St. Isidore's in '62, shortly after opening the parochial school, returned here in 1986 when Mon. Markevich was named a Bishop and then (inaudible) in the diocese of Rockville Centre.

It has given me pleasure to be able to work here in the Town of Riverhead and particularly in St. Isidore. I remember a priest of my acquaintance much older than myself saying to me one time St. Isidore's will always be your first love. Your first assignment is always your first love. But it's not my first love; it continues to be my love and I love everyone in the Town of Riverhead and in the parish of St. Isidore. God bless all of you."

Councilman Cardinale: "Congratulations."

(Unidentified): "I would like to present you with these beautiful flowers for all your dedication and your thoughtfulness from the parishoners of St. Isidore's. And I just have something I want to say, too. Monsignor married my husband I in 1962. He remarried us for our 25th and we're still around on our 36th. So we thank you very, very much."

Supervisor Villella: "I want to introduce the Supervisor of the Day, Kaitlyn Ferris, proud parents, mom and dad, right there. Kaitlyn won this award for reading-- how many books did you read-- a lot of books in the library contest. And she did read a lot, that's just great. I want to thank her parents for that-- for helping you with that, right. Okay. This is the library contest, I drew her name out of the hat, I guess (inaudible) and Kaitlyn, little sweetheart here with big brown eyes is the Supervisor of the Day, so together we are going to run this Town Board meeting. Are you already? All right. All set. Okay. We've got to approve the minutes.

We're going to approve the minutes of September 1st."

Councilman Lull: "I make a motion to approve the minutes of the September 1st meeting and the Special-- minutes of the Special Board Meeting of September 8th."

Councilman Kwasna: "I'll second that."

Supervisor of the Day: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes; Kaitlyn, yes. The minutes are approved."

Supervisor Villella: "Does that include the Special Board Meeting of September 8th? Yes. Okay."

Supervisor of the Day: "Barbara, can you please read the Reports?"

Barbara Grattan: "Sure, Kaitlyn."

REPORTS:

Police Department	Monthly report for July, 1998
Juvenile Aid Bureau	Monthly report for August
Bid Reports	#4 and #6 fuel oil opened 9/14/98 at 11:00. Two bids were received
	Percent Off 1998 United Stationers Office Furniture

Opened on 9/14/98 at 11:05, four bids were received

Toner & Supplies, opened 9/14/98 At 11:10, no bids were received

Anybody interested in seeing any of these may come into my office

APPLICATIONS :

Special Permit

Vincent Sasso, Middle Country Rd. and Edwards Avenue - soil processing yard

Site Plan Renewal

Byzantine Catholic Church of the Resurrection

Shows & Exhibition Permits

St. John the Baptist Roman Catholic Church October 18 from 2 p.m. to 8 p.m., a German Festival

Riverhead Country Fair, October 11, rain date October 18 from 11 a.m. to 5 p.m.

Parade Permit

Arthur Faber, October 11 from 6 p.m. to 11 p.m., Stotzky parking lot

Riverhead High School, October 17 from 12:30 to 1:30 p.m. for the Homecoming on Main Street

CORRESPONDENCE :

Beverly Viemeister
576 Sound Shore Road

Regarding an environmental impact statement be done for the Maidstone Condominium Project

Petition

79 names on it for all way stops at the intersections of Herod Point Road and Berry Lane and

intersection of Maple Road and
Berry Lane

Mrs. Charles Gamper
Dorothea Fleisher
Ralph Tuthill

Regarding the change of zone for
the construction of a hotel and
golf resort planned by the Talmage
Family at Baiting Hollow

Peter Danowski

regarding Maidstone Landing-
Supplemental Environmental Form
Part 3 Narrative

Donna Teuber

commending Alex Anasky for his
dedication, sensitivity and pro-
fessionalism demonstrated in a
recent situation that she
experienced

Town of Southold

enacted Local Law No. 15 - a Local
Law in relation to a temporary
moratorium on the issuance of
approvals and/or permits for
Business zoned property along the
County Road 48 corridor in the Town
of Southold

Supervisor of the Day: "Thank you, Mrs. Gratten."

Barbara Grattan: "You're welcome, Kaitlyn."

Public Hearing opened: 2:24 p.m.

Supervisor Vilella: "We're going to be doing the public
hearings now. Let the record show the time is 2:24 has arrived.
Could you please read the public hearing?"

Barbara Grattan: "I have affidavits of publishing and posting of
a public hearing to be held at Riverhead Town Hall, Riverhead, New
York, at 2:05 p.m. on September 16, 1998 to hear all interested
persons who wish to be heard regarding the consideration of a Local
Law amending Chapter 61 entitled, "Environmental Quality Review" of
the Riverhead Town Code."

Adam Grossman: "Thank you, Barbara. Just for the people who

are here this afternoon. The purpose of this public hearing is to amend Chapter 61 of the Riverhead Town Code Environmental Quality Review. The purpose of these amendments is to make certain that the current chapter-- the revised Chapter 61 complies with the State law involving the State Environmental Quality Review Act and we want to make sure that our local law is consistent with the New York State law when it comes to Environmental Quality Review."

Supervisor Villella: "Thank you. Would anyone like to speak on this public hearing? If not, the time is 2:25. I declare the public hearing closed."

Public Hearing closed: 2:25 p.m.

Public Hearing opened: 2:25 p.m.

Supervisor Villella: "The time is 2:25. Let the record show. Barbara, would you like to read the public hearing?"

Barbara Grattan: "I have affidavits of publishing and posting of a public hearing to be held at Riverhead Town Hall, Riverhead, New York at 2:10 p.m. on September 16, 1998, to hear all interested persons who wish to be heard regarding the consideration of a proposed Local Law amending Chapter 58 entitled, Dogs. Section 58.3.1 - Unsanitary conditions, disturbances and vicious dogs."

Councilman Lull: "This law we-- this is not a significant change here. The problem was that this-- we had a public hearing on the change in this law back in September of 1997. Unfortunately, the public hearing result sat and was not-- were not brought to code. When they were brought to code, what happened is that the handwritten corrections that got retyped were retyped incorrectly. So we have a couple changes, the most significant change being the changing of a title of one section. That's all."

Supervisor Villella: "Would anyone like to speak on this public hearing? If not, the time is 2:27. I declare the public hearing closed."

Public Hearing closed: 2:27 p.m.

Public Hearing opened: 2:27 p.m.

Supervisor Villella: "Let the record show the time of 2:27 has arrived. Can 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 2:15 p.m. on September 16, 1998 to hear all interested persons who wish to be heard regarding the consideration of a local law amending Chapter 58 entitled A local law in relation to a temporary moratorium on the issuance of approvals and/or permits for thrift shops in the Town of Riverhead."

Adam Grossman: "Thank you, Barbara. The purpose of this public hearing this afternoon is consideration of a local law to impose a moratorium for a period of three months on any applications for thrift shops in the Town of Riverhead."

The reason for this moratorium is the Riverhead Town Board is considering revising the code in connection with applications for thrift shops because the current Riverhead Town Code doesn't adequately address that particular issue and so it will give the Town Board members an opportunity to consider and adopt changes to the code in connection with applications for thrift shops."

Supervisor of the Day Ferris: "Would anybody like to speak on this? Mr. Kasper-- "

William Kasperovich: "Thank you, Madam Supervisor. It's so nice to be up here, such a pleasant atmosphere and so many nice people from Riverhead being here with the Supervisor (inaudible) for the day."

With regard to this public hearing, my name is William Kasperovich, I live in Wading River. I had raised a question several months ago-- definition of thrift shops and I don't see that the definition comes into the scene. A moratorium of three months would indicate that there are pending applications prior to any changes. However, at (inaudible) thrift shop owner (inaudible). I do feel that a very exacting clear definition of what constitutes a thrift shop. If Tiffany's wants to come into Riverhead and sell used diamonds, I'm all for it. And there is a need for such thrift shops. So thrift shops (inaudible) worthy of their (inaudible) in Riverhead than those certain controls or (inaudible) are in order than this should not be strictly for (inaudible) and certainly not to deter people from coming

to the shopping area of Riverhead because Riverhead doesn't want Tiffany's (inaudible). Thank you."

Supervisor Villella: "Bill, you're absolutely right. We do have to tighten up on the definition, but Tiffany's is welcome. We just have to figure out which way we have to word it because antique stores, everything like that, we want those. So we have to word it a different way and thank you for bringing that up to us."

William Kasperovich: "You're welcome."

Supervisor Villella: "Anyone else like to speak on this? What Mr. Kas said; that's the reason why we're having the moratorium so we can check into this."

Councilman Kent: "So we can clean up the code. That's why we want to stop-- we don't want to go forward until we know what we're doing. So we're taking this step."

Supervisor Villella: "Steve."

Steve Haizlip: "Steve Haizlip of Riverhead. Oops, excuse me. Steve Haizlip of Edwards Avenue, Calverton. (Inaudible) The way I understand this, is the two shops already allowed-- of the thrift shops, is the two of them already being allowed or none is being allowed at all?"

Councilman Lull: "Steve, I think we have five downtown. Is that right, Adam?"

Steve Haizlip: "Well-- "

Adam Grossman: "I believe so. And we also have two applications in."

Steve Haizlip: "That's what I'm-- "

Supervisor Villella: "You're talking about the Dominican Sisters which is already open and approved and Lov-Em, I think-- I don't know if they're-- is that in yet, Sharon? It's in, okay. Those two are in. The moratorium is after that."

Steve Haizlip: "Okay. Now here's what I'm leading up to. You're going to have a moratorium and-- two months to go over the code

and clean it up and change the wording and so forth. Now, when you do that, if you're going to go back to the two that you allowed and reenact to put the new code into effect on them. In other words, if they are-- "

Councilman Lull: "Can't do that, Steve. Can't do that. The law was the way it was when they were accepted, then the law was the way it was. Just because we change the law doesn't change their acceptance. They have-- they are already part of the system. Yes."

Supervisor Villella: "The ones that we have now, we feel very comfortable with."

Steve Haizlip: "All right."

Councilman Lull: "In other words, it won't change anything pre-existing."

Steve Haizlip: "That's what I wanted-- "

Supervisor Villella: "And the other part is the ones that we do have in the Town, we want them to survive, like the ones from the church and everything, so we don't want to bring in anybody just to have a thrift shop. That's not what we're here for. So we want the ones that we have to survive and that's why we're putting the moratorium right now."

Steve Haizlip: "Right, okay. Thank you very much."

Supervisor Villella: "Anyone else like to speak on this? If not, the time is 2:34, I declare the public hearing closed."

Public Hearing closed: 2:34 p.m.

Supervisor Villella: "We're going to put a moratorium on ice cream stores. I like that idea. Sure. All right, the next on the agenda is the public comment on any of the resolutions that are in the packet. Would anyone like to speak on the resolutions?"

Councilman Kwasna: "Vinny, I'd also like to bring something up."

Supervisor Villella: "Yes."

Councilman Kwasna: "In our packet we also have four resolutions that are going to be coming off the floor. I just want to make you aware of before you get up and speak on the resolutions. Two of them are rejecting a bid for #4 and #6 fuel oil and also going out to rebid and publish bid on #4 and #6 fuel oil and then we have two resolutions on appointing recreational aides to the Recreation Department program, two resolutions on that, and then we have a couple of tabled resolutions from prior meetings. So I just wanted to let you know before anybody speaks on the resolutions tonight-- this afternoon, I mean."

Supervisor Villella: "Good. Thanks, Mark. Would anyone like to speak on the resolutions? Please come up. Steve."

Steve Haizlip: "Steve Haizlip of Calverton. The resolution that attracts me here 805, awards bid for annual town wide drainage contract. I would like to know, is that covering sumps only or is that--"

Supervisor Villella: "Town wide. Everything. Not just sumps. This is for the roads, drainage. Like we can't do the road-- Peconic Bay Blvd. yet until we get the drainage done first and then we do the road."

Steve Haizlip: "Okay. Now, could this be a time that I could request initiating a drain on Edwards Avenue?"

Supervisor Villella: "I think there-- "

Steve Haizlip: "If I'm out of order I can bring it up some other time when it's appropriate."

Supervisor Villella: "We could take the information. I think there is something that is going up on Edwards Avenue-- Riley and Edwards Avenue. I'm pretty sure there is something."

Steve Haizlip: "This is Edwards Avenue, south of 25. It's down by my area because the road goes and rises and then drops and then it floods very bad."

Supervisor Villella: "Is it by the farmland? Is it runoff from the farmland?"

Steve Haizlip: "Yes, down below DeLalio."

Supervisor Villella: "Okay. You can bring it to Edna's attention-- Kim's here."

Steve Haizlip: "Kim. Okay. All right. And if you need any further details, I can bring them to you later. All right. Now, one resolution that I am very happy to see on here today and that's 826."

Supervisor Villella: "I'm not even going to look at it. It must have something to do with water."

Steve Haizlip: "It's a water that I've been waiting for six and a half years on Edwards Avenue and River Road."

Councilman Lull: "I'm surprised you don't have a hat today with 52 on it."

Steve Haizlip: "Well, I've been-- "

Supervisor Villella: "Where's George?"

Steve Haizlip: "I've been thinking about it. George is unable to leave the range today because he couldn't get no (inaudible). So he asked me to bring up something later on. I've been thinking about that, Jim, on a hat, 52. The only thing I can do is take one of (inaudible) and put 52 on it. I think I'll have it ready for the public hearing. Now, this 826, doesn't give a date of any public hearing, but I'm hoping that it will be coming up, October 7th I believe is the first meeting in October."

Councilman Kwasna: "We're looking it up right now."

Steve Haizlip: "You're looking it up now. Good. It says proposed, establish proposed-- in other words, it's not a done deal yet because it has proposed."

Councilman Lull: "That's why we have to have the public hearing."

Steve Haizlip: "Yes. Well, that's why the word proposed is in there. All right. Okay then."

Supervisor Villella: "We're still looking for you."

Councilman Lull: "September 6th-- "

Steve Haizlip: "I hope it's coming up October 7."

Supervisor Villella: "October 6th at 7:10 p.m."

Steve Haizlip: "Oh, October 6th."

Supervisor Villella: "October 6th."

Steve Haizlip: "All right. Very good."

Barbara Grattan: "Page 5."

Steve Haizlip: "Huh?"

Barbara Grattan: "Page 5 of that resolution."

Steve Haizlip: "All right."

Councilman Kwasna: "He doesn't have the full resolution."

Steve Haizlip: "I've got to have some support here."

Barbara Grattan: "Go to my office, Steve, there's an extra copy there."

Supervisor Villella: "Bill has it. He has the copy."

Steve Haizlip: "All right. I'll get it. Thank you."

Supervisor Villella: "Anyone else like to speak on the resolutions tonight? Today, I'm sorry. Bill."

William Kasperovich: "William Kasperovich from Wading River. Madam Supervisor, thank you for this opportunity to enable a citizen to speak in this democracy. And your being a part of it makes it a special thing."

Supervisor of the Day Ferris: "Thank you."

William Kasperovich: "Resolution 838-- "

Councilman Lull: "Do you want some information on that, Bill?"

On 838."

William Kasperovich: "There's going to be an affair on November the 7th between the hours of 10 in the morning until noontime and it's to me a current thing that the people in this country adopted from the indians and that is foot racing. Foot racing is racing by foot and that is two words. Foot racing. It seems we have put it together as one, a 5K footrace. One word. And I find that somewhat misleading not to spell it as two words. But if the Supervisor would notice that, that even as adults can misspell words, this would be for November the 7th and for the Riverhead Foundation for Marine Research and Preservation.

(Inaudible) something that's a little more serious-- "

Supervisor Villella: "Well, I think the Supervisor might have something to say on that, Bill."

William Kasperovich: "Yes. I'm listening."

Supervisor of the Day Ferris: "I'll fix that."

William Kasperovich: "Thank you. I hope that a few years from now, we'll see your name on the ballot running for Supervisor."

On Resolution 834, I can't understand why the resolution comes for approval after it has been published and why the Supervisor who's also Police Commissioner hasn't been into this as to what is it that's changed or added or deleted-- as it affects the residents."

Supervisor Villella: "Bill, this adopts the new edition of the Riverhead Police Department rules and regulations. It's in effect on October 1st, 1998. So we have to pass a resolution to put it into effect. It's not in effect yet until we pass this. Does that take care of the problem you have with that?"

William Kasperovich: "Well, it would seem that you would first approve it before it's published."

Supervisor Villella: "We're going to adopt it today for publication that starts October 1st. I have a copy in my office and there's one in the Town Clerk's office if anyone would like to see it. The Chief did a tremendous job with this and very proud of the new rules and regulations."

William Kasperovich: "All right. But his boss is the Town Supervisor."

Supervisor Villella: "Correct. And that's why we're doing this resolution."

William Kasperovich: "After his approval, it comes here. I don't know. It looks to me like putting the horse behind the cart."

Supervisor Villella: "Well, we haven't started it yet, Bill."

William Kasperovich: "All right. The one thing I would like to put forth on resolutions pointedly refer to the Town Attorney to legally advise the Town Board how long in time that the resolution stands in force. After 50 decades, does it just become invalid or disappear or what happens? It seems that we have resolutions in the past that are not taken into consideration or adopted. I would like that to be in a work session in the near future."

Supervisor of the Day Ferris: "Thank you, Mr. Kasp."

William Kasperovich: "You're welcome, I'm sure."

Supervisor Villella: "Adam, would you like to say something on that?"

Adam Grossman: "Yes. I just wanted to make one comment, that is when a resolution is adopted by the Riverhead Town Board, there is no time limitation as to how long that resolution is to stay in effect. However, subsequent resolutions of the Town Board dealing with the same issue could either revise or rescind a resolution and, in fact, in many instances resolutions have subsequently been rescinded by the same Town Board on future occasions. But there is no time limitation that I'm aware of and perhaps Bill raises an issue as to, you know, our taking maybe a comprehensive look as to exactly what resolutions perhaps shouldn't be in effect at this time as currently are."

Supervisor Villella: "Very good. And we thank Bill for bringing it up to us."

Adam Grossman: "Yes."

Supervisor Villella: "Okay. If no one else wants to speak on

the resolutions, we will go with the resolutions. You are going to do the tabled ones-- I'm sorry, Steve. You must have got all excited with that water extension 52, you forgot-- "

Steve Haizlip: "Well, I didn't-- I got in here late from my meeting and I just couldn't go over these things fast enough. I wanted to ask you about this resolution 837. Am I interpreting this to say if you want to get an attorney to appeal to our Zoning Board of Appeals to maybe change their mind to issue a permit to the Tanger Office Max-- I'd like just a little bit of clarification on that. Could one of you fine gentlemen maybe the attorneys over there, clear this up for me?"

Adam Grossman: "Well, Steve, I'll do the best I can to clarify it for you exactly what this procedure is."

Steve Haizlip: "All right."

Adam Grossman: "It's an unusual procedure--"

Steve Haizlip: "I believe it is."

Adam Grossman: "It is. The body of government in the Town of Riverhead that does interpretations of the Riverhead Town Code is not the Town Board of the Town of Riverhead. It is the Zoning Board of Appeals of the Town of Riverhead. So that if someone has a question as to a particular section of the Town Code as to what the intent is, what it is supposed to mean, and when it is unclear to interpret that section of the Town Code, somewhat, whether it be the Town Board or whether it be an applicant or an objection to an application they would be going in order to get an interpretation only from the Zoning Board of Appeals of the Town of Riverhead."

In this instance, we have a permit that was issued by the Building Department and there is a procedure in Town Hall that allows for the Town Board in this instance to appeal the Zoning Board of Appeals decision for an interpretation of the Riverhead Town Code. And that's exactly what's being done. Does that make any sense?"

Steve Haizlip: "It sounds a little like to me when I was in the service there was a manual called 001 which was maintenance of an aircraft system and it says right in the front that-- said right in the front, interpretations within this standard of this maintenance manual will be up to each individual. And then it goes on and

unwritten words is not in there but it goes on to read that the maintenance sgt. or the maintenance officer or the line mechanic can interpret to suit their own (inaudible) needs. But somebody, somewhere has got to be the party, the word I'm looking for is authority-- hey, this is it, this is what it is and this is the way it's going to go. Because otherwise, you're going to have this bickering back and forth between all these agencies if you don't get this stuff in plain understandable language. That's the way I see it."

Supervisor Villella: "Thank you, Steve. I guess that's it then. All right. Let's us go into the resolutions. You are going to help us out with this, Kaitlyn. Let's go to the tabled ones."

Councilman Kwasna: "I've got it. Tabled resolution #777 which approves the revised rates of H2M. Move to bring it off the table."

Councilman Cardinale: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Kaitlyn, yes. The resolution is brought off the table."

Councilman Kwasna: "I'll move resolution 777 approves the revised rates of H2M. So moved."

Councilman Lull: "Second."

Supervisor of the Day Ferris: "Moved and seconded."

Councilman Kent: "Discussion."

Supervisor Villella: "Discussion."

Councilman Cardinale: "The-- Chris and I have been discussing this and I think we have the same reservation. Chris was working on a comparison of the old and the new chart here. It's my understanding and then I'll let Chris pick up the comparison which he's worked up, that this is-- these rates are by adoption by us incorporated into the small deals we give H2M to do inspections in matters of less than-- somewhere less than \$5,000. However, by adopting the schedule, we're adopting the increase."

The increase, as Chris will lay out for you are much greater than those increases which we're offering our own employees so it appears to me inappropriate for us to pass this schedule. Chris, would you-- "

Councilman Kent: "Well, I have worked up some numbers and their proposed rate increases are anywhere between 7% and 25%-- as high as 25% and I would have a question for Jack, if he would approach the microphone."

Supervisor Villella: "Jack."

Councilman Kent: "I'm not trying to put him on the spot but I have a question that-- the question is this. Are these rates that we pay or are these rates that we pass along as costs for projects that we do at the Town level? Do we pass these along or do we pay these rates ourselves?"

Jack Hansen: "(inaudible)"

Councilman Kent: "Yes."

Jack Hansen: "Yes."

Councilman Kent: "Excuse me?"

Jack Hansen: "Both."

Councilman Kent: "We do both. And the rate has-- "

Jack Hansen: "If it's a subdivision that's getting water extension for example, the subdivision is paying for it, the developer is paying for it, passed along to the developer. We're doing an extension for example like 52, H2M's rates are H2M's rates and (inaudible) as far as that water extension. Pass along to those taxpayers in that extension."

Councilman Kent: "Okay. I'm not so happy about the latter. The former doesn't really matter; we're passing it along to developers. But if we're paying an increase of this amount, percentage-wise to these various employees on projects that they're doing for us that we pay for, I think these are high increases."

Jack Hansen: "Right. Some of those people that are demonstrated on that list are all their employees. Not all their employees are working on jobs for the Town of Riverhead. So if you have different rates, you may want to pay particular attention to the ones that work consistently for us."

Councilman Kent: "Well, from this list I can't tell the difference."

Jack Hansen: "That's what I'm suggesting. For example, Don (inaudible) is one of the principals at H2M. He doesn't do any work for us as an example. I don't know what his percentage was-- that would be a typical example, not every one of those people work for us. Bob (inaudible) works for us, for example on inspections for the Water District (inaudible). He would be-- (inaudible). So I'm saying is you have a lot of people there, they just give us a master list of all their people and every year they give increases to their employees. I can't tell you how they base-- (inaudible) would bill us based on their hourly rates. Again, like (inaudible) on large jobs such as the Route 58 sewer extension, that is based on what is known as the (inaudible) curve, a percentage of the (inaudible). So the rates that you see before you (inaudible). Does that answer your question?"

Councilman Kent: "Yes, you did. Again, so these people are asking for rate increases-- for those parties that we pay for directly-- they're asking for rate increases that are greater than what we're offering our own employees in the Town. You can't answer probably unless you get a better analysis of the-- "

Supervisor Villella: "Have you checked last year's or this year-- the difference?"

Jack Hansen: "That's what-- I guess, Phil and Chris are-- "

Councilman Kent: "Well, I'm looking also by the way as a second note, the rate sheet that I was working off was dated January 1, 1998 and these increases are July 1, 1998."

Jack Hansen: "Correct."

Councilman Kent: "So that's only six months."

Jack Hansen: "January 1st rate would not have increased. What they do, they increase every July, and what they do is they send us a

rate schedule every six months to include or exclude as their employment roll changes."

Councilman Kent: "Okay. So then the percentage figures I gave you were correct. I was going to say if they're giving us these rate increases every six months, it could be as much as double the rate-- the percentage increases that I said at the beginning, seven to 25%."

Jack Hansen: "They only (inaudible) their employees every summer."

Councilman Kent: "Okay. Do you feel we need a list of those employees who are actually working for the Town or does this not-- "

Supervisor Villella: "I would feel better. This way we know what the rate increases are."

Councilman Kent: "Some of these are pretty substantial."

Supervisor Villella: "Jack, can you-- we're going to table this again. We're going to ask them to give us a list of the people that work for the Town and what their increases are. I'm sorry, not you, Jack, but we'll tell Gary to do it. Okay. I appreciate it. Thanks a lot. So we'll just leave it on the table."

Councilman Cardinale: "I would ask that-- or move that this be retabled for further discussion at work session."

Councilman Lull: "Second."

Supervisor Villella: "That was seconded. Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Kaitlyn, yes. The resolution is tabled."

Resolution #774

Councilman Kent: "I have a question on this before we even bring it off the table. Have we received a second letter or a third letter or a fourth letter at this point?"

Supervisor Villella: "This is fine the way it is."

Councilman Kent: "Okay."

Councilman Cardinale: "Okay. I would ask that this-- move that this be untabled."

Councilman Lull: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Kaitlyn, yes. The resolution is brought off the table."

Councilman Cardinale: "Has he requested a leave of absence or a straight resignation?"

Supervisor Villella: "Leave of absence."

Councilman Cardinale: "We can accept his resignation-- we're not going to give him a leave of absence."

Unidentified: "The letter that we received accepting-- agreeing to his resignation and he asked us to reconsider his leave of absence. There was no reason to do so or (inaudible)."

Councilman Cardinale: "It seems mutually exclusive, if he resigns we won't have to worry about his absence, that's for sure."

Supervisor Villella: "So we'll continue on this one. We'll untable it and then vote on-- "

Councilman Cardinale: "You mean we have to vote on this as well? I'll abstain. I'm very confused about his request. Want to untable it? Yes, I'd like to untable it. Now, would you like me to vote?"

Supervisor Villella: "No. Now we're bringing it on the table."

Councilman Cardinale: "Oh, okay."

Barbara Grattan: "Now, who wants to bring it on the table?"

Councilman Kent: "I thought we already did that."

Councilman Villella: "No. We untabled it."

Councilman Kent: "Oh, move the resolution. I'll move it."

Councilman Lull: "I'll second it, yes."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale."

Councilman Cardinale: "I'm going to abstain because I'm totally confused about whether he wants to resign or be-- or get a leave of absence or just out for a walk."

Councilman Kent: "I will also abstain based on his conflicting letters and that we do not have an actual request for a resignation, I will abstain."

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

Councilman Cardinale: "We should probably confirm for the record that as Kaitlyn votes, she's voting on behalf of the Supervisor unless he objects immediately, in which case we'll know she is not voting on behalf of the Supervisor, particularly on those three-two votes."

Resolution #770

Councilman Cardinale: "I should say with the authority of the Supervisor."

Supervisor Villella: "You've got to take it off the table. Chris."

Councilman Kent: "I'll move it off the table, No. 770, appointing the law firm of Twomey, Latham, Shea & Kelley in connection with the lawsuit entitled TS Haulers, Inc. v. Town of Riverhead."

Councilman Cardinale: "Seconded."

Councilman Kwasna: "If this is without the addendum then we can second it, right?"

Councilman Cardinale: "That's correct."

Councilman Kwasna: "Okay."

Supervisor Vilella: "It was seconded. Okay. Moved and seconded."

The Vote: "Cardinale, yes, to bring it off the table; Kent, yes; Kwasna, yes; Lull, yes; Kaitlyn, yes. Okay, resolution is off the table."

Councilman Kent: "I'll move the resolution appointing the law firm of Twomey, Latham, Shea & Kelley in connection with the lawsuit entitled TS Haulers, Inc. v Town of Riverhead."

Councilman Kwasna: "I'll second."

Supervisor Vilella: "Moved and seconded."

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

Resolution #769

Councilman Kent: "What are we moving here now?"

Barbara Grattan: "769."

Councilman Kent: "Okay. This is the federal lawsuit, we're appointing the law firm of Twomey, Latham, Shea & Kelley in connection with the lawsuit entitled Calverton Industries LLC v Town of Riverhead, et al. Move it off the table."

Councilman Kwasna: "Second."

Supervisor Vilella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Kaitlyn, yes. The resolution is brought off the table."

Supervisor Vilella: "Adam."

Adam Grossman: "Yes. This resolution should be adopted again without the addendum."

Councilman Kent: "Move it without the addendum."

Supervisor Vilella: "Now, we'll bring it on the table."

Councilman Kent: "I hereby move the law firm of Twomey, Latham, Shea & Kelley in connection with the lawsuit entitled Calverton Industries LLC v Town of Riverhead, et al federal lawsuit. So moved."

Councilman Kwasna: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, no; Lull."

Councilman Lull: "This is a federal civil rights suit which involved the Town and involves six individuals in the Town. I do believe that the Public Employees Law allows individuals to-- individual people who are named in such cases to have their own counsel. I listened to the argument of counsel in executive session, and was not moved by it and I still believe we should be allowed our own counsel in this case. So I will vote no."

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

Resolution #768

Councilman Kent: "Again, we're moving this without the addendum off the table. Appoints the law firm of Twomey, Latham, Shea & Kelley in connection with the lawsuit entitled Calverton Industries LLC v Town of Riverhead, et al, Supreme Court action. So moved."

Councilman Kwasna: "Second."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Kaitlyn, yes. The resolution is brought off the table."

Councilman Kent: "I now move the resolution appointing the law firm of Twomey, Latham, Shea & Kelley in connection with the lawsuit entitled Calverton Industries LLC v. Town of Riverhead, et al,-- "

Supervisor Villella: "We did that already."

Councilman Kent: "No. We only brought it off the table. I'm moving the resolution."

Supervisor Villella: "That was federal. Okay."

Barbara Grattan: "We did the federal."

Councilman Lull: "I don't have a copy of that one."

Barbara Grattan: "769 is what we just did. Now we're doing 768."

Councilman Lull: "My fault, sorry."

Supervisor Villella: "No, it's not your fault. No problem."

Barbara Grattan: "We're on 768."

Councilman Kent: "I just moved it again."

Councilman Kwasna: "I seconded it."

Supervisor Villella: "Moved and seconded."

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

Councilman Cardinale: "Is that it for the tabled motions? Before we move to the new-- I have a comment. Although I disagree with Mr. Lull's analysis and agree with the legal analysis, I want to point out that on 769 we just retained the firm to represent the Town of Riverhead. Since the five of us are being sued, I think we better do something passing a resolution to allow that firm to represent us as well. We have a resolution (inaudible) there's five named defendants plus Sharon that need also to be defended in that action. I don't see a resolution addressing that."

Adam Grossman: "Right. There are a couple of procedures that we have to follow in order to do that and I have drafts of letters I have received from all of you and this is something that has to happen this week, and then I will be submitting a response and then we can proceed with having a resolution you're suggesting."

We don't have a return date on this until October 3rd, so-- "

Councilman Cardinale: "Okay, great."

Councilman Kent: "It doesn't say who they're representing."

Councilman Cardinale: "The Town of Riverhead."

Councilman Kent: "In the resolution."

Councilman Cardinale: "So you're aware of that, you've got that under control?"

Adam Grossman: Yes. And it's probably going to require a Special Board Meeting for that."

Councilman Lull: "You're also going to have to have a same kind of resolution dealing with the Building Department, too."

Councilman Cardinale: "Thank you."

Supervisor Villella: "Are you going to start the resolutions, 799?"

Resolution #799

Councilman Cardinale: "This resolution approves the application of Townscape, Inc. In regard to the Riverhead County Fair scheduled for October 11, 1998 between 11 to 5 with a rain date of October 18. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

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

Supervisor Villella: "He's chairperson, that's why he has to abstain."

Resolution #800

Councilman Kent: "This authorizes the Town Clerk to post and publish notice to bidders for Suffolk Life sewer connection. So moved."

Councilman Lull: "Second."

Supervisor Villella: "Moved and seconded."

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

Resolution #801

Councilman Lull: "It's a resolution and consent approving the dedication of highways known as Sound Breeze Trail, Pansy Court, N. Wading River Road, roadline dedication and recharge basin. So moved."

Councilman Kwasna: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwasna, yes; Lull, yes; Villella, yes. I'm sorry, Kaitlyn. The resolution is adopted."

Resolution #802

Councilman Kwasna: "802 sets the policy and fees charged for the Recreation Department programs. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

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

Resolution #803

Councilman Cardinale: "This resolution authorizes the establishment of a petty cash fund for the Supervisor's Office which actually is already in effect and they're just assigning it from the past Executive Assistant Lynn McDonald to Edna M. Houston. In any event, Vinny doesn't touch it so I move the motion. And it's only \$100."

Councilman Kent: "And it's only \$100."

Supervisor Villella: "Oh, gee, they're only giving us \$100, Kaitlyn."

Councilman Kent: "I'll second that."

Supervisor Villella: "Moved and seconded."

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

Resolution #804

Councilman Kent: "This authorizes the attendance of one member of the Board of Assessors at an assessor seminar from October 3rd through the 7th in Syracuse. So moved."

Councilman Lull: "Second."

Supervisor Villella: "Moved and seconded."

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

Resolution #805

Councilman Lull: "Which should be good news for those who have been showing up and asking about what's happening with Peconic Bay Blvd. This resolution awards bid for annual townwide drainage contract. So moved."

Councilman Kwasna: "Second."

Supervisor Villella: "Moved and seconded."

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

Resolution #806

Councilman Kwasna: "806 appoints seven recreational aids to the riverhead Recreation Department. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

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

Resolution #807

Councilman Cardinale: "This resolution accepts the letter of resignation of Lyn McDonald who I happen to know did, in fact, resign and is in her new job with Cablevision and we thank her for her efforts on behalf of the Town. So moved."

Councilman Kent: "Second."

Supervisor Villella: "Moved and seconded."

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

Supervisor Villella: "I would like to say something on this. Lyn wherever you are watching on Cablevision, working for Cablevision, you did a great job and I want to thank you for helping me out the first six-- seven months. I really appreciate it. Thanks a lot, Lyn."

Resolution #808

Councilman Kent: "This is a budget adoption Capital Project known as water extension #55. So moved."

Councilman Lull: "Second."

Supervisor Villella: "Moved and seconded."

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

Resolution #809

Councilman Lull: "This is a general fund budget adjustment from appropriated fund balance to a variety of different areas. So moved."

Councilman Kwasna: "Second."

Supervisor Villella: "Moved and seconded."

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

Resolution #810

Councilman Kwasna: "This is another Water District budget adjustment, moving \$26,000 from the fund balance to be used for \$2,500 for field equipment, \$10,000 for chemical expense, \$1,500 for postage and \$12,000 for miscellaneous motor equipment. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

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

Resolution #811

Councilman Cardinale: "This resolution regarding Meadowcrest III is a water extension capital budget adjustment whereby we take the developer fees in the amount of \$163,700 and pay for some construction, legal expense, and the like. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

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

Resolution #812

Councilman Kent: "It's the 1998 recreation capital improvement project budget adoption. So moved."

Councilman Lull: "Second."

Supervisor Villella: "Moved and seconded."

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

Councilman Kent: "If I could just-- I'm sorry-- if I could just explain that last resolution. What we're finally doing here is something we've been discussing for three months. We're going to be repairing the fence at the Town park at Two Bears and we're going to

be putting in some signage at the Two Bears park and we're going to be installing lights at the Jamesport recreational facility for the basketball and tennis courts. So I think that's going to be welcome in that area."

Supervisor Villella: "Yes. A big plus."

Resolution #813

Councilman Lull: "Also recreation and also in Jamesport. Authorizes the Town Supervisor to execute a change order for the roof replacement, George M. Young Community Center. So moved."

Councilman Kwasna: "Second."

Supervisor Villella: "Moved and seconded."

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

Resolution #814

Councilman Kwasna: "Okay, 814 promotes Brian Keller to Detective First Class Riverhead Police Department. Let me just read part of it. Whereas, Brian Keller is a certified police officer with the Riverhead Police Department currently serving in the capacity of Third-- Detective Third Grade and we're moving him to Detective First Grade. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

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

Resolution #815

Councilman Kent: "815 promotes Richard Von Voigt from Detective Second Grade to Detective First Grade. So moved."

Councilman Lull: "Second."

Supervisor Villella: "Moved and seconded."

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

Resolution #816

Councilman Lull: "Authorizes attendance of police officer at Drug Awareness Resistance Education, that's the D.A.R.E. instruction in Vestal, New York. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

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

Resolution #817

Councilman Cardinale: "This resolution authorizes the Town Clerk to publish and post the attached public notice of intent to provide transportation for elderly persons and person with disabilities utilizing federal funds. So moved."

Councilman Kwasna: "Second."

Supervisor Villella: "Moved and seconded."

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

Resolution #818

Councilman Kwasna: "818 authorizes the Supervisor to execute agreement with St. John the Baptist RC Church in Wading River. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

Councilman Kent: "Question on this. Is this at any cost to the Town? Do we have any cost on these agreements? I know we're doing two of these right in a row."

Supervisor Villella: "There is a small cost, not that much. Two or three thousand."

Councilman Kent: "For the year?"

Supervisor Villella: "Yes, for the year, to use their facilities for nutrition center-- for their meeting facility I should say."

Councilman Kent: "Have you seen these agreements, Adam?"

Adam Grossman: "Actually, I'm not sure that I have. Probably if I didn't, I'll (inaudible), so it did go through my office. I'm pretty sure I did."

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

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale."

Councilman Cardinale: "Yes. I would vote or it so long as it is understood that, Adam, you'll be reviewing it prior to its signature?"

Adam Grossman: "Yes."

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

Councilman Lull: "Chris, I think that all-- it's within a budget. That's the key there."

Councilman Kent: "I understand. I just wondered-- I'm just asking questions. I don't know if they pay for this or not."

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

Resolution #819

Councilman Kent: "819 ratifies the authorization for Supervisor to renew and execute agreement with the North Shore United Methodist Church, again, for weekly meetings by the Wading River Seniors Club. So moved."

Councilman Lull: "Second."

Supervisor Villella: "Moved and seconded."

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

Resolution #829

Councilman Lull: "Promotes Janet Griffin in the Account Department, Senior Account Clerk Typist. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale."

Councilman Cardinale: "Yes. Prior to my vote here, I'd like to note, I discussed this with the Supervisor immediately before the meeting and it's my understanding that these four-- on this meeting, but that other heads of departments are discussing with the Supervisor promotions, and we will see them in the next several meetings. With that understanding, I vote yes."

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

Resolution #821

Councilman Cardinale: "This again promotes an Account Clerk Typist in the Accounting Department to the position of Senior Account Clerk Typist. So moved."

Councilman Kwasna: "Second."

Supervisor Villella: "Moved and seconded."

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

Resolution #822

Councilman Kwasna: "This resolution promotes Marianne Schott

from Account Clerk Typist to Senior Account Clerk Typist in the Accounting Department. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

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

Resolution #823

Councilman Kent: "823 promotes Lauren Kratoville from Account Clerk Typist to Senior Account Clerk Typist in the Accounting Department. So moved."

Councilman Lull: "Second."

Supervisor Villella: "Moved and seconded."

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

Resolution #824

Councilman Lull: "Authorizes the Supervisor to execute declarations and easements having to do with Sound Design Homes at the Village of Wading River. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

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

Resolution #825

Councilman Kent: "Resolution 825 is the increase and improvement of the facilities of the Riverhead Water District in the Town of Riverhead, Suffolk County, New York. It's calling for a public hearing to be held in the Town Hall, in the Town of Riverhead on the 6th day of October, 1998 at 7:15 and that this will be published in the-- this notice of public hearing will be published in

the Riverhead News Review. So moved."

Councilman Kwasna: "Second."

Supervisor Villella: "Moved and seconded."

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

Resolution #826

Councilman Lull: "826, I'm sorry. That was my mistake, Chris. That's this one here. 826 calls public hearing for the establishment of proposed extension to the Riverhead Water District known as Extension 52 Edwards Avenue and River Road. So moved,"

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale, yes; Kent, yes; Kwansa, yes; Lull, yes; Kaitlyn, yes. The resolution is adopted."

Resolution #827

Councilman Cardinale: "This resolution is a budget adjustment within the Community Development Agency in which we got a lot of money on the lease and we're attributing it to a lot of expenses that we also have upon obtaining the Grumman property. So moved."

Councilman Kwasna: "Second."

Supervisor Villella: "Moved and seconded."

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

Resolution #828

Councilman Kent: "Appoints Nancy Tesoriero as a 90 day part time Senior Citizen Aide. So moved."

Councilman Lull: "Second."

Supervisor Villella: "Moved and seconded."

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

Resolution #829

Councilman Lull: "Ratifies the appointment of 90 day temporary part time Senior Citizen Aide; this is Christine Palmer. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

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

Resolution #830

Councilman Cardinale: "This resolution is a budget adjustment, Police Athletic League, whereby we're taking \$700 from appropriated fund balance and buying some football uniforms. So moved."

Councilman Kwasna: "Second."

Supervisor Villella: "Moved and seconded."

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

Resolution #831

Councilman Kent: "This authorizes attendance at a workshop in Schodack, New York, I think that's a hopping metropolis upstate somewhere, for somebody-- for some police officers. So moved."

Councilman Kwasna: "Second."

Supervisor Villella: "Moved and seconded."

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

Resolution #832

Councilman Cardinale: "This is a budget adjustment, Sewer District, whereby we're moving around about \$30,000 from appropriated fund balance to purchase. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

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

Resolution #833

Councilman Lull: "This is a budget adjustment in the joint Scavenger Waste District. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

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

Resolution #834

Councilman Lull: "834 adopts the Riverhead Police Department rules and regulations pursuant to Chapter A114 Police Rules and Regulations of the Riverhead Town Code. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

The Vote: "Cardinale."

Councilman Cardinale: "Yes, I'm going to vote yes and I would like to commend Police Chief Grattan. It was an extension revision and I believe a big improvement to what previously was in effect. So vote yes."

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

Resolution #835

Councilman Kwasna: "This adopts an amendment to Chapter 108 entitled Zoning of the Town Code of Riverhead. It just changes one sentence in the code to add Industrial C use as a 65% maximum site clearance percentage into the Zoning Code. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

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

Resolution #836

Councilman Cardinale: "This resolution approves the site plan of Riverhead Enterprises for a store front renovation in Riverhead. So moved."

Councilman Lull: "Second."

Supervisor Villella: "Moved and seconded."

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

Resolution #837

Councilman Lull: "837 authorizes the Town Attorney to appeal to the Zoning Board of Appeals of the Town of Riverhead, the issuance of a use permit to Tanger for Office Max. So moved."

Councilman Kent: "Seconded."

Supervisor Villella: "Moved and seconded."

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

Councilman Lull: "I'm going to vote yes, too, but I have a problem with the wording, and that is one of the Whereas, it says the Riverhead Town Board is of the opinion that the use permit was issued in error and the interpretation of the language of the Riverhead Town Code. I believe the fact that there is an interpretation is the reason why we're referring it to the Zoning Board of Appeals. As Town Board, we are executive and legislative leaders of this Town, but we

do not have a judicial function and the judicial function is the interpretation and so although I do want to see this referred to the Zoning Board of Appeals, first of all, I don't disagree with the position of the Building Department. I think his decision was the right one given the code he had. But I do believe that a real interpretation is going to have to come from a judicial source and that's the ZBA, so I vote yes."

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

Resolution #838

Councilman Kwasna: "838 approves the application of Riverhead Foundation for Marine Research and Preservation. This is for the foot race to be held on November 7 between the hours of 10:00 a.m. and 12 noon. This is going to take place-- I think it's going to start at the area of the Foundation, proceed down Riverside Drive and return down Riverside Drive to the Foundation. It comes out to about three miles. It's a short race-- foot race. So moved."

Councilman Cardinale: "Seconded."

Supervisor Villella: "Moved and seconded."

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

Resolution #839

Barbara Grattan: "Is to pay bills."

Councilman Lull: "So moved."

Councilman Kwasna: "Second."

Supervisor Villella: "Moved and seconded."

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

Resolution #840

Barbara Grattan: "Resolution #840 is to reject and rebid-- "

Councilman Lull: "#840 authorize to reject and rebid 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; Kaitlyn, yes. The resolution is adopted."

Resolution #841

Councilman Kent: "Authorization to publish bid for #4and #6 fuel oil. So moved."

Councilman Kwasna: "Second."

Supervisor Villella: "Moved and seconded."

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

Councilman Kwasna: "I just want to add to this that if people are wondering why the Town of Riverhead is using #4 and #6 oil, it's for the Calverton facility is where we're using #4 and #6 oil now, which we never used before. Yes."

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

Resolution #842

Councilman Kent: "I move that we appoint Gilbert Henderson as a recreation aide to the Recreation Department programs. So moved."

Councilman Lull: "Second."

Supervisor Villella: "Moved and seconded."

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

Resolution #843

Councilman Lull: "This is same thing, appoints recreation aide,

Jason Hubbard. So moved."

Councilman Kent: "Second."

Supervisor Villella: "Moved and seconded."

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

Supervisor Villella: "You did a great job with that, Kaitlyn. All right. We have to have public comment. No one signed cards out there, I don't believe it. Okay. We have to remember that. Okay. We're going to take a five minute break. Yes, recess."

Recess: 3:30 p.m.

Meeting reopened: 3:41 p.m.

Supervisor Villella: "Who would like to speak? It's all yours. Before you speak, Steve, before you speak, I have a little announcement to make. Cablevision will be showing the famous softball game that we had last Friday night, September 17th at 4:30, September 18th at 4:00, and September 22nd, 6:00. Now you have to watch this everybody out there, because Phil practiced this very well. He did a swan dive, running down first base, and he practiced it. He did it beautiful. It wasn't that he was kidding. He actually performed this."

Councilman Kent: "And the great thing was his consistency. He did it exactly the same way twice."

Councilman Cardinale: "That's true; that's true."

Supervisor Villella: "That was me; I pulled a muscle in the leg. You're absolutely right, Ron. Okay. Steve, your show."

Steve Haizlip: "Steve Haizlip of Calverton. So the game-- so it's the same game, but they're showing it three different dates?"

Supervisor Villella: "Yes."

Steve Haizlip: "Okay. First off, I want to-- "

Councilman Kent: "And you know what, Steve? Just to-- I bet we

win all three times."

Steve Haizlip: "Yes. Let me see, oh. First off, I wanted to ask Jim here on the park, (inaudible) at Edwards and Riley, I hope that this doesn't come to you, Jim, as consistent bugging you, but-- "

Councilman Lull: "No. But you have to. Ken and I have talked about it and what we're-- we're still waiting for what's going to be the completion of the fencing and I don't know exactly when that's going to be."

Steve Haizlip: "Well, speaking of fencing there was a fence-- speaking of fencing, there was a fence put in yesterday at the head of the rock drainage which is a sheer cliff drop off, and they used like 8 by 8's and 4 by 6 or 8 rails which is pretty strong there so-- but nothing else has been done."

Mark, since you're on the Handicap Committee, I discussed with you in a brief late the other day when we happened to meet by the highway barn, about these here handicap slots that's cut into the walkways, one being at the North Fork Bank and the other one being over where the old (inaudible) store. Have you been able to come up with anything about the-- "

Councilman Kwasna: "No. Not at this time, Steve. Haven't found it anywhere in any code where-- what Steve is talking about is where they have a curb cut that cuts into a sidewalk where it creates a dangerous bump or where somebody walking down the sidewalk might trip on it or whatever and they put up these handrails there to protect the cutout of the sidewalk. There's-- as far as I can see right now, there's isn't any particular color that they have to be painted. You said these are painted red, you thought it would be-- they would stand out a little bit better if they were painted black and yellow stripes-- "

Steve Haizlip: "Well, that's not-- see, that's not just my opinion. I think that comes from OSHA and I believe what I'm going to have to do is to try to get one of those figureheads in Washington down there in one of these agencies to see if I can get a copy of the OSHA manual, what is required for handicaps and cutouts and wheelchair accessways and so forth. So I think we can go from that."

Councilman Kwasna: "I'm sure there's-- it probably refers back to certain dimensions of the cutout because we have these same cutouts

n almost every street corner and there is no handrails or anything protecting somebody from accidentally tripping on it-- "

Steve Haizlip: "No, that's just a gradual walk up."

Councilman Kwasna: "Yes, it would depend on the slope of the street."

Steve Haizlip: "I want to bring up to the attention of the Town Board about our blood drive on the 8th of September, which I believe was very successful. We had 55 pints and it was-- it started off slowly, it was a gloomy day and it started off slowly. But it did increase as the weather increased and got better and one thing that Nancy Mixman (phonetic) the director of the Golden Donor Blood Drive always-- rely on me to thank the Town for their cooperation in helping to make these drives successful as they are."

And I just want to comment briefly on this resolution 777 that you brought off the table, off the table, I think you put it on the table (inaudible). I'm kind of proud of the fact that we've got a board member that thinks for the Town and try to help save us what little money we can. You know, I agree myself, back in Melville if you've got 40 people up there, my God, don't assess us for what you charge those 40 people, just assess us for what you use here. And that's quite okay in my book, so, and the last thing, I'm glad this resolution 826 is finally here. Now, I wish you had been here five years ago, but unfortunately we all don't possess a lot of money in that area so we couldn't get it immediately same as Mr. (inaudible) and Mr. Miller. But we're getting there."

Councilman Kwasna: "Steve, I have a question for you. Monday morning, how did it feel to set foot back on Calverton property again?"

Steve Haizlip: "Oh, you're talking about the ceremony. Oh, you know, I went in with Jim (inaudible) he's my good buddy, we worked together there for years, and I told Jim, I said, Jim, you know, I don't like I'm back in yesteryear. I said, hey, with a few little changes, a little shrubbery over here, a little shrubbery here, I said that's great. But I said, only one thing, these rough roads that (inaudible) left here and took that Mexican hay ride, I said, the Navy is not cleaning that up and it looks like we might be stuck with that. I got away with it. Like going out of the country and taking the Mexican hay ride. Okay. Thank you fellows."

Supervisor Villella: "Yes, Ron. Oh, you're (inaudible) like me now."

Ron Eck: "No. I've been this way last year. That's why I gave up driving a car last year."

Steve Haizlip: "Oh, Vinny, I've got to speak for George."

Ron Eck: "Ron Eck, Riverhead. Supervisor Villella, how (inaudible) this Board up a little bit, even though we don't have too much people in the audience. When I first come in here, I saw a young lady sitting in your seat. I thought maybe you had pulled a Christine Jorgenson on this."

As I said again, Supervisor and Councilmen all, Barbara and Adam, I come here today because I was a little annoyed yesterday afternoon when I got done talking to the Chief of Police after you had asked me to go to talk to him. I was not annoyed at Mr.-- Chief of Police Grattan-- I was annoyed at what happened over at the Senior Citizens Center. Okay. I went in there, a friend of mine said to me, Mary was looking for me. Well, I was gone. So I go downstairs, I go in the office and Mary is sitting there. I have a lot of problems with Mary since I come back into Town, okay. Transportation. So I'm standing at the door and she's on the phone, she says to me, I'll be right with you. I says okay. Sue was in there, Sue McVey (phonetic) is it? She's in there; I'm at the other desk, standing there, and she answered her phone call and she hung up and was listening to what was going on. When Mary got done with her phone call, she says, what can I do for you? I says, you can't do nothing for me. You had a chance-- wanted to see me, were looking for me. She says, oh, yes, I have a lot of complaints. She says you're riding the senior citizens bus and you have a car and you've been seen driving it by more than one person. Now, when I come back to Riverhead, my son-in-law knows this, I did not want to buy a car. I did not want to drive anymore. I was going to take taxicabs and stuff like that.

The first night back in Riverhead-- I should say the first day back in Riverhead, I had walked all the way downtown from where I live, let's say by Dunkin Donuts, okay, all the way downtown and I felt the buses were still picking up passengers at Main Street. But when I went into the Hero Inn, I was told no, they were up at the Railroad now. So I asked my friend, Bob, what time was the first bus and he says 7:00 a.m. Well, I had an hour. So I say by Bob, I had a little breakfast and I had walked all the way down from Dunkin Donuts,

down to Main Street. Okay. I knew I have many problems inside my body that a lot of people don't know what I went through in this town, okay, with my health problems. Okay. Someday I'll tell you about it.

Right now, I am more interested in the Riverhead senior citizen van picking me up and not keep on getting annoyed by Mary, okay, telling me I can't do this. She's a senior citizen like I am, she rides the bus, okay. You see what happened to me now, walking up here. Okay. Last year I stopped driving my vehicles and you have seen my grandson driving the truck that we were using for your campaign and well being that I was in the hospital at the tail end of your campaign, I couldn't do anything for you.

I've been in a hospital on eastern Long Island for six weeks, okay. They transferred me to a nursing home-- not a nursing home, an adult home in Port Jefferson Station. The medicine that I was transferred with, I did not want but it was transferred with me, I had to take it and after I was there about three weeks, this nursing home which my good friend Chris knows about, gave me someone else's medicine because they ran out of mine and they said-- I said, this isn't my medicine. But that happened outside Riverhead.

Let's go back to yesterday. She tells me I'm not allowed to ride on the bus. Okay."

Supervisor Villella: "Did she say why?"

Ron Eck: "Because I own a car and I've been seen driving. Okay. Now, the car that I bought, my daughter asked me to buy it for my grandson, which I did. Okay. I felt he would ride me around when I needed to go places at night. Many nights I walked home from different places. Okay."

Supervisor Villella: "You want-- we'll talk to Mary and take care of the problem."

Ron Eck: "Well, she seems to be a problem with other people there, too, and the seniors felt that when this Town Board here got into office, there would be a lot of changes over there at the senior citizens center and none of them were made and they're very annoyed with what happened that these changes haven't been made. You had a man leave because he was not pleased with what was happening over there."

Supervisor Villella: "No. He went to-- "

Ron Eck: "I know. He went to St. Joseph. He got a good job. But he was-- he told me that he was-- he thought the Town would change with the new Board but it hasn't. So he feels there should be some changes over there. When you go looking for somebody like Sue McVey and Judy Dahl (phonetic) you can't find them. If you look for Russell, he's in the back here now-- or he was-- he's either in his office on the telephone so you can't bother him when he's on the telephone-- "

Supervisor Villella: "What's the problems that exist?"

Ron Eck: "Well, the thing that-- you made some promises that you're not keeping."

Supervisor Villella: "Like what?"

Ron Eck: "I don't know what they all are because I wasn't here for your-- the tail end of your campaign last year. I don't know what promises you made. But I know the other night you said something which you said you want to do what the people want-- "

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

Ron Eck: "So, let us stand by that. Let us do what the people want."

Supervisor Villella: "Ron, we've been doing that and if these people aren't happy with what's going on-- "

Ron Eck: "They should come up here and talk."

Supervisor Villella: "My door is open."

Ron Eck: "I know that. You told me the same thing."

Supervisor Villella: "Because every time I go to the nutrition center they're happy as can be the people there. So I don't know who they're talking about."

Ron Eck: "I don't know who they are either but they seem to be knifing me in the back and I'm not hurting them. You seen the way I walked up here. I should not be driving. Okay. Yesterday morning I

got up my eyes were blurry, like they are now."

Supervisor Villella: "Did they pick you up today to go there? The bus?"

Ron Eck: "No. Because I told her I didn't want to be picked up today, I had-- when I have a doctor's appointment and I have two in one day, I was also told that I could be picked up and taken to the doctor. But if I have two in one day, I am taking that bus away from Wheels on Meals, okay. I had two appointments Friday and that's where they saw me riding around in the car. Okay. That is ridiculous. If I don't feel like driving because of my health, which I've done over the years, many times I've parked my car and take the plates off and say, forget about it for a year or so. Okay. And I walk. Or I take a taxicab.

Now, the bus transportation here going to Hauppauge or to the VA Hospital, forget it. Three and a half hours by bus to go to the VA Hospital where you can make it in an hour. Mineola Hospital which is known as Winthrop, four and a half hours by bus. Okay."

Supervisor Villella: "That's the county?"

Ron Eck: "No. Yes. That's two counties, Suffolk County and Nassau-- "

Supervisor Villella: "No. That's the county bus; it's not the town."

Ron Eck: "No. Not the town. I know we're supposed to be talking about the-- but you're talking about a transportation hub in the paper. You have a transportation hub, you've got to have better transportation. That's all I have for tonight. There's more that I have to add-- "

Supervisor Villella: "When you call-- you're going to the nutrition center and they do deny you to pick you up, let me know."

Ron Eck: "Oh, and furthermore, I got a slight complaint today which I see it happening all the time. The senior citizen-- this was a complaint by a senior citizen who lives in Jamesport. Now, on the way to Jamesport, in Aquebogue, there's a lady generally picked up. This lady was on a different bus than this senior citizen was today and she complained, just talking to me, she don't know I come to the

Town Board meetings and speak out but this Mary is sitting up-- she's the dispatcher down there. She said something how the bus should pick up and who they should pick up and times like that there-- "

Supervisor Villella: "We have four or five new buses coming."

Ron Eck: "I know."

Supervisor Villella: "Minibuses, big buses, we have everything coming-- "

Ron Eck: "I know. You got one big (inaudible) bus, I was with Russell when the man was measuring."

Supervisor Villella: "No. I'm talking about we just got a big grant from Congressman Forbes of \$156,000 and we're getting all new minivans and two other buses, one with the lift for wheelchairs. Instead of having 20 people on there, you can fit 12 with the wheelchairs. I mean there's a lot of things happening. We've got to thank Congressman Forbes for it. You're telling me we don't have drivers to pick up people?"

Ron Eck: "From what I understand, well, Steve was doing some of the driving and he's gone and one day last week there it seems some people were on vacation and one of the drivers got annoyed that that driver had to come back three or four times to take people different places. But she-- that driver said they have to-- she has to do her job and she's doing it."

Supervisor Villella: "Kim, write down Russell is having a department head meeting with me on the budget-- just to mention I'll talk to him about the situation. Thanks, Ron."

Ron Eck: "You're welcome."

Supervisor Villella: "Anyone else like to speak?"

Councilman Lull: "Vinny, let me take a second if you would. I don't want to stretch out anything, we don't have a great audience here but I do want to mention to the audience at home. In 1996 there was a young filmmaker who came to Riverhead interested in making a film about a downtown movie theater. At the time the Central Suffolk Theater had been worked on-- the Suffolk Theater, sorry, and been worked on and was open and was available, he used the film-- he used

the theater as the basis for a film. The film was shot in 1996, was cut over the last year and as of this spring, it was ready to go. It was premiered at Theater 3 in Port Jefferson last month. Theater 3 is his sponsoring organization but it will be shown for the first time in Riverhead this week starting actually tomorrow night, now this is-- actually tonight. What is tonight? Yes, tonight's Wednesday, so starting tonight, but it will be shown Wednesday, Thursday and, excuse me, my mistake, today is Wednesday. It will be shown Thursday, Friday and Saturday night. Okay. Thursday, Friday and Saturday night, 17th, 18th and 19th at 7:30 at the Mini Cine on Peconic Avenue and Sunday afternoon there will be a brunch at Digger O'Dell's which will be-- that's been cancelled. Sorry about that. There will be a showing of the film at 3:00 on Sunday afternoon and that showing the film will be associated with a tour of the Vail-Leavit theater. Anyway, interesting thing, interesting film and support for the mini cine-- for the Vail-Leavit Music Hall. That's it."

Supervisor Villella: "Thank you, Jim. Steve."

Steve Haizlip: "Steve Haizlip from Calverton."

Supervisor Villella: "This is for George."

Steve Haizlip: "No. I decided I'm not going to speak for George because I may not have the words that he likes or the way he would want to put in so the only thing I want to say-- "

Supervisor Villella: "All you've got to do is say weasel."

Steve Haizlip: "Yes. He called me yesterday about that. It seems like he got Mr. Carlson to write a letter to him and he gave him a copy of that letter from the Adirondacks and he said that weasel didn't answer me yet.

What I wanted to bring up. I'm glad that Jim brought up about the theater. It reminded me that I got a grant of \$1,000 from Walmart to go into that theater."

Supervisor Villella: "You got Suffolk Theater."

Steve Haizlip: "The one down here-- "

Supervisor Villella: "Suffolk Theater. He was talking about Vail-Leavit."

Councilman Lull: "No. The Suffolk Theater was where the film was shot."

Steve Haizlip: "The Suffolk Theater is where it was shot, right. If the day ever arrives when they are going to open that theater, put names on the seats. I know Kim was called right in the office to verify that that's what it was going for. And I think through the efforts of me, my name should be on one of them seats. Okay, that's all I want to say."

Supervisor Vilella: "Thank you. No one else. Meeting adjourned."

Meeting adjourned: 4:05 p.m.

Barbara Guttan
Town Clerk